

Office of Chicago City Clerk



O2011-4514

Office of the City Clerk City Council Document Tracking Sheet

Meeting Date:

6/8/2011

Sponsor(s):

Mayor Emanuel, Rahm

Type:

Ordinance

Title:

Class C for West Webster, LLC

Committee(s) Assignment:

Committee on Finance

ORDINANCE

WHEREAS, the City of Chicago (the "City") is a home rule unit of government under Section6(a), Article VII of the 1970 Constitution of the State of Illinois authorized to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Cook County Board of Commissioners has enacted the Cook County Real Property Assessment Classification Ordinance, as amended from time to time (the "Classification 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 or commercial purposes; and

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

WHEREAS, West Webster, LLC, an Illinois limited liability company ("West Webster"), and Knoxville, