



Legislation Details (With Text)

File #: 23-0771 **Version:** 1 **Name:** COA/ 31-33 W New York St/ Amore Mio/ First Amendment RDA
Type: Resolution **Status:** Passed
File created: 9/22/2023 **In control:** City Council
On agenda: 9/26/2023 **Final action:** 9/26/2023
Title: A Resolution Authorizing a First Amendment to the Redevelopment Agreement for the Redevelopment of a New Italian Restaurant Known as Amore Mio, Curated by Roberto Avila, at 31-33 W New York Street in the City of Aurora, Illinois.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit A: Amore Mio RDA - First Amendment, 2. RDA-33 W. New York (Amore Mio) (Legistar 23-0503)

Date	Ver.	Action By	Action	Result
9/26/2023	1	City Council	approved	Pass

TO: Mayor Richard C. Irvin

FROM: Alex Minnella, Senior Planner

DATE: September 22, 2023

SUBJECT:

A Resolution Authorizing a First Amendment to the Redevelopment Agreement for the Redevelopment of a New Italian Restaurant Known as Amore Mio, Curated by Roberto Avila, at 31-33 W New York Street in the City of Aurora, Illinois.

PURPOSE:

This Resolution and the first amendment to the approved redevelopment agreement thereof does not contradict the previously approved agreement but will facilitate the execution of such and expedite the remodeling of dining services at the former restaurant located at 33 West New York Street.

BACKGROUND:

The Council approved a Redevelopment Agreement on July 11, 2023 for a financial incentive in the amount not to exceed \$200,000 as City Grant to Roberto Avila, the popular Latin chef and proprietor of the successful Altiro Latin Fusion restaurant, for the completion of the new Italian restaurant Amore Mio.

The approved Redevelopment Agreement included a section that added the Owner of the Property as an additional signatory for the limited and sole purpose of authorizing a License Agreement regarding stairs and decking adjacent to the Property.

DISCUSSION:

Due to unforeseen circumstances, the Owners have not added their signature to execute the

Redevelopment Agreement. As construction has advanced, the financial burden for the completion of the restaurant has become significant on the tenant (Mr. Roberto Avila) making the approved disbursement of the \$200,000 incentive timelier than ever.

IMPACT STATEMENT:

Not approving the first amendment to the Redevelopment Agreement, will add significant time to when the tenant will be able to receive the City funds and impede the completion of the restaurant Amore Mio.

RECOMMENDATIONS:

That this resolution be adopted.



CITY OF AURORA, ILLINOIS

RESOLUTION NO. _____
DATE OF PASSAGE _____

A Resolution Authorizing a First Amendment to the Redevelopment Agreement for the Redevelopment of a New Italian Restaurant Known as Amore Mio, Curated by Roberto Avila, at 31-33 W New York Street in the City of Aurora, Illinois..

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals, and welfare; and

WHEREAS, Amore Mio (the "Developer") has approached the City with a proposal to redevelop the property at 31-33 W. New York Street (the "Property") and operate it as a restaurant; and

WHEREAS, the City Council approved a Redevelopment Agreement on July 11, 2023 with resolution R23-203; and

WHEREAS, the City finds that the Developer will not redevelop without some assistance and incentive from the City with respect to construction and renovation costs and

WHEREAS, the City finds that as a direct result of the Project, the City will benefit through the retention or creation of jobs, the strengthening of the commercial environment within the City and the enhancement of its tax base, and that the Project will serve as a catalyst for the commercial development of adjacent areas;

WHEREAS, the Project would not be economically viable but for the assistance and participation of

the City;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Aurora, Illinois, as follows: that the Mayor is authorized to execute the First Amendment to the Redevelopment Agreement for redevelopment of the Property as a restaurant and the provision of economic incentives to the Developer to make the Project economically viable, as set forth in the Agreement; and further

BE IT RESOLVED, that the several City Officers and employees designated in the Agreement are authorized to perform the function and duties set forth in the Agreement; and further

BE IT RESOLVED, that the Mayor is authorized to execute such documents or agreements between the City and the Developer which are related to and subordinate to the Agreement so long as (1) such additional documents or agreements are consistent with and do not conflict with the provisions of the Agreement authorized by this Resolution (2) are necessary to carry into effect the purposes of the Agreement, and (3) do not create any additional liabilities upon the City.