

Office of the Chicago City Clerk



R2012-641

Office of the City Clerk

City Council Document Tracking Sheet

Meeting Date:

6/27/2012

Sponsor(s):

Pope, John (10)

Type:

Resolution

Title:

Support of Class 6(b) tax incentive for property at 3018, 3032 E 122nd St and 12260 S Carondolet Ave

Committee(s) Assignment:

Committee on Economic, Capital and Technology

Development

RESOLUTION CLASS 6(B) REAL ESTATE TAX INCENTIVE

FOR THE BENEFIT OF
PVS CHEMICAL SOLUTIONS, INC, A MICHIGAN CORPORATION

SAVAGE SERVICES CORPORATION, AN UTAH CORPORATION AND REAL ESTATE LOCATED GENERALLY AT 3018 AND 3032 EAST 122ND STREET AND 12260 SOUTH CARONDOLET AVENUE IN CHICAGO, ILLINOIS PURSUANT TO COOK COUNTY, ILLINOIS REAL PROPERTY ASSESSMENT CLASSIFICATION ORDINANCE

WHEREAS, the Cook County Board of Commissioners has enacted the Cook County Real Property Assessment Classification Ordinance, as amended from time to time (the "Ordinance"), which provides for, among other things, real estate tax incentives to property owners who build, rehabilitate, enhance and occupy property which is located within Cook County and which is used primarily for industrial purposes; and

WHEREAS, the City of Chicago (the "City"), consistent with the Ordinance, wishes to induce industry to locate and expand in the City by supporting financial incentives in the form of property tax relief; and

WHEREAS, PVS Chemical Solutions, Inc, a Michigan corporation ("Applicant"), owns certain real estate located generally at 3018 and 3032 East 122nd Street and 12260 South Carondolet Avenue, Chicago, Illinois 60633, as further described on Exhibit A hereto (the "Subject Property"), which will be leased by Savage Services Corporation., an Utah corporation, (the "Tenant"); and

WHEREAS, the Tenant constructed on the Subject Property a manufacturing facility to process molten sulphur into prills, used largely as an ingredient in plant fertilizers. Leasehold improvements of approximately 3,000 square feet on the six acre site include: a highly automated enclosed prilling tower, a small single-story office facility, an electric power control building and a receiving holding tank for molten sulphur; and

WHEREAS, the Subject Property is located within (i) the City of Chicago Enterprise Zone No. 3 (created pursuant to the Illinois Enterprise Zone Act, 20 ILCS 665/1 et seq., as amended, and pursuant to an ordinance enacted by the City Council of the City, as amended), and (ii) the Lake Calumet Industrial Tax Increment Finance Redevelopment Project Area (created pursuant to the Illinois Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11-74.4-1 et. seq., as amended, and pursuant to an ordinance enacted by the City Council of the City), and the purposes of Enterprise Zones and Redevelopment Project Areas are also to provide certain incentives in order to stimulate economic activity and to revitalize depressed areas; and

WHEREAS, the Applicant has filed with the Office of the Assessor of Cook County (the "Assessor") an eligibility application for a Class 6(b) tax incentive under the Ordinance; and

WHEREAS, the Ordinance requires that, in connection with the filing of a Class 6(b) eligibility application with the Assessor, the applicant must obtain from the municipality in which such real estate that is proposed for Class 6(b) designation is located a resolution expressly stating that the municipality has determined that the incentive provided by Class 6(b) is necessary for development to occur on such real estate and that the municipality supports and consents to the Class 6(b) classification by the Assessor; and

WHEREAS, it is the responsibility of the Assessor to determine that an application for a Class 6(b) classification or renewal of a Class 6(b) classification is eligible pursuant to the Ordinance; and

WHEREAS, the intended use of the Subject Property will provide significant present and future employment; and

WHEREAS, notwithstanding the Class 6(b) status of the Subject Property, the redevelopment and utilization thereof will generate significant new revenues to the City in the form of additional real estate taxes and other tax revenues; now therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1: That the City determines that the incentive provided by Class 6(b) is necessary for the development to occur on the Subject Property.

SECTION 2: That the City supports and consents to the Class 6(b) classification by the Assessor with respect to the Subject Property.

SECTION 3: That the Clerk of the City of Chicago is authorized to and shall send a certified copy of this resolution to the Office of the Cook County Assessor, Room 312, County Building, Chicago, Illinois 60602 and a certified copy of this resolution shall be included with the Class 6(b) eligibility application filed with the Assessor by the Applicant, as applicant, in accordance with the Ordinance.

SECTION 4: That this resolution shall be effective immediately upon its passage and approval, or as otherwise provided by law.

Honorable John A. Pope

EXHIBIT A

Street Address: 3018 and 3032 East 122nd Street and 12260 South Carondolet Avenue, Chicago, Illinois 60633

PINS: 26-19-301-003-0000, 26-19-401-002-0000 and portions of 26-30-100-040-0000

Legal Description of Subject Property: The area is bounded by:

A line 167.02 feet North of and parallel to the North boundary line of East 122^{nd} Street; a line 66.01 feet East of and parallel to the West boundary line of South Carondolet Avenue (if extended); East 122^{nd} Street; South along South Carondolet Avenue for a distance of 270.50 feet; thence Northwesterly line for a distance of 105.30 feet; thence and East-West line for a distance of 378 feet; thence a Northwest line for a distance of 428.78 feet along the Southeasterly and Easterly Channel line of the Calumet River.

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

| A. Legal name of the Disclosing Party submitting | ng this EDS. Include d/b/a/ if applicable: | | |
|--|--|--|--|
| PVS Chemical Solutions, Inc. | PVS Chemical Solutions, Inc. | | |
| Check ONE of the following three boxes: | | | |
| Applicant in which the Disclosing Party ho | et interest in the Applicant. State the legal name of the olds an interest: te Section II.B.1.) State the legal name of the entity in | | |
| B. Business address of the Disclosing Party: | 12260 South Carondolet Avenue Chicago, Illinois 60633 | | |
| C. Telephone: 773-913-7700 Fax: 773-9 | 33-0957 Email: fmckay@pvschemicals.com | | |
| D. Name of contact person: Fran McKay | | | |
| E. Federal Employer Identification No. (if you h | ave one): | | |
| F. Brief description of contract, transaction or of which this EDS pertains. (Include project numb | ther undertaking (referred to below as the "Matter") to er and location of property, if applicable): | | |
| Application for Class 6b Real Estate Tax Incentive | | | |
| G. Which City agency or department is requesting | ng this EDS? Department of Housing & Economic Development | | |
| If the Matter is a contract being handled by the complete the following: N/A | e City's Department of Procurement Services, please | | |
| Specification # | and Contract # | | |

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

| 1. Indicate the nature of the Disclosing Pa | arty: | | |
|--|--|--|--|
| [] Person | [] Limited liability company | | |
| [] Publicly registered business corporation | [] Limited liability partnership | | |
| Privately held business corporation | [] Joint venture | | |
| [] Sole proprietorship | [] Not-for-profit corporation | | |
| [] General partnership | (Is the not-for-profit corporation also a 501(c)(3))? | | |
| [] Limited partnership | [] Yes [] No | | |
| [] Trust | [] Other (please specify) | | |
| For legal entities, the state (or foreign country) of incorporation or organization, if applicable: Michigan For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? | | | |
| [] No | [] N/A | | |
| B. IF THE DISCLOSING PARTY IS A LEG | GAL ENTITY: | | |
| NOTE: For not-for-profit corporations, also I there are no such members, write "no member the legal titleholder(s). If the entity is a general partnership, limited partnership or joint venture, list below the nar | all executive officers and all directors of the entity. list below all members, if any, which are legal entities. If rs." For trusts, estates or other similar entities, list below d partnership, limited liability company, limited liability me and title of each general partner, managing member, ntrols the day-to-day management of the Disclosing Party. ubmit an EDS on its own behalf. | | |
| Name | Title | | |
| See Exhibit A | | | |
| | | | |
| | | | |
| | | | |
| | | | |

2. Please provide the following information concerning each person or entity having a direct or indirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None." **NOTE**: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

Percentage Interest in the

Business Address

Name

| | | i cicchtage intoicst in the |
|--|--|---|
| Pressure Vessel Service, Inc., _d/b/a PVS Chemicals, Inc. | 10900 Harper Avenue Detroit, Michigan 48213 | Disclosing Party 100% |
| | | |
| | | |
| | | |
| SECTION III BUSI | NESS RELATIONSHIPS W | ITH CITY ELECTED OFFICIALS |
| - | - | ip," as defined in Chapter 2-156 of the Municipal pefore the date this EDS is signed? |
| []Yes | ⋈ No | |
| | | |

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

| Name (indicate whether | Business | Relationship to Disclosing Party | Fees (indicate whether |
|---|---|---|--|
| retained or anticipated | Address | (subcontractor, attorney, | paid or estimated.) NOTE: |
| to be retained) | | lobbyist, etc.) | "hourly rate" or "t.b.d." is |
| | P. O. Box 178510 | | not an acceptable response. |
| Square Block Consulting, Inc. | Chicago, IL 60617 | Consultant | Per Arrangement Between Savage |
| | | | Services Corporation (Applicant's |
| | | | Tenant) and Square Block Consulting. Fees Not Paid by Applicant. |
| | | | mg. Food Not Fall by Pippingania |
| (Add sheets if necessary | ') | | |
| [] Check here if the Dis | closing Party has | s not retained, nor expects to retain | n, any such persons or entities |
| SECTION V CERTI | FICATIONS | | |
| A. COURT-ORDERED | CHILD SUPPO | ORT COMPLIANCE | · |
| Under Municipal Cod | le Section 2-92-4 | 415, substantial owners of business | s entities that contract with |
| • | | their child support obligations thr | |
| | - | y owns 10% or more of the Disclosus by any Illinois court of compete | - |
| [] Yes [/] | | person directly or indirectly owns closing Party. | 10% or more of the |
| If "Yes," has the person is the person in complian | | ourt-approved agreement for paym eement? | ent of all support owed and |
| []Yes []] | No | | |
| B. FURTHER CERTIF | ICATIONS | | |
| consult for defined term submitting this EDS is the certifies as follows: (i) r | s (e.g., "doing but he Applicant and neither the Applic | oter 1-23, Article I ("Article I")(what is iness") and legal requirements), I is doing business with the City, the cant nor any controlling person is or been convicted of, or placed und | if the Disclosing Party hen the Disclosing Party currently indicted or charged |

criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. To the best of the Disclosing Party's knowledge after reasonable inquiry, no current employee of the Disclosing Party was, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago.
- 8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the Disclosing Party has not given or caused to be given a gift, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City

| employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$10 per recipient. |
|---|
| 9. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below: N/A |
| |
| |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |
| C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION |
| 1. The Disclosing Party certifies that the Disclosing Party (check one) |
| [] is [s] is not |
| a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code. |
| 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges: |
| "We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City." |
| If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary): N/A |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |

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Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

meanings when used in this Part D.

| Name | Business Address | Nature of Interest |
|---|--|---|
| | cked "Yes" to Item D.1., provide the oyees having such interest and identified | e names and business addresses of the City ify the nature of such interest: |
| [] Yes | [] No | |
| Does the Matter i | nvolve a City Property Sale? | |
| elected official or any other person for taxes or assess "City Property Sa | employee shall have a financial int or entity in the purchase of any prop sments, or (iii) is sold by virtue of le | we bidding, or otherwise permitted, no City terest in his or her own name or in the name of perty that (i) belongs to the City, or (ii) is sold regal process at the suit of the City (collectively, ken pursuant to the City's eminent domain powering of this Part D. |
| NOTE: If you cl Item D.1., procee | | to Items D.2. and D.3. If you checked "No" to |
| | financial interest in his or her own | Municipal Code: Does any official or employee name or in the name of any other person or |
| 1. In accorda | nce with section 2-130-110 of the L | viullicipal Code. Does ally official of chiblo |

4. The Disclosing Party further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all information required by paragraph 2. Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

✓ 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

| 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records: | | |
|--|--|--|
| | | |
| SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS | | |
| NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding. | | |
| A. CERTIFICATION REGARDING LOBBYING | | |
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary): | | |
| | | |
| (If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.) | | |
| 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined to applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, | | |

3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.

amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying"

| Activities". | |
|--|--|
| form and substance to para subcontract and the Disclo | rty is the Applicant, the Disclosing Party must obtain certifications equal in graphs A.1. through A.4. above from all subcontractors before it awards any sing Party must maintain all such subcontractors' certifications for the must make such certifications promptly available to the City upon request. |
| B. CERTIFICATION REG | GARDING EQUAL EMPLOYMENT OPPORTUNITY |
| | inded, federal regulations require the Applicant and all proposed e following information with their bids or in writing at the outset of |
| Is the Disclosing Party the | Applicant? |
| []Yes | [] No |
| If "Yes," answer the three | questions below: |
| 1. Have you developed federal regulations? (See 4 | and do you have on file affirmative action programs pursuant to applicable I CFR Part 60-2.) [] No |
| <u>-</u> | the Joint Reporting Committee, the Director of the Office of Federal rams, or the Equal Employment Opportunity Commission all reports due requirements? [] No |
| 3. Have you participat equal opportunity clause? | ed in any previous contracts or subcontracts subject to the |
| [] Yes | [] No |
| If you checked "No" to que | estion 1. or 2. above, please provide an explanation: |
| | |

SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any Page 10 of 13

contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not

use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.

F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

| PVS Chemical Solutions, Inc. | |
|--|------------------|
| (Print or type name of Disclosing Party) | |
| By: Jorethon S. Pout | |
| (Sign here) | |
| Jonathan S. Taub | |
| (Print or type name of person signing) | |
| Secretary | |
| (Print or type title of person signing) | - |
| | |
| Signed and sworn to before me on (date) | June 20, 2012 |
| at Wayne County, Michigan | _ (state). |
| Dela Jalenda | _ Notary Public. |
| Commission expires: 9/4/2017 | · |
| | |
| DEBRA J. THEODORE Motory Public, Macomb County, Michigan Action in Micros County, Michigan | |
| My Commission Expires September 4, 2017 | |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

This Appendix is to be completed only by (a) the Applicant, and (b) any legal entity which has a direct ownership interest in the Applicant exceeding 7.5 percent. It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as of the date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, the city treasurer or any city department head as spouse or domestic partner or as any of the following, whether by blood or adoption: parent, child, brother or sister, aunt or uncle, niece or nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.1.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

Does the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently have a "familial relationship" with an elected city official or department head?

| [] Yes | [√] No | • |
|-----------------------|------------------------------------|---|
| such person is connec | ted; (3) the name and title of the | of such person, (2) the name of the legal entity to which e elected city official or department head to whom such nature of such familial relationship. |
| | | |

EXHIBIT A TO ECONOMIC DISCLOSURE STATEMENT OF PVS CHEMICAL SOLUTIONS, INC. (DISCLOSING PARTY)—LIST OF EXECUTIVE OFFICERS AND DIRECTORS

| Name | Title | |
|-------------------------|---------------------------|--|
| Dean H. Larson | President | |
| James M. Nicholson | Vice President | |
| David A. Nicholson | Vice President & Director | |
| Timothy F. Nicholson | Vice President | |
| Allan A. Schlumberger | Vice President | |
| Jonathan S. Taub | Secretary | |
| Candee M. Saferian | Treasurer | |
| James B. DeVleeschouwer | Assistant Secretary | |
| Milisav M. Bulatovic | Assistant Treasurer | |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

| A. Legal name of the Disclosing Party submitting | ng this EDS. Include d/b/a/ if applicable: | |
|---|--|--|
| Pressure Vessel Service, Inc., d/b/a "PVS Chemicals, Inc." | | |
| Check ONE of the following three boxes: | | |
| Indicate whether the Disclosing Party submitting 1. [] the Applicant OR 2. [a legal entity holding a direct or indire Applicant in which the Disclosing Party ho | ct interest in the Applicant. State the legal name of the | |
| | ce Section II.B.1.) State the legal name of the entity in control: | |
| B. Business address of the Disclosing Party: | 10900 Harper Avenue Detroit, Michigan 48213 | |
| C. Telephone: 313-921-1200 Fax: 313-9 | 21-1378 Email: fmckay@pvschemicals.com | |
| D. Name of contact person: Fran McKay | | |
| E. Federal Employer Identification No. (if you h | nave one): | |
| F. Brief description of contract, transaction or o which this EDS pertains. (Include project numb | ther undertaking (referred to below as the "Matter") to ber and location of property, if applicable): | |
| Application for Class 6b Real Estate Tax Incentive | - <u></u> | |
| G. Which City agency or department is requesti | ng this EDS? Department of Housing & Economic Development | |
| If the Matter is a contract being handled by the complete the following: | ne City's Department of Procurement Services, please | |
| Specification # | and Contract # | |

SECTION II - DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

| [] Person [] Publicly regist [] Privately held [] Sole proprietor [] General partne [] Limited partne [] Trust | rship rship | [] Limited liab [] Limited liab [] Joint venture [] Not-for-prof (Is the not-for-p [] Yes [] Other (pleas | ility partnership it corporation rofit corporation also a 501(c)(3))? [] No e specify) |
|--|--|--|--|
| 2. For legal en | ntities, the state (or foreign o | country) of incorpo | ration or organization, if applicable: |
| Michigan | | • | |
| _ | ntities not organized in the S ate of Illinois as a foreign en | | s the organization registered to do |
| [] Yes | M No | [] N/A | Note: Disclosing Party's affiliate (PVS Chemical Solutions, Inc.) is registered to do business in Illinois as a foreign entity. |
| B. IF THE DISC | LOSING PARTY IS A LEG | AL ENTITY: | • |
| NOTE: For not-for there are no such a the legal titleholds If the entity is a partnership or join manager or any ot | or-profit corporations, also li members, write "no member er(s). I general partnership, limited at venture, list below the nan | ist below all members." For trusts, estand list partnership, limit are and title of each trols the day-to-da | ers and all directors of the entity. Hers, if any, which are legal entities. If tes or other similar entities, list below the diability company, limited liability ageneral partner, managing member, by management of the Disclosing Party. It is own behalf. |
| Name | | Title | |
| See Exhibit A | | · · · · · · · · · · · · · · · · · · · | |
| | | | |
| | | | |
| | | | |

2. Please provide the following information concerning each person or entity having a direct or indirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None." **NOTE**: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

Domonutors Interest in the

Ducinass Address

Mama

| Name | Dusiness Mudicss | i ciccitage interest in the |
|--------------------------------------|--------------------------------------|--|
| | | Disclosing Party |
| See Exhibit B | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| SECTION III - | BUSINESS RELATIONSHIPS W | TITH CITY ELECTED OFFICIALS |
| | _ , | nip," as defined in Chapter 2-156 of the Municipal |
| Code, with any Ci | ty elected official in the 12 months | before the date this EDS is signed? |
| [] Yes | [√] No | |
| | | |
| If yes, please iden relationship(s): | tify below the name(s) of such City | elected official(s) and describe such |
| | | |
| | | |
| | | |

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

| Name (indicate whethe retained or anticipated to be retained) | er Business Address | Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.) | Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response. |
|--|---|--|---|
| | | | |
| (Add sheets if necessar | ·y) | | |
| ✓ Check here if the Di | isclosing Party h | as not retained, nor expects to retain | 1, any such persons or entities |
| SECTION V CERT | CIFICATIONS | | |
| A. COURT-ORDERE | D CHILD SUP | PORT COMPLIANCE | |
| - | | 2-415, substantial owners of business the their child support obligations thr | |
| | • | tly owns 10% or more of the Disclosons by any Illinois court of compete | • |
| []Yes | | No person directly or indirectly owns isclosing Party. | 10% or more of the |
| If "Yes," has the person is the person in compli | | court-approved agreement for paym greement? | ent of all support owed and |
| [] Yes [] | No | | |
| B. FURTHER CERTI | FICATIONS | | |
| consult for defined term submitting this EDS is certifies as follows: (i) with, or has admitted g | ns (e.g., "doing the Applicant an neither the App quilt of, or has ex | apter 1-23, Article I ("Article I")(whe business") and legal requirements), and is doing business with the City, the licant nor any controlling person is ever been convicted of, or placed under the property of the conspiracy to commit bribes. | if the Disclosing Party nen the Disclosing Party currently indicted or charged er supervision for, any |

perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. To the best of the Disclosing Party's knowledge after reasonable inquiry, no current employee of the Disclosing Party was, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago.
- 8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the Disclosing Party has not given or caused to be given a gift, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City

| employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$10 per recipient. |
|---|
| 9. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below: N/A |
| |
| |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |
| C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION |
| 1. The Disclosing Party certifies that the Disclosing Party (check one) |
| [] is [/] is not |
| a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code. |
| 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges: |
| "We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City." |
| If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary): N/A |
| |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |

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Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

meanings when used in this Part D.

| 1. | In accordance with Section 2-156-110 of the Municipal Code: Does any official or employee |
|----------|---|
| of the (| City have a financial interest in his or her own name or in the name of any other person or |
| entity i | n the Matter? |

[] Yes [No

NOTE: If you checked "Yes" to Item D.1., proceed to Items D.2. and D.3. If you checked "No" to Item D.1., proceed to Part E.

2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part D.

Does the Matter involve a City Property Sale?

[]Yes []No

3. If you checked "Yes" to Item D.1., provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest:

| Name | Business Address | Nature of Interest |
|------|------------------|--------------------|
| | | |
| | | |

4. The Disclosing Party further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all information required by paragraph 2. Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

✓ 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

| 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records: |
|--|
| |
| SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS |
| NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding. |
| A. CERTIFICATION REGARDING LOBBYING |
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary): |
| |
| (If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.) |
| 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, |

3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.

amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying"

| Activities". | |
|---|---|
| form and substance to paragraphs A.1. subcontract and the Disclosing Party m | eplicant, the Disclosing Party must obtain certifications equal in through A.4. above from all subcontractors before it awards any tust maintain all such subcontractors' certifications for the such certifications promptly available to the City upon request. |
| B. CERTIFICATION REGARDING I | EQUAL EMPLOYMENT OPPORTUNITY |
| • | al regulations require the Applicant and all proposed information with their bids or in writing at the outset of |
| Is the Disclosing Party the Applicant? | |
| [] Yes [] No | |
| If "Yes," answer the three questions be | low: |
| 1. Have you developed and do you federal regulations? (See 41 CFR Part [] Yes [] No | have on file affirmative action programs pursuant to applicable 60-2.) |
| | eporting Committee, the Director of the Office of Federal Equal Employment Opportunity Commission all reports due as? |
| 3. Have you participated in any preequal opportunity clause? | evious contracts or subcontracts subject to the |
| [] Yes [] No | |
| If you checked "No" to question 1. or 2 | 2. above, please provide an explanation: |
| | |
| | |

SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any

contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not

use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.

F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

| Pressure Vessel Service, Inc. | |
|--|------------------|
| (Print or type name of Disclosing Party) | |
| By: Joseph A. Part (Sign here) | |
| (Sign here) | |
| Jonathan S. Taub | |
| (Print or type name of person signing) | |
| Vice President, General Counsel & Secretary | |
| (Print or type title of person signing) | |
| Signed and sworn to before me on (date) | June 20, 2012 |
| at Wayne County, Michigan | |
| Del- gelector | _ Notary Public. |
| Commission expires: 9/4/2017 | • |
| PERSONAL THEODOR | |
| Notary Public, Macomb County, Michigan Acting in Warne County | |
| Mr Containaine Captus Section in A. 2017 | |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as of the date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, the city treasurer or any city department head as spouse or domestic partner or as any of the following, whether by blood or adoption: parent, child, brother or sister, aunt or uncle, niece or nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.1.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

Does the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently have a "familial relationship" with an elected city official or department head?

| [] Yes | [√] No | |
|-----------------------|-------------------------------------|---|
| such person is connec | cted; (3) the name and title of the | le of such person, (2) the name of the legal entity to which the elected city official or department head to whom such se nature of such familial relationship. |
| | | |

EXHIBIT A TO ECONOMIC DISCLOSURE STATEMENT OF PRESSURE VESSEL SERVICE, INC., D/B/A PVS CHEMICALS, INC. (DISCLOSING PARTY)— LIST OF EXECUTIVE OFFICERS AND DIRECTORS

| Name | Title |
|----------------------------|---|
| James B. Nicholson | President, CEO & Director |
| James M. Nicholson | Vice President, Vice Chairman & Director |
| David A. Nicholson | Vice President & Director |
| Timothy F. Nicholson | Vice President & Director |
| John S. Nicholson | Vice President & Director |
| Allan A. Schlumberger | Executive Vice President |
| Jonathan S. Taub | Vice President, General Counsel & Secretary |
| Candee M. Saferian | Vice President, CFO & Treasurer |
| William Bernstein | Director |
| Craig D. Iseli | Director |
| Raymond H. Neisewander III | Director |
| James B. DeVleeschouwer | Assistant Secretary |
| Milisav M. Bulatovic | Assistant Treasurer |

EXHIBIT B TO ECONOMIC DISCLOSURE STATEMENT OF PRESSURE VESSEL SERVICE, INC., D/B/A PVS CHEMICALS, INC. (DISCLOSING PARTY)—LIST OF SHAREHOLDERS

| Name | Business Address | Percentage Interest in Disclosing Party |
|----------------------|--|--|
| James B. Nicholson | 10900 Harper Avenue Detroit, Michigan 48213 | 21.17% |
| James M. Nicholson | 10900 Harper Avenue Detroit, Michigan 48213 | 19.71% |
| David A. Nicholson | 10900 Harper Avenue Detroit, Michigan 48213 | 19.71% |
| Timothy F. Nicholson | 10900 Harper Avenue Detroit, Michigan 48213 | 19.71% |
| John S. Nicholson | 10900 Harper Avenue Detroit, Michigan 48213 | 19.71% |
| | | 100% |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION 1 -- GENERAL INFORMATION

| | Check ONE of the following three boxes: Indicate whether the Disclosing Party submitting this EDS is: 1. [x] the Applicant OR | | |
|--|--|--|--|
| | | | |
| | | | |
| 2. [] a legal entity holding a direct or indirect interest in the Applicant. State the legal name Applicant in which the Disclosing Party holds an interest: OR | | | |
| | 3. [] a legal entity with a right of control (see Section II.B.1.) State the legal name of the entity which the Disclosing Party holds a right of control: | | |
| .) | B. Business address of the Disclosing Party: 6340 South 3000 East #600 | | |
| | Salt Lake City, UT 84121 | | |
| | C. Telephone: 801-944-6600 Fax: 801-424-7272 Email: tadk@savageservices.com | | |
| | D. Name of contact person: Tad A. Koch, VP Tax | | |
| | E. Federal Employer Identification No. (if you have one): | | |
| | F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable): | | |
| Class 6 Applica | B _{NL} Savage Services will construct and operate a sulfer prilling facility at the S. Carondolet Avenue site. | | |
| | G. Which City agency or department is requesting this EDS? City of Chicago Department of Housing and Econom: Development | | |
| | If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following: | | |
| | Specification # and Contract # | | |

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

| 1. Indicate the nature of the Disclosing Pa | arty; |
|---|--|
| [] Person | [] Limited liability company |
| [] Publicly registered business corporation | [] Limited liability partnership |
| [x] Privately held business corporation | [] Joint venture |
| [] Sole proprietorship | [] Not-for-profit corporation |
| [] General partnership | (Is the not-for-profit corporation also a 501(c)(3))? |
| [] Limited partnership | []Yes []No |
| [] Trust | [] Other (please specify) |
| Utah | State of Illinois: Has the organization registered to do |
| business in the State of Illinois as a foreign en | atity? |
| [x] Yes [] No | [] N/A |
| B. IF THE DISCLOSING PARTY IS A LEG | SAL ENTITY: |
| NOTE: For not-for-profit corporations, also Is there are no such members, write "no member the legal titleholder(s). If the entity is a general partnership, limited partnership or joint venture, list below the name | all executive officers and all directors of the entity. ist below all members, if any, which are legal entities. If rs." For trusts, estates or other similar entities, list below d partnership, limited liability company, limited liability ne and title of each general partner, managing member, strols the day-to-day management of the Disclosing Party. Ibmit an EDS on its own behalf |
| | |
| Name | Title |
| Allen Alexander | CEO |
| Curtis Dowd | CFO |
| Kirk Aubry | COO |
| Tad A. Koch | Vice President Tax |

2. Please provide the following information concerning each person or entity having a direct or indirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None." NOTE: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

| Name | Business Address | Percentage interest in the |
|--------------------------------------|---|--|
| | | Disclosing Party |
| Savage Companies | 6340 S 3000 E #600 SLC, UT 84121 | 100% |
| | | |
| | | |
| | | |
| | | |
| SECTION III I | BUSINESS RELATIONSHIPS WIT | H CITY ELECTED OFFICIALS |
| | ing Party had a "business relationship, ty elected official in the 12 months bef | " as defined in Chapter 2-156 of the Municipal fore the date this EDS is signed? |
| []Yes | [x] No | |
| If yes, please identrelationship(s): | tify below the name(s) of such City ele | ected official(s) and describe such |
| | | |
| | | |

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

| Name (indicate whether retained or anticipated to be retained) | Business Address | Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.) | Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is |
|--|---------------------|---|---|
| See Tab 8 | | | not an acceptable response. |
| | | | |
| | | | |
| (Add sheets if necessary) | | | |
| [] Check here if the Disc | losing Party h | as not retained, nor expects to retain | , any such persons or entities. |
| SECTION V CERTII | FICATIONS | | |
| A. COURT-ORDERED | CHILD SUPP | ORT COMPLIANCE | |
| - | | -415, substantial owners of business h their child support obligations thro | |
| • • | • | ly owns 10% or more of the Disclos ons by any Illinois court of competen | |
| [] Yes [x] N | | o person directly or indirectly owns closing Party. | 10% or more of the |
| If "Yes," has the person e is the person in compliance | | ourt-approved agreement for payme reement? | ent of all support owed and |
| []Yes []N | 0 | | |
| B. FURTHER CERTIFIC | CATIONS | | |
| | - | pter 1-23, Article I ("Article I")(whi | - - |

 $\dots \, \times$

1. Pursuant to Municipal Code Chapter 1-23, Article I ("Article I") (which the Applicant should consult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party submitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party certifies as follows: (i) neither the Applicant nor any controlling person is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.

| 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further | | | | |
|--|--|--|--|--|
| Certi | fications), the Disclosing Party must explain below: | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

| presumed that the Disclosing Party certified to the above statements. |
|--|
| 8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none"). |
| |
| 9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient. |
| |
| C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION |
| 1. The Disclosing Party certifies that the Disclosing Party (check one) |
| [] is [x] is not |
| a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code. |
| 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges: |
| "We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City." |
| If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary): |
| |

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this Part D. 1. In accordance with Section 2-156-110 of the Municipal Code: Does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter? []Yes [x] No NOTE: If you checked "Yes" to Item D.1., proceed to Items D.2. and D.3. If you checked "No" to Item D.1., proceed to Part E. 2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part D. Does the Matter involve a City Property Sale? []Yes [] No 3. If you checked "Yes" to Item D.1., provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest: Name **Business Address** Nature of Interest

4. The Disclosing Party further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all information required by paragraph 2. Failure to

| comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City. |
|---|
| x 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records. |
| 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records: |
| SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS |
| NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding. |
| A. CERTIFICATION REGARDING LOBBYING |
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary): |
| |
| (If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.) |
| 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement. |

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.
- 4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A.1. through A.4. above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

If the Matter is federally funded, federal regulations require the Applicant and all proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.

| Is the Disclosing F | Party the Applicant? |
|---------------------------------|---|
| [] Yes | [] No. |
| If "Yes," answer t | he three questions below: |
| | eveloped and do you have on file affirmative action programs pursuant to applicable? (See 41 CFR Part 60-2.) |
| []Yes | · |
| Contract Complian | led with the Joint Reporting Committee, the Director of the Office of Federal ace Programs, or the Equal Employment Opportunity Commission all reports due le filing requirements? [] No |
| 3. Have you p equal opportunity | articipated in any previous contracts or subcontracts subject to the clause? |
| []Yes | []No |
| If you checked "N | o" to question 1. or 2. above, please provide an explanation: |

SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.

F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Savage Services Corporation

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

| (Print or type name of Disclosing Party) |
|--|
| By: (Sign here) |
| Tad A. Koch |
| (Print or type name of person signing) |
| V.P. Tax |
| (Print or type title of person signing) |
| |
| Signed and sworn to before me on (date) June 5th 2012, |
| at Salt Lake County, 11thah (state). |
| Kathleen M. Rohlfong Notary Public. |
| Commission expires: 8-24-2014. |
| NOTARY PUBLIC-STATE OF UTAH COMMISSION# 600408 |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

This Appendix is to be completed only by (a) the Applicant, and (b) any legal entity which has a direct ownership interest in the Applicant exceeding 7.5 percent. It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as of the date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, the city treasurer or any city department head as spouse or domestic partner or as any of the following, whether by blood or adoption: parent, child, brother or sister, aunt or uncle, niece or nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.1.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

Does the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently have a "familial relationship" with an elected city official or department head?

| [] Yes | IX No | | | , |
|----------------------|---------------------------|------------------------|---|-------------------|
| such person is conne | cted; (3) the name and ti | itle of the elected ci | erson, (2) the name of the ity official or department such familial relationship. | head to whom such |
| | | | | |
| | | | | |

Tab 8
Attachment Made Part of the City of Chicago Economic Disclosure Statement & Affidavit

Subcontractors Listing

| Name | Address | Nature of Relationship | Planned Cost |
|---|---|--|---------------------------|
| ACES | 2841 E La Palma Ave, Anaheim, CA 92806 | Priller & Rated Systems | \$66,521.50 |
| Agro International | 7105 North Loop East, Houston, TX 77028 | Mechanical System Including Structural, Process Piping & Equipment | \$27,902.00 |
| Allied Waste | 18500 N Allied Way, Phoentx, AZ 85054 | Engineering & Permitting Work | \$4,833.27 |
| AMS Mechanical | 140 E Tower Orive, Burr Ridge, IL 60527 | Mechanical System Including Structural, Process Piping & Equipment | \$885,778.50 |
| Broome Welding | 7909 Bayside, Galveston, TX 77554 | Mechanical System including Structural, Process Piping & | \$2,451.60 |
| Chicago Switchboard | 470 W Wrightwood Ave, Elmhurst, IL 60126 | Equipment Electrical Equipment & Installation | \$8,140.00 |
| City of Chicago | 8034 Innovation Way, Chicago, IL 60682 | Engineering & Permitting Work | \$8,304.83 |
| Comed | 7601 S Lawndale Ave, Chicago, IL 60652 | Engineering & Permitting Work | 49,095.01 |
| Consortian Construction | 3817 Chester Dr, Glenview, IL 60026 | Civil, Soil Improvements, and Foundation Work, Engineering & | \$190,000.00 |
| Controls Southeast | 12201 Nations Ford Road, Pineville, NC 28134 | Permittina Work Mechanical System Including Structural, Process Piping & Equipment | \$31,296.00 |
| Crescent Technology | 1615 Poydras St, Second Floor, New Orleans, LA 70112 | Engineering & Permitting Work | \$290,918.11 |
| Devco USA | 6846 S Canton, Sulte 700, Tulsa, OK 74136 | Priller & Rated Systems, Electrical Equipment & Installation | \$3,180,889.40 |
| ECS Construction | 14026 Thunderbolt Place, Suite 700, Chantilly, VA 2015) | Civil, Soil Improvements, and Foundation Work | \$4,200.25 |
| Enpro | 121 S Lombard Road, Addison, IL 60101-3084 | Priller & Rated Systems, Mechanical System Including Structural, Process Plotna & Equipment | \$5,889.80 |
| Foundation Services | PO Box 120, Hudson, IA 50643-0120 | Civil, Soli Improvements, and Foundation Work | \$266,000.00 |
| Gooding Rubber | 10321 Werch Dr #200, Woodridge, IL 60517-4813 | Startup & Commissioning | \$577.50 |
| Grant Thornton | 175 West Jackson Blyd, Chicago, JL 60604 | Consulting | \$12,132.74 |
| Hasse Construction | 10 Lincoln Ave, Calumet, IL 60409 | Civil, Soil Improvements, and Foundation Work | \$1,745,566.33 |
| · == | 1000 West Monroe Street, Chicago, IL 60607 | Engineering & Permitting Work | \$13,713.44 |
| Hutter Architech | | Engineering & Permitting Work | \$500.00 |
| IEPA | 1021 North Grand Avenue East, Springfield, IL 62794-9276 | · · | \$3,009.81 |
| Ingersoli Rand | 131 W Diversey Avenue, Elmhurst, TL 60126 | Mechanical System including Structural, Process Piping & Equipment Tank Design & Fabrication | \$5,000.00 |
| International Tank Serv | 1085 South Metcalf Street, Lima, OH 45804 | | |
| Jose De Avila & Assoc Keltech | 6611 W North Avenue, Suite 101, Oak Park, IL 60302 729 5 Grove, Delton, MI 49046 | Engineering & Permitting Work Mechanical System Including Structural, Process Piping & | \$4,230.00 \$13,576.08 |
| Manager of the State | 622 Chet Cumpor Avo. Indianopolis IN 46247-0070 | Equipment Test Design & Sabrication | \$1,328,253.00 |
| Kennedy Tank | 833 East Sumner Ave, Indianapolis, IN 46247-0070 | Tank Design & Fabrication | 41,200,000,000 |
| Law Office of Mark J. Kuptec & Associates | 77 West Washington St., Suite 1801, Chicago, IL 50602 | Legal Services | \$1,185.46 |
| Liberty Fire Equip Luse Thermal Tech | 168 S Schuyler Ave, Bradley, IL 60915 3990 Enterprise Court, Aurora, IL 60504 | Startup & Commissioning Mechanical System Including Structural, Process Piping & | \$93,935.00 |
| Magnetrol - FOX | 5300 Belmont Road, Downers Grove, IL 60515-4499 | Equipment Mechanical System including Structural, Process Piping & | \$469.47 |
| McMaster Carr | 200 Aurora Industrial Parkway, Aurora, OH 44202-8087 | Equipment Priller & Rated Systems | \$3,543.56 |
| Newby Rubber | 320 Industrial Street, Bakersfield, CA 93307 | Startup & Commissioning | \$499.00 |
| Plastic Mart | 307 Industrial Boulevard, Burnet, TX 78611 | Priller & Rated Systems | \$1,141.79 |
| | 9805 South 500 West, Sandy, UT 84070 | Engineering & Permitting Work | \$4,500.00 |
| Precision Systems Engr | | Engineering & Permitting Work | \$32,271.24 |
| Providence | 1201 Main Street, Baton Rouge, LA 70802 | Engineering & Permitting Work | \$35,250.00 |
| PS1 | 16707 Collections Center Drive, Chicago, IL 60593 | | \$5,792.00 |
| Q Max Industries | 529 E Hebron, Charlotte, NC 28273 | Startup & Commisioning | \$255,376.46 |
| R&M Engineering | 5280 South Commerce Drive, Suite E-130, Murray, UT 84107 | Engineering & Permitting Work | \$3,856.23 |
| Rainey Engineering | 7110 Britimoore, Suite 350, Houston, TX 77041 | Mechanical System including Structural, Process Piping & Epularment | \$3,661.00 |
| Raynor | 521 Oakleaf Court, Jollet, IL 60436 | Priller & Rated Systems | \$81,367.00 |
| Reynolds Company | 6775 Bingle Road, Houston, TX 77092 | Electrical Equipment & Installation | \$42,240.92 |
| RMT | PO Box 14166, Madison, W1 53708-0166 | Engineering & Permitting Work | |
| Roberts & Schaefer | 24699 Network Place, Chicago, IL 60673-1247 | Engineering & Permitting Work | \$94,098.00 |
| Rosemount Tank | 8200 Market Boulevard, Chanhassen, MN 55317-9687 | Electrical Equipment & Installation | \$27,231.44 |
| Service Sanitation | 135 Blaine Street, Gary, IN 46406 | Engineering & Permitting Work | \$2,531.68 |
| Sharlen Electric | 9101 S Baltimore, Chicago, IL 60617 | Electrical Equipment & Installation | \$345,720.00 |
| Speedy Gonzales Landscapi | 10624 S Torrence Ave, Chicago, IL 60617 | Civil, Soil Improvements, and Foundation Work | \$122,300.00 |
| Square Block Consulting | PO Box 1785100, Chicago, IL 60617 | Engineering & Permitting Work | \$230,584.89 |
| Stockton Valve | 5115 Ashbrook Dr., Houston, TX 77081 | Mechanical System including Structural, Process Piping & Equipment | \$81,870.57 |
| Sunbelt Rental | PO Box 409211, Atlanta, GA 30384-9211 | Startup & Commisioning | \$1,356.71 |
| Thor Global | 839 Westport Crescent, Mississauga, ON Canada LST 1E7 | Mechanical System including Structural, Process Piping & Equipment | \$497,135.00 |
| Trames Dums | 1500 West Adams Street, Chicago, IL 60607 | Mechanical System Including Structural, Process Piping & | \$7,389.66 |
| Tramco Pump | • | Equipment | |
| William Elmer & Assoc | 1211 Suriset Lane, Porter, IN 46304 | Civil, Soil Improvements, and Foundation Work | \$11,962.50 |
| | 1211 Sunset Lane, Porter, IN 46304 8211 Town Center Drive, Baltimore, MD 21236 | | \$11,962.50 \$4,449.12 |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

| A. Legal name of the Disclosing Party submit | ting this EDS. Inc | lude d/b/a/ if applicable: |
|---|---|---|
| Savage Companies | | |
| Check ONE of the following three boxes: | | |
| Indicate whether the Disclosing Party submitti 1. [] the Applicant OR 2. [X] a legal entity holding a direct or indicate Applicant in which the Disclosing Party OR 3. [] a legal entity with a right of control (| rect interest in the holds an interest: S | Savage Services Corporation |
| which the Disclosing Party holds a right of | | - |
| B. Business address of the Disclosing Party: | 6340 South 3000 | East, Suite 600 |
| | Salt Lake City, U | tah 84121 |
| C. Telephone: (801) 944-6600 Fax: (801 |) 424-7272 | Email: tadk@savageservices.com |
| D. Name of contact person: Tad A. Koch, V.P. | . Tax | · - |
| E. Federal Employer Identification No. (if you | have one): | |
| F. Brief description of contract, transaction or which this EDS pertains. (Include project num | | • |
| Class 6(B) applicant Savage Services will construct an | d operate a sulfur prill | ing facility at the South Carondolet Ave. site. |
| G. Which City agency or department is reques | City sting this EDS? <u>Ecc</u> | y of Chicago Department of Housing & chomic Development |
| If the Matter is a contract being handled by complete the following: | the City's Departn | nent of Procurement Services, please |
| Specification # | and Contract | # |

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

| 1. Indicate the nature of the Disclosing Pa | arty: |
|--|---|
| [] Person | [] Limited liability company |
| [] Publicly registered business corporation | [] Limited liability partnership |
| M Privately held business corporation | [] Joint venture |
| [] Sole proprietorship | [] Not-for-profit corporation |
| [] General partnership | (Is the not-for-profit corporation also a 501(c)(3))? |
| [] Limited partnership | [] Yes [] No |
| [] Trust | [] Other (please specify) |
| | country) of incorporation or organization, if applicable: |
| Utah | |
| 3. For legal entities not organized in the S business in the State of Illinois as a foreign en | State of Illinois: Has the organization registered to do tity? |
| [] No | [] N/A |
| B. IF THE DISCLOSING PARTY IS A LEG | AL ENTITY: |
| NOTE: For not-for-profit corporations, also li | all executive officers and all directors of the entity. ist below all members, if any, which are legal entities. If s." For trusts, estates or other similar entities, list below |
| the legal titleholder(s). | • |
| If the entity is a general partnership, limited | partnership, limited liability company, limited liability |
| partnership or joint venture, list below the nan | ne and title of each general partner, managing member, |
| manager or any other person or entity that con | trols the day-to-day management of the Disclosing Party. |
| NOTE: Each legal entity listed below must su | bmit an EDS on its own behalf. |
| Name | Title |
| Allen Alexander | CEO |
| Curtis Dowd | CFO |
| Kirk Aubry | COO |
| Tad A Koch | Vice Dresident Tax |

2. Please provide the following information concerning each person or entity having a direct or indirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None." NOTE: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

| Name | Business Address | Percentage Interest in the |
|--|-----------------------------------|--|
| | | Disclosing Party |
| See Attachment 1 | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| SECTION III B | USINESS RELATIONSHIPS W | TITH CITY ELECTED OFFICIALS |
| | • | nip," as defined in Chapter 2-156 of the Municipal before the date this EDS is signed? |
| []Yes | [X] No | |
| If yes, please identi relationship(s): | fy below the name(s) of such City | elected official(s) and describe such |
| • • • | fy below the name(s) of such City | elected official(s) and describe such |

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

| Name (indicate whether retained or anticipated to be retained) | Business Address | Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.) | rees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response. |
|---|---|--|--|
| | | | |
| (Add sheets if necessary) | | | |
| ○ Check here if the Disc. | losing Party h | as not retained, nor expects to retain | , any such persons or entities |
| SECTION V CERTIF | ICATIONS | | |
| A. COURT-ORDERED | CHILD SUPF | ORT COMPLIANCE | |
| _ | | -415, substantial owners of business the their child support obligations through | |
| | | tly owns 10% or more of the Disclosons by any Illinois court of competer | _ • |
| []Yes []N | | o person directly or indirectly owns sclosing Party. | 10% or more of the |
| If "Yes," has the person e is the person in compliance | | court-approved agreement for paymorement? | ent of all support owed and |
| []Yes . []N | o | | |
| B. FURTHER CERTIFIC | CATIONS | | |
| consult for defined terms submitting this EDS is the certifies as follows: (i) ne with, or has admitted guil criminal offense involving | (e.g., "doing le Applicant an ither the Applit tof, or has every actual, attentions." | apter 1-23, Article I ("Article I")(whousiness") and legal requirements), in dis doing business with the City, the licant nor any controlling person is completed, or conspiracy to commit bribe officer or employee of the City or as | of the Disclosing Party ten the Disclosing Party turrently indicted or charged or supervision for, any ery, theft, fraud, forgery, |

Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. To the best of the Disclosing Party's knowledge after reasonable inquiry, no current employee of the Disclosing Party was, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago.
- 8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the Disclosing Party has not given or caused to be given a gift, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City

| and having a retail value of less than \$10 per recipient. |
|---|
| 9. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below: |
| |
| |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |
| C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION |
| 1. The Disclosing Party certifies that the Disclosing Party (check one) |
| [] is [X] is not |
| a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code. |
| 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges: |
| "We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City." |
| If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary): |
| |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |

employees or to the general public, or (ii) food or drink provided in the course of official City business

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

meanings when used in this Part D.

| 1. | In accordance with Section 2-156-110 of the Municipal Code: Does any official or employee |
|--------|---|
| of the | City have a financial interest in his or her own name or in the name of any other person or |
| entity | in the Matter? |

[] Yes

X No

NOTE: If you checked "Yes" to Item D.1., proceed to Items D.2. and D.3. If you checked "No" to Item D.1., proceed to Part E.

2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part D.

Does the Matter involve a City Property Sale?

[]Yes

No

3. If you checked "Yes" to Item D.1., provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest:

| Name | Business Address | ess Nature of Interest | |
|------|------------------|------------------------|--|
| | | | |
| | | | |

4. The Disclosing Party further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all information required by paragraph 2. Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

| 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records: | | |
|---|--|--|
| | | |
| SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS | | |
| NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding. | | |
| A. CERTIFICATION REGARDING LOBBYING | | |
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary): | | |
| | | |
| (If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.) | | |
| 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew amend, or modify any federally funded contract, grant, loan, or cooperative agreement. | | |

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.
- 4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying"

| Activities". | |
|--|--|
| form and substance to para subcontract and the Disclo | erty is the Applicant, the Disclosing Party must obtain certifications equal in agraphs A.1. through A.4. above from all subcontractors before it awards any sing Party must maintain all such subcontractors' certifications for the must make such certifications promptly available to the City upon request. |
| B. CERTIFICATION RE | GARDING EQUAL EMPLOYMENT OPPORTUNITY |
| | anded, federal regulations require the Applicant and all proposed ne following information with their bids or in writing at the outset of |
| Is the Disclosing Party the | Applicant? |
| [] Yes | [] No |
| If "Yes," answer the three | questions below: |
| 1. Have you developed federal regulations? (See | d and do you have on file affirmative action programs pursuant to applicable 41 CFR Part 60-2.) [] No |
| | the Joint Reporting Committee, the Director of the Office of Federal rams, or the Equal Employment Opportunity Commission all reports due requirements? [] No |
| 3. Have you participat equal opportunity clause? [] Yes | ed in any previous contracts or subcontracts subject to the [] No |

SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

If you checked "No" to question 1. or 2. above, please provide an explanation:

The Disclosing Party understands and agrees that:

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any Page 10 of 13

contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not

use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.

F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

| Savage Companies |
|--|
| (Print or type name of Disclosing Party) |
| By: MAAMM |
| (Sign here) |
| Tod A Most |
| Tad A. Koch |
| (Print or type name of person signing) |
| V.P. Tax |
| ے حد صدنت تجربہ نہ تو ہو ہو مد مد مدر بودند مداللہ الحد العد الحد العد الحد العدم العد العدم العدم العدم العدم |
| (Print or type title of person signing) |
| Signed and sworn to before me on (date) time 5th 2012, at Salt Lake County, what (state). |
| Kathleen in Rohlfeng Notary Public. |
| Commission expires: 3-24-2014. |
| |
| KATHLEEN M ROHLFING |
| NOTARY PUBLIC-STATE OF UTAH |
| COMMISSION# 600408 |
| COMM. EXP. 08-24-2014 |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

This Appendix is to be completed only by (a) the Applicant, and (b) any legal entity which has a direct ownership interest in the Applicant exceeding 7.5 percent. It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as of the date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, the city treasurer or any city department head as spouse or domestic partner or as any of the following, whether by blood or adoption: parent, child, brother or sister, aunt or uncle, niece or nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.1.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

Does the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently have a "familial relationship" with an elected city official or department head?

| [] Yes | [X] No | |
|--------------------------|-----------------------------------|---|
| such person is connected | ed; (3) the name and title of the | of such person, (2) the name of the legal entity to which e elected city official or department head to whom such nature of such familial relationship. |
| | | |

Section II - Disclosure of Ownership Interests

| Name Name | Business Address | Percentage Interest in the Disclosing Party |
|------------------------------------|---------------------------------|---|
| Kenneth C. Savage Family, LLC | 6340 South 3000 East, Suite 600 | 19.67% |
| | Salt Lake City, Utah 84121 | |
| Neal Savage Family, LLC | 6340 South 3000 East; Suite 600 | 29.63% |
| | Salt Lake City, Utah 84121 | |
| T. Luke Savage Family, LLC | 6340 South 3000 East, Suite 600 | 23.99% |
| | Salt Lake City, Utah 84121 | |
| LaRac T. Savage Martial Trust | 6340 South 3000 East, Suite 600 | 12.62% |
| | Salt Lake City, Utah 84121 | |
| Susan A. Savage Qtip Martial Trust | 6340 South 3000 East, Suite 600 | 8.11% |
| | Salt Lake City, Utah 84121 | · |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

| A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable: |
|--|
| Kenneth C Savage Family, LLC |
| Check ONE of the following three boxes: |
| Indicate whether the Disclosing Party submitting this EDS is: [] the Applicant OR Ma legal entity holding a direct or indirect interest in the Applicant. State the legal name of the Applicant in which the Disclosing Party holds an interest: Savage Services Corporation |
| which the Disclosing Party holds a right of control: B. Business address of the Disclosing Party: 6340 South 3000 East, Suite 600 Salt Lake City, Utah 84121 |
| C. Telephone: (801) 944-6600 Fax: (801) 424-7272 Email: tadk@savageservices.com |
| D. Name of contact person: Tad A. Koch, V.P. Tax |
| E. Federal Employer Identification No. (if you have one): |
| F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable): |
| Class 6(B) applicant Savage Services will construct and operate a sulfur prilling facility at the South Carondolet Ave. sit |
| G. Which City agency or department is requesting this EDS? Economic Development |
| If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following: |
| Specification # and Contract # |

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

| 1. Indicate the nature of the Disclosing Pa | artv: |
|---|--|
| Person | X Limited liability company |
| Publicly registered business corporation | [] Limited liability partnership |
| [] Privately held business corporation | [] Joint venture |
| [] Sole proprietorship | Not-for-profit corporation |
| [] General partnership | (Is the not-for-profit corporation also a 501(c)(3))? |
| [] Limited partnership | [] Yes [] No |
| [] Trust | [] Other (please specify) |
| | |
| 2. For legal entities, the state (or foreign c | country) of incorporation or organization, if applicable: |
| Utah | |
| <u>Gran.</u> | |
| 3. For legal entities not organized in the S | tate of Illinois: Has the organization registered to do |
| business in the State of Illinois as a foreign en | tity? |
| [] Yes [] No | [X] N/A |
| B. IF THE DISCLOSING PARTY IS A LEG | AL ENTITY: |
| 1 List below the full names and titles of a | all executive officers and all directors of the entity. |
| | ist below all members, if any, which are legal entities. If |
| | s." For trusts, estates or other similar entities, list below |
| the legal titleholder(s). | 5. I of tradity, estates of other similar entities, hist below |
| • | partnership, limited liability company, limited liability |
| | ne and title of each general partner, managing member, |
| | trols the day-to-day management of the Disclosing Party. |
| NOTE: Each legal entity listed below must su | |
| Name | Title |
| John Savage | Company Managment |
| Larae Savage | Company Managment |
| | |
| | |
| | |

2. Please provide the following information concerning each person or entity having a direct or indirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None." NOTE: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

| Name | Business Address | reicentage interest in the |
|--|-----------------------------------|---|
| | | Disclosing Party |
| None | | |
| | | |
| | | |
| | | |
| | | |
| SECTION III B | USINESS RELATIONSHIPS W | ITH CITY ELECTED OFFICIALS |
| | | ip," as defined in Chapter 2-156 of the Municipa before the date this EDS is signed? |
| [] Yes | [X] No | |
| If yes, please identi relationship(s): | fy below the name(s) of such City | elected official(s) and describe such |
| · | | |
| | | |

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

| Name (indicate whether retained or anticipated to be retained) | er Business Address | Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.) | Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response. |
|--|------------------------|--|---|
| | | | |
| (Add sheets if necessar | ry) | | |
| [X] Check here if the Di | isclosing Party h | as not retained, nor expects to retain | , any such persons or entities |
| SECTION V CERT | TIFICATIONS | | · |
| A. COURT-ORDERE | D CHILD SUPP | ORT COMPLIANCE | |
| | | -415, substantial owners of business th their child support obligations thre | |
| | | tly owns 10% or more of the Disclosons by any Illinois court of competer | - |
| []Yes [] | = | o person directly or indirectly owns sclosing Party. | 10% or more of the |
| If "Yes," has the person is the person in compliant | | court-approved agreement for paymegreement? | ent of all support owed and |
| []Yes [] | No | | |
| B. FURTHER CERTIF | FICATIONS | | • |
| consult for defined terr | ns (e.g., "doing l | upter 1-23, Article I ("Article I")(whousiness") and legal requirements), indicate the City. the control of the | f the Disclosing Party |

consult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party submitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party certifies as follows: (i) neither the Applicant nor any controlling person is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. To the best of the Disclosing Party's knowledge after reasonable inquiry, no current employee of the Disclosing Party was, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago.
- 8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the Disclosing Party has not given or caused to be given a gift, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City

| | s), the Disclosing Party must explain below: |
|----------------------------|---|
| | |
| | |
| | 'NA," the word "None," or no response appears on the lines above, it will be conclusively t the Disclosing Party certified to the above statements. |
| C. CERTIFIC | CATION OF STATUS AS FINANCIAL INSTITUTION |
| 1. The D | isclosing Party certifies that the Disclosing Party (check one) |
| [] is | ⋈ is not |
| a "financial in | nstitution" as defined in Section 2-32-455(b) of the Municipal Code. |
| 2. If the l | Disclosing Party IS a financial institution, then the Disclosing Party pledges: |
| Code. We fu lender as defi | and will not become a predatory lender as defined in Chapter 2-32 of the Municipal rther pledge that none of our affiliates is, and none of them will become, a predatory ned in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory oming an affiliate of a predatory lender may result in the loss of the privilege of doing the City." |
| Section 2-32- | ing Party is unable to make this pledge because it or any of its affiliates (as defined in 455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter funicipal Code, explain here (attach additional pages if necessary): |
| | |
| | |

employees or to the general public, or (ii) food or drink provided in the course of official City business

Page 7 of 13

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

meanings when used in this Part D.

| | | ne Municipal Code: Does any official or employee wn name or in the name of any other person or |
|---|--|--|
| entity in the Matter? [] Yes | [X] No | |
| [] Tes | M 140 | |
| NOTE: If you checked Item D.1., proceed to Pa | · - | ed to Items D.2. and D.3. If you checked "No" to |
| elected official or emplo any other person or entit for taxes or assessments. "City Property Sale"). C | yee shall have a financial y in the purchase of any p or (iii) is sold by virtue o | titive bidding, or otherwise permitted, no City interest in his or her own name or in the name of roperty that (i) belongs to the City, or (ii) is sold f legal process at the suit of the City (collectively, taken pursuant to the City's eminent domain power neaning of this Part D. |
| Does the Matter involve | a City Property Sale? | |
| [] Yes | [] No | |
| - | · - | the names and business addresses of the City entify the nature of such interest: |
| Name | Business Address | Nature of Interest |
| | | |
| 4 The Disclosing B | arty further cortifies that | as machibited financial interest in the Matter will |
| be acquired by any City | - | no prohibited financial interest in the Matter will |
| E. CERTIFICATION RI | EGARDING SLAVERY | ERA BUSINESS |

Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all information required by paragraph 2. Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

| 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records: |
|---|
| |
| SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS |
| NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding. |
| A. CERTIFICATION REGARDING LOBBYING |
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary): |
| |
| (If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.) |
| 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement. |

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.
- 4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying"

| Activities". | |
|--|--|
| form and substance to para subcontract and the Disclo | orty is the Applicant, the Disclosing Party must obtain certifications equal in agraphs A.1. through A.4. above from all subcontractors before it awards any sing Party must maintain all such subcontractors' certifications for the must make such certifications promptly available to the City upon request. |
| B. CERTIFICATION RE | GARDING EQUAL EMPLOYMENT OPPORTUNITY |
| • | anded, federal regulations require the Applicant and all proposed ne following information with their bids or in writing at the outset of |
| Is the Disclosing Party the | Applicant? |
| [] Yes | [] No |
| If "Yes," answer the three | questions below: |
| 1. Have you developed federal regulations? (See 4 | d and do you have on file affirmative action programs pursuant to applicable 41 CFR Part 60-2.) []No |
| | the Joint Reporting Committee, the Director of the Office of Federal rams, or the Equal Employment Opportunity Commission all reports due requirements? |
| 3. Have you participat equal opportunity clause? | ed in any previous contracts or subcontracts subject to the |
| []Yes | [] No |
| If you checked "No" to que | estion 1. or 2. above, please provide an explanation: |
| | |

SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any Page 10 of 13

contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not

use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.

F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

| Kenneth C Savage Family, LLC |
|--|
| (Print or type name of Disclosing Party) |
| By: Jall Mall |
| (Sign here) |
| Tad A. Koch |
| (Print or type name of person signing) |
| N.D. Tau |
| V.P. Tax |
| (Print or type title of person signing) |
| • |
| Signed and sworn to before me on (date) June 5th 2012, |
| at Salt Lake County, Wah (state). |
| , |
| Kathleen M. Robbling Notary Public. |
| '' () ' |
| Commission expires: 3-24-2014. |
| |
| KATHLEEN M ROHLFING |
| NOTARY PUBLIC STATE OF UTAH |
| COMMISSION# 600408 |
| COMM EVP 08-24-2014 |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

| A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable: |
|--|
| Neal Savage Family, LLC |
| Check ONE of the following three boxes: |
| Indicate whether the Disclosing Party submitting this EDS is: 1. [] the Applicant OR 2. [X] a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the Applicant in which the Disclosing Party holds an interest: Savage Services Corporation OR |
| 3. [] a legal entity with a right of control (see Section II.B.1.) State the legal name of the entity in which the Disclosing Party holds a right of control: |
| B. Business address of the Disclosing Party: 6340 South 3000 East, Suite 600 Salt Lake City, Utah 84121 |
| C. Telephone: (801) 944-6600 Fax: (801) 424-7272 Email: tadk@savageservices.com |
| D. Name of contact person: Tad A. Koch, V.P. Tax |
| E. Federal Employer Identification No. (if you have one): |
| F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable): |
| Class 6(B) applicant Savage Services will construct and operate a sulfur prilling facility at the South Carondolet Ave. site. |
| City of Chicago Department of Housing & G. Which City agency or department is requesting this EDS? Economic Development |
| If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following: |
| Specification # and Contract # |

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

| 1. Indicate the nature of the Disclosing Pa | arty: |
|--|--|
| [] Person | [X] Limited liability company |
| [] Publicly registered business corporation | [] Limited liability partnership |
| [] Privately held business corporation | [] Joint venture |
| [] Sole proprietorship | [] Not-for-profit corporation |
| [] General partnership | (Is the not-for-profit corporation also a 501(c)(3))? |
| [] Limited partnership | [] Yes [] No |
| [] Trust | [] Other (please specify) |
| 2. For legal entities, the state (or foreign c | country) of incorporation or organization, if applicable: |
| Utah | |
| 3. For legal entities not organized in the S business in the State of Illinois as a foreign en | tate of Illinois: Has the organization registered to do tity? |
| [] Yes [] No | Ŋ N/A |
| B. IF THE DISCLOSING PARTY IS A LEG | AL ENTITY: |
| NOTE: For not-for-profit corporations, also li there are no such members, write "no members the legal titleholder(s). | all executive officers and all directors of the entity. Ist below all members, if any, which are legal entities. If Is. For trusts, estates or other similar entities, list below |
| partnership or joint venture, list below the nam | I partnership, limited liability company, limited liability ne and title of each general partner, managing member, trols the day-to-day management of the Disclosing Party. bmit an EDS on its own behalf. |
| Name | Title |
| Nathan Savage | Company Management |
| Gregg Savage | Company Management |
| | |
| | |

2. Please provide the following information concerning each person or entity having a direct or indirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None." NOTE: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

| Name | Business Address | Percentage interest in the |
|-------------------|--|--|
| | | Disclosing Party |
| None | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| SECTION III I | BUSINESS RELATIONSHIPS W | TITH CITY ELECTED OFFICIALS |
| | | |
| | | ip," as defined in Chapter 2-156 of the Municipal |
| Code, with any Ci | ty elected official in the 12 months i | before the date this EDS is signed? |
| F 7 77 | | |
| [] Yes | ⋈ No | |
| Tflaaa idaa | if helevethe war (a) of such City | alouand a fitting and describe and |
| | my below the name(s) of such City | elected official(s) and describe such |
| relationship(s): | | |
| | | |
| | | |
| | | منظور والمراجع والم والمراجع والمراجع والمراجع والمراجع والمراجع والمراجع والمراجع و |

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

| Name (indicate whether retained or anticipated to be retained) | Business Address | Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.) | Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response |
|---|--|--|--|
| | | | |
| (Add sheets if necessary |) | | |
| [X] Check here if the Dis | closing Party h | as not retained, nor expects to retain | n, any such persons or entitie |
| SECTION V CERTI | FICATIONS | | |
| A. COURT-ORDERED | CHILD SUPF | PORT COMPLIANCE | |
| | | -415, substantial owners of business th their child support obligations thr | |
| | = | tly owns 10% or more of the Disclos ons by any Illinois court of competer | |
| [] Yes []1 | | lo person directly or indirectly owns sclosing Party. | 10% or more of the |
| If "Yes," has the person is the person in complian | | court-approved agreement for paymogreement? | ent of all support owed and |
| []Yes []N | Vo | | |
| B. FURTHER CERTIFI | CATIONS | | |
| consult for defined terms submitting this EDS is the certifies as follows: (i) n with, or has admitted gui | s (e.g., "doing to the Applicant an either the Appl llt of, or has ev | apter 1-23, Article I ("Article I")(who business") and legal requirements), indis doing business with the City, the licant nor any controlling person is core been convicted of, or placed undenpted, or conspiracy to commit bribes | if the Disclosing Party nen the Disclosing Party currently indicted or charged er supervision for, any |

perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. To the best of the Disclosing Party's knowledge after reasonable inquiry, no current employee of the Disclosing Party was, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago.
- 8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the Disclosing Party has not given or caused to be given a gift, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City

| and having a retail value of less than \$10 per recipient. |
|---|
| 9. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Furthe Certifications), the Disclosing Party must explain below: |
| |
| |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusivel presumed that the Disclosing Party certified to the above statements. |
| C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION |
| 1. The Disclosing Party certifies that the Disclosing Party (check one) |
| [] is [X] is not |
| a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code. |
| 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges: |
| "We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City." |
| If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary): |
| |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |

employees or to the general public, or (ii) food or drink provided in the course of official City business

Page 7 of 13

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

meanings when used in this Part D.

| Name | Business Address | Nature of Interest | |
|--|--|--|----|
| | ked "Yes" to Item D.1., provide the yees having such interest and identi | e names and business addresses of the City ify the nature of such interest: | |
| [] Yes | [] No | | |
| Does the Matter in | volve a City Property Sale? | | |
| elected official or any other person o for taxes or assess "City Property Sal | employee shall have a financial int r entity in the purchase of any prop ments, or (iii) is sold by virtue of le | ve bidding, or otherwise permitted, no City erest in his or her own name or in the name of perty that (i) belongs to the City, or (ii) is sold egal process at the suit of the City (collectively cen pursuant to the City's eminent domain powering of this Part D. | ٧, |
| NOTE: If you ch Item D.1., proceed | | to Items D.2. and D.3. If you checked "No" to |) |
| entity in the Matte | r? Ⅺ No | name or in the name of any other person or | |
| | • | Municipal Code: Does any official or employe | е |

4. The Disclosing Party further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all information required by paragraph 2. Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

| 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records: |
|---|
| SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS |
| NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding. |
| A. CERTIFICATION REGARDING LOBBYING |
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary): |
| |
| (If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.) |
| 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew amend, or modify any federally funded contract, grant, loan, or cooperative agreement. |

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.
- 4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying"

| Activities". | |
|--|--|
| form and substance to para subcontract and the Disclo | rty is the Applicant, the Disclosing Party must obtain certifications equal in graphs A.1. through A.4. above from all subcontractors before it awards any sing Party must maintain all such subcontractors' certifications for the must make such certifications promptly available to the City upon request. |
| B. CERTIFICATION REG | GARDING EQUAL EMPLOYMENT OPPORTUNITY |
| · · · · · · · · · · · · · · · · · · · | inded, federal regulations require the Applicant and all proposed the following information with their bids or in writing at the outset of |
| Is the Disclosing Party the | Applicant? |
| [] Yes | [] No |
| If "Yes," answer the three | questions below: |
| 1. Have you developed federal regulations? (See 4 | and do you have on file affirmative action programs pursuant to applicable I CFR Part 60-2.) [] No |
| · | the Joint Reporting Committee, the Director of the Office of Federal rams, or the Equal Employment Opportunity Commission all reports due requirements? [] No |
| 3. Have you participate equal opportunity clause? | ed in any previous contracts or subcontracts subject to the |
| [] Yes | [] No |
| If you checked "No" to que | estion 1. or 2. above, please provide an explanation: |

SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any Page 10 of 13

contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not

use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U. S. General Services Administration.

If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

| Neal Savage Family, LLC |
|---|
| (Print or type name of Disclosing Party) |
| By: (Sign here) |
| Tad A. Koch |
| (Print or type name of person signing) |
| V.P. Tax |
| (Print or type title of person signing) |
| |
| Signed and sworn to before me on (date) June 5th 2012, at Sold Lake County, Utah (state). |
| Kothleen M Rohlferg Notary Public. |
| Commission expires: $8-2u-2014$. |
| |
| KATHLEEN M ROHLFING |
| NOTARY PUBLIC-STATE OF UTAH |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

| A. Legal name of the Disclosing Party | submitting this EDS. Include d/b/a/ if applicable: |
|--|--|
| T. Luke Savage Family, LLC | |
| Check ONE of the following three be | oxes: |
| Applicant in which the Disclosin | submitting this EDS is: or indirect interest in the Applicant. State the legal name of the g Party holds an interest: Savage Services Corporation |
| | control (see Section II.B.1.) State the legal name of the entity in right of control: |
| B. Business address of the Disclosing | Party: 6340 South 3000 East, Suite 600 Salt Lake City, Utah 84121 |
| C. Telephone: (801) 944-6600 F | ax: (801) 424-7272 Email: tadk@savageservices.com |
| D. Name of contact person: Tad A. Ko | och, V.P. Tax |
| | . (if you have one): |
| _ | ction or other undertaking (referred to below as the "Matter") to ect number and location of property, if applicable): |
| Class 6(B) applicant Savage Services will con | struct and operate a sulfur prilling facility at the South Carondolet Ave. site. |
| G. Which City agency or department is | City of Chicago Department of Housing & requesting this EDS? Economic Development |
| If the Matter is a contract being hand complete the following: | dled by the City's Department of Procurement Services, please |
| Specification # | and Contract # |

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

| 1. Indicate the nature of the Disclosing I | Party: |
|---|---|
| [] Person | [X] Limited liability company |
| [] Publicly registered business corporation | [] Limited liability partnership |
| [] Privately held business corporation | [] Joint venture |
| [] Sole proprietorship | [] Not-for-profit corporation |
| [] General partnership | (Is the not-for-profit corporation also a 501(c)(3))? |
| [] Limited partnership | [] Yes [] No |
| [] Trust | [] Other (please specify) |
| 2. For legal entities, the state (or foreign | country) of incorporation or organization, if applicable: |
| Otal | |
| 3. For legal entities not organized in the business in the State of Illinois as a foreign e | State of Illinois: Has the organization registered to do entity? |
| [] Yes [] No | [X] N/A |
| B. IF THE DISCLOSING PARTY IS A LE | GAL ENTITY: |
| NOTE: For not-for-profit corporations, also | f all executive officers and all directors of the entity. list below all members, if any, which are legal entities. If ers." For trusts, estates or other similar entities, list below |
| | ed partnership, limited liability company, limited liability |
| | ame and title of each general partner, managing member, |
| | ontrols the day-to-day management of the Disclosing Party. |
| NOTE: Each legal entity listed below must s | • • • |
| 3 , , , , , , , , , , , , , , , , , , , | |
| Name | Title |
| Susan Savage | Company Management |
| Todd Savage | Company Management |
| | |
| | |
| | |

2. Please provide the following information concerning each person or entity having a direct or indirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None." NOTE: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

| Name | Business Address | rercentage interest in the |
|----------------------|---------------------------------------|---|
| | | Disclosing Party |
| None | | |
| • | | |
| | | |
| | | |
| · | | |
| | | |
| SECTION III F | BUSINESS RELATIONSHIPS W | ITH CITY ELECTED OFFICIALS |
| Has the Disclos | ing Party had a "business relationsh | ip," as defined in Chapter 2-156 of the Municipal |
| | y elected official in the 12 months l | • |
| []Yes | M No | |
| [] 100 | bd | |
| If yes, please ident | ify below the name(s) of such City | elected official(s) and describe such |
| relationship(s): | • | |
| | | |
| | | |
| | | |

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

| Name (indicate whether retained or anticipated to be retained) | er Business Address | Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.) | Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response. |
|---|---|---|---|
| | | | |
| (Add sheets if necessar | ry) | | |
| (X) Check here if the D | isclosing Party h | as not retained, nor expects to retain | a, any such persons or entities |
| SECTION V CERT | TIFICATIONS | | |
| A. COURT-ORDERE | D CHILD SUPF | PORT COMPLIANCE | |
| _ | | -415, substantial owners of business the their child support obligations thr | |
| • • | - | tly owns 10% or more of the Disclosons by any Illinois court of competer | <u> </u> |
| [] Yes [] | | lo person directly or indirectly owns sclosing Party. | 10% or more of the |
| If "Yes," has the person is the person in compli | | court-approved agreement for paymers | ent of all support owed and |
| []Yes [] | No | | |
| B. FURTHER CERTIF | FICATIONS | | |
| consult for defined terr submitting this EDS is certifies as follows: (i) | ns (e.g., "doing the Applicant ar neither the App | apter 1-23, Article I ("Article I")(wh business") and legal requirements), in and is doing business with the City, the licant nor any controlling person is cover been convicted of, or placed under | if the Disclosing Party en the Disclosing Party currently indicted or charged |

Page 4 of 13

criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. To the best of the Disclosing Party's knowledge after reasonable inquiry, no current employee of the Disclosing Party was, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago.
- 8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the Disclosing Party has not given or caused to be given a gift, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City

| employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$10 per recipient. | | | |
|---|--|--|--|
| 9. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below: | | | |
| · | | | |
| | | | |
| | | | |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. | | | |
| C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION | | | |
| 1. The Disclosing Party certifies that the Disclosing Party (check one) | | | |
| [] is [X] is not | | | |
| a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code. | | | |
| 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges: | | | |
| "We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City." | | | |
| If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary): | | | |
| | | | |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. | | | |

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Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

meanings when used in this Part D.

| | • | | |
|---|---|--|---|
| of the City have a entity in the Matter | financial interest in his or her own r? | Municipal Code: Does any official or employed name or in the name of any other person or | ; |
| [] Yes | M No | | |
| NOTE: If you che Item D.1., proceed | | to Items D.2. and D.3. If you checked "No" to | |
| elected official or any other person o for taxes or assess "City Property Sale | employee shall have a financial into r entity in the purchase of any prop ments, or (iii) is sold by virtue of le | ve bidding, or otherwise permitted, no City erest in his or her own name or in the name of erty that (i) belongs to the City, or (ii) is sold egal process at the suit of the City (collectively cen pursuant to the City's eminent domain powning of this Part D. | , |
| Does the Matter in | volve a City Property Sale? | | |
| [] Yes | [] No | | |
| • | ked "Yes" to Item D.1., provide the vees having such interest and identi | e names and business addresses of the City fy the nature of such interest: | |
| Name | Business Address | Nature of Interest | |
| | | | _ |
| | | | _ |
| | | | |

4. The Disclosing Party further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all information required by paragraph 2. Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

| 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records: | | | |
|---|--|--|--|
| | | | |
| | | | |
| SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS | | | |
| NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding. | | | |
| A. CERTIFICATION REGARDING LOBBYING | | | |
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary): | | | |
| | | | |
| (If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.) | | | |
| 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any | | | |

- 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.
- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.
- 4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying"

| 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A.1. through A.4. above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request. |
|--|
| B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY |
| If the Matter is federally funded, federal regulations require the Applicant and all proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations. |
| Is the Disclosing Party the Applicant? |
| [] Yes [] No |
| If "Yes," answer the three questions below: |
| 1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.) [] Yes [] No |
| 2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements? [] Yes [] No |
| 3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause? |
| []Yes []No |
| If you checked "No" to question 1. or 2. above, please provide an explanation: |
| SECTION VII ACKNOWLEDGMENTS, CONTRACT INCORPORATION, |

SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

Activities".

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any Page 10 of 13

contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not

use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.

F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

| T. Luke Savage Family, LLC |
|---|
| (Print or type name of Disclosing Party) |
| By: (Sign here) |
| Tad A. Koch |
| (Print or type name of person signing) |
| V.P. Tax |
| (Print or type title of person signing) |
| Signed and sworn to before me on (date) June 5th 2012, at Salt Lake County, Utah (state). |
| Kathleen M. Rohlfong Notary Public. Commission expires: 8-24-2014. |
| KATHLEEN M ROHLFING NOTARY PUBLIC-STATE OF UTAH COMMISSION# 600408 COMM. EXP. 08-24-2014 |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

| A. Legal name of the Disclosing Party submitting | g this EDS. Includ | e d/b/a/ if applicable: |
|---|-------------------------------------|---|
| Susan A. Savage Qtip Martial Trust | | |
| Check ONE of the following three boxes: | | |
| Indicate whether the Disclosing Party submitting 1. [] the Applicant OR 2. [X] a legal entity holding a direct or indirec Applicant in which the Disclosing Party holding | t interest in the Ap | • |
| OR 3. [] a legal entity with a right of control (see which the Disclosing Party holds a right of co | | State the legal name of the entity in |
| B. Business address of the Disclosing Party: | 6340 South 3000 Ea | ast, Suite 600 |
| <u> </u> | Salt Lake City, Utah | 84121 |
| C. Telephone: (801) 944-6600 Fax: (801) 43 | 24-7272 E | Email: tadk@savageservices.com |
| D. Name of contact person: Tad A. Koch, V.P. Ta | ax | |
| E. Federal Employer Identification No. (if you ha | ve one): <u>N/A</u> | |
| F. Brief description of contract, transaction or oth which this EDS pertains. (Include project number | | • |
| Class 6(B) applicant Savage Services will construct and o | perate a sulfur prilling | facility at the South Carondolet Ave. site. |
| G. Which City agency or department is requesting | City of g this EDS? <u>Econo</u> | Chicago Department of Housing & mic Development |
| If the Matter is a contract being handled by the complete the following: | : City's Departmen | t of Procurement Services, please |
| Specification # | and Contract # _ | |

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY 1. Indicate the nature of the Disclosing Party: [] Person [] Limited liability company [] Limited liability partnership [] Publicly registered business corporation [] Privately held business corporation [] Joint venture [] Sole proprietorship [] Not-for-profit corporation [] General partnership (Is the not-for-profit corporation also a 501(c)(3))? [] Limited partnership []Yes [] No [] Other (please specify) X Trust 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: N/A 3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? []Yes [] No [X] N/A B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY: 1. List below the full names and titles of all executive officers and all directors of the entity. NOTE: For not-for-profit corporations, also list below all members, if any, which are legal entities. If there are no such members, write "no members." For trusts, estates or other similar entities, list below the legal titleholder(s). If the entity is a general partnership, limited partnership, limited liability company, limited liability partnership or joint venture, list below the name and title of each general partner, managing member, manager or any other person or entity that controls the day-to-day management of the Disclosing Party. NOTE: Each legal entity listed below must submit an EDS on its own behalf. Name Title Susan Savage Trustee Todd Savage Trustee

2. Please provide the following information concerning each person or entity having a direct or indirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None." NOTE: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

| Name | Business Address | Percentage Interest in the |
|-------------------|--------------------------------------|--|
| | | Disclosing Party |
| None | | |
| • | | |
| | | |
| | | |
| | | |
| | | |
| SECTION III 1 | BUSINESS RELATIONSHIPS W | ITH CITY ELECTED OFFICIALS |
| Has the Disclos | ing Party had a "business relationsh | nip," as defined in Chapter 2-156 of the Municipal |
| Code, with any Ci | ty elected official in the 12 months | before the date this EDS is signed? |
| [] Yes | XI No | |
| [] 168 | M 140 | |
| If we nlease iden | tify helow the name(s) of such City | elected official(s) and describe such |
| relationship(s): | try below the numbers of such city | ciccica official(s) and describe such |
| rotationship(o). | | |
| | | |
| | | |

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

| Name (indicate whether retained or anticipated to be retained) | Business Address | Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.) | Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response. |
|--|---|--|---|
| | | | |
| (Add sheets if necessary |) | | |
| M Check here if the Dis | closing Party h | as not retained, nor expects to retain | , any such persons or entities |
| SECTION V CERTI | FICATIONS | | |
| A. COURT-ORDERED | CHILD SUPI | PORT COMPLIANCE | |
| - | | 2-415, substantial owners of business th their child support obligations thre | |
| • • | • | tly owns 10% or more of the Disclos ons by any Illinois court of competer | - |
| []Yes []] | | No person directly or indirectly owns isclosing Party. | 10% or more of the |
| If "Yes," has the person is the person in complian | | court-approved agreement for paymogreement? | ent of all support owed and |
| []Yes []] | No | | |
| B. FURTHER CERTIF | ICATIONS | | |
| consult for defined terms submitting this EDS is the certifies as follows: (i) n with, or has admitted gu | s (e.g., "doing ne Applicant an either the App ilt of, or has ev | apter 1-23, Article I ("Article I")(wh business") and legal requirements), in and is doing business with the City, the licant nor any controlling person is cover been convicted of, or placed unden the present the present t | if the Disclosing Party nen the Disclosing Party currently indicted or charged er supervision for, any |

perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. To the best of the Disclosing Party's knowledge after reasonable inquiry, no current employee of the Disclosing Party was, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago.
- 8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the Disclosing Party has not given or caused to be given a gift, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City

| employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$10 per recipient. |
|---|
| 9. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below: |
| • |
| |
| · |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |
| C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION |
| 1. The Disclosing Party certifies that the Disclosing Party (check one) |
| [] is [X] is not |
| a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code. |
| 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges: |
| "We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City." |
| If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary): |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |
| D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS |

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same

meanings when used in this Part D.

| | | al Code: Does any official or employee in the name of any other person or |
|---|--|---|
| NOTE: If you checked "Y Item D.1., proceed to Part I | - | D.2. and D.3. If you checked "No" to |
| elected official or employe any other person or entity i for taxes or assessments, or "City Property Sale"). Con | e shall have a financial interest in l n the purchase of any property that r (iii) is sold by virtue of legal proc | ng, or otherwise permitted, no City his or her own name or in the name of t (i) belongs to the City, or (ii) is sold tess at the suit of the City (collectively, uant to the City's eminent domain power this Part D. |
| Does the Matter involve a | City Property Sale? | |
| []Yes | [] No | |
| • | s" to Item D.1., provide the names and such interest and identify the na | and business addresses of the City ature of such interest: |
| Name | Business Address | Nature of Interest |

4. The Disclosing Party further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all information required by paragraph 2. Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

| 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records: | | |
|---|--|--|
| | | |
| SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS | | |
| NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding. | | |
| A. CERTIFICATION REGARDING LOBBYING | | |
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary): | | |
| | | |
| (If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.) | | |
| 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement. | | |

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.
- 4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying"

| Activities". | |
|--|--|
| form and substance to para subcontract and the Disclo | arty is the Applicant, the Disclosing Party must obtain certifications equal in agraphs A.1. through A.4. above from all subcontractors before it awards any sing Party must maintain all such subcontractors' certifications for the must make such certifications promptly available to the City upon request. |
| B. CERTIFICATION RE | GARDING EQUAL EMPLOYMENT OPPORTUNITY |
| • | anded, federal regulations require the Applicant and all proposed ne following information with their bids or in writing at the outset of |
| Is the Disclosing Party the | Applicant? |
| []Yes | [] No |
| If "Yes," answer the three | questions below: |
| 1. Have you developed federal regulations? (See 4 | d and do you have on file affirmative action programs pursuant to applicable 41 CFR Part 60-2.) [] No |
| | the Joint Reporting Committee, the Director of the Office of Federal rams, or the Equal Employment Opportunity Commission all reports due requirements? |
| 3. Have you participat equal opportunity clause? | ed in any previous contracts or subcontracts subject to the |
| [] Yes | [] No |
| | estion 1. or 2. above, please provide an explanation: |
| | |
| | |

SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any Page 10 of 13

contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not

use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.

F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

| Susan A. Savage Qtip Martial Trust |
|---|
| (Print or type name of Disclosing Party) |
| By: Mada Malh |
| (Sign here) |
| Tad A. Koch |
| (Print or type name of person signing) |
| _V.P. Tax |
| (Print or type title of person signing) |
| · |
| Signed and sworn to before me on (date) June 19, 2012, at Salt Lake County, Whah (state). |
| Jathle M Rollfong Notary Public. |
| Commission expires: 8-24-2014. |
| |
| WATH FEN M DOW FINE |
| KATHLEEN M ROHLFING |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

| A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable: |
|---|
| LaRae T. Savage Martial Trust |
| Check ONE of the following three boxes: |
| Indicate whether the Disclosing Party submitting this EDS is: 1. [] the Applicant OR 2. [X] a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the Applicant in which the Disclosing Party holds an interest: Savage Services Corporation OR 3. [] a legal entity with a right of control (see Section II.B.1.) State the legal name of the entity in which the Disclosing Party holds a right of control: |
| B. Business address of the Disclosing Party: 6340 South 3000 East, Suite 600 Salt Lake City, Utah 84121 |
| C. Telephone: (801) 944-6600 Fax: (801) 424-7272 Email: tadk@savageservices.com |
| D. Name of contact person: Tad A. Koch, V.P. Tax |
| E. Federal Employer Identification No. (if you have one): N/A |
| F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable): |
| Class 6(B) applicant Savage Services will construct and operate a sulfur prilling facility at the South Carondolet Ave. site. |
| City of Chicago Department of Housing & G. Which City agency or department is requesting this EDS? Economic Development |
| If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following: |
| Specification # and Contract # |

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

| Indicate the nature of the Disclosing Particle Person Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership Trust | [] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify) |
|--|---|
| 2. For legal entities, the state (or foreign of | country) of incorporation or organization, if applicable: |
| N/A | |
| business in the State of Illinois as a foreign en | · |
| [] Yes [] No | Ŋ N/A |
| B. IF THE DISCLOSING PARTY IS A LEG | AL ENTITY: |
| NOTE: For not-for-profit corporations, also lithere are no such members, write "no member the legal titleholder(s). | all executive officers and all directors of the entity. ist below all members, if any, which are legal entities. If rs." For trusts, estates or other similar entities, list below |
| The state of the s | partnership, limited liability company, limited liability |
| | ne and title of each general partner, managing member, trols the day-to-day management of the Disclosing Party. |
| NOTE: Each legal entity listed below must su | |
| Name | Title |
| LaRae T. Savage | Trustee |
| John K. Savage | Trustee |
| | |
| | |

2. Please provide the following information concerning each person or entity having a direct or indirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None." NOTE: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

| Name | Business Address | Percentage Interest in the |
|--------------------------------------|--|--|
| - | | Disclosing Party |
| None | | |
| | | |
| | | |
| | | |
| | | |
| SECTION III 1 | BUSINESS RELATIONSHIPS W | TITH CITY ELECTED OFFICIALS |
| | ing Party had a "business relationsh ty elected official in the 12 months | nip," as defined in Chapter 2-156 of the Municipal before the date this EDS is signed? |
| []Yes | No No | |
| If yes, please iden relationship(s): | tify below the name(s) of such City | elected official(s) and describe such |
| | | |
| | | |

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

| Name (indicate wheth retained or anticipated to be retained) | | Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.) | Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response. |
|--|---|--|---|
| | | | |
| (Add sheets if necessar | ry) | | |
| M Check here if the D | isclosing Party h | as not retained, nor expects to retain | a, any such persons or entities |
| SECTION V CER | TIFICATIONS | | |
| A. COURT-ORDER | ED CHILD SUPP | PORT COMPLIANCE | |
| | | -415, substantial owners of business th their child support obligations thr | |
| v - | - | tly owns 10% or more of the Disclosons by any Illinois court of competer | 9 9 |
| [] Yes [| | lo person directly or indirectly owns sclosing Party. | 10% or more of the |
| If "Yes," has the person is the person in comple | | court-approved agreement for paymegreement? | ent of all support owed and |
| [] Yes [|] No | | |
| B. FURTHER CERT | IFICATIONS | | |
| consult for defined ter submitting this EDS is certifies as follows: (i) | ms (e.g., "doing l the Applicant and neither the Appl | apter 1-23, Article I ("Article I")(wh business") and legal requirements), in and is doing business with the City, the licant nor any controlling person is controlling person is controlling person is controlling person. | if the Disclosing Party nen the Disclosing Party currently indicted or charged |

criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. To the best of the Disclosing Party's knowledge after reasonable inquiry, no current employee of the Disclosing Party was, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago.
- 8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the Disclosing Party has not given or caused to be given a gift, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City

| and having a retail value of less than \$10 per recipient. |
|---|
| 9. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below: |
| |
| |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |
| C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION |
| 1. The Disclosing Party certifies that the Disclosing Party (check one) |
| [] is [X] is not |
| a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code. |
| 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges: |
| "We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City." |
| If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary): |
| |
| |
| If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements. |

employees or to the general public, or (ii) food or drink provided in the course of official City business

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Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

meanings when used in this Part D.

| 1, | In accordance with Section 2-156-110 of the Municipal Code: Does any official or employee |
|--------|---|
| of the | City have a financial interest in his or her own name or in the name of any other person or |
| entity | in the Matter? |

[]Yes

XI No

NOTE: If you checked "Yes" to Item D.1., proceed to Items D.2. and D.3. If you checked "No" to Item D.1., proceed to Part E.

2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part D.

Does the Matter involve a City Property Sale?

[]Yes

[] No

3. If you checked "Yes" to Item D.1., provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest:

| Name | Business Address | Nature of Interest |
|------|------------------|--------------------|
| | | |
| | | |

4. The Disclosing Party further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all information required by paragraph 2. Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

_X_1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

| 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records: |
|---|
| |
| |
| SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS |
| NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding. |
| A. CERTIFICATION REGARDING LOBBYING |
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary): |
| |
| (If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.) |
| 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined to applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement. |

which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.

3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in

4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying"

| Activities". | |
|--|---|
| form and substance to parag subcontract and the Disclosi | ty is the Applicant, the Disclosing Party must obtain certifications equal in graphs A.1. through A.4. above from all subcontractors before it awards anying Party must maintain all such subcontractors' certifications for the nust make such certifications promptly available to the City upon request. |
| B. CERTIFICATION REG | ARDING EQUAL EMPLOYMENT OPPORTUNITY |
| • | ided, federal regulations require the Applicant and all proposed following information with their bids or in writing at the outset of |
| Is the Disclosing Party the A | Applicant? |
| [] Yes | [] No |
| If "Yes," answer the three q | uestions below: |
| federal regulations? (See 41 | and do you have on file affirmative action programs pursuant to applicable I CFR Part 60-2.) |
| Contract Compliance Progra under the applicable filing re | the Joint Reporting Committee, the Director of the Office of Federal ams, or the Equal Employment Opportunity Commission all reports due equirements? |
| 3. Have you participated equal opportunity clause? | d in any previous contracts or subcontracts subject to the |
| , - | [] No |
| If you checked "No" to ques | stion 1. or 2. above, please provide an explanation: |
| | |

SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any Page 10 of 13

contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not

use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.

F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

| LaRae T. Savage Martial Trust |
|---|
| (Print or type name of Disclosing Party) |
| By: Man My |
| (Sign here) |
| Tad A. Koch |
| (Print or type name of person signing) |
| V.P. Tax |
| (Print or type title of person signing) |
| |
| Signed and sworn to before me on (date) Tune 19 201), at Salt Lake County, Lit (state). |
| Kachleen M. Rohlferg Notary Public. |
| Commission expires: 8-24-2014. |
| • |
| |





DEPARTMENT OF LAW

MEMORANDUM

PRIVILEGED AND CONFIDENTIAL ATTORNEY WORK PRODUCT

To:

Edward Lewis

Department of Housing & Economic Development

From:

Judith A. El-Amin

Assistant Corporation Counsel

Finance & Economic Development Division

Department of Law

Date:

June 22, 2012

Re:

Resolution supporting and consenting to Class 6(b) classification tax incentive (the "Class 6(b)") for the benefit of PVS Chemical Solutions, Inc, a Michigan corporation (the "Applicant") and its tenant, Savage Services Corporation, an Utah corporation and real property commonly known as 3018 and 3032 East 122nd Street and 12260 South Carondolet Avenue, Chicago, Illinois 60633 (the "Subject Property") pursuant

to Cook County Real Property Assessment Classification Ordinance

Attached hereto is the final form of resolution supporting and consenting to the above-referenced Class 6(b) pursuant to the Cook County Real Property Assessment Classification Ordinance. Also attached hereto, are the final Economic Disclosure Statements and Affidavits for the Applicant, its tenant and all related legal entities.

Finally, it is my understanding from you that DHED has carefully and fully considered the implications of issuing the Class 6(b) tax incentive for the Subject Property which is located in the Lake Calumet Industrial Redevelopment Area. Also, it is in the Chicago Enterprise Zone No.3.

Attachments

CC:

Mary Bonome Susan Lopez

Cynthia Shawamreh

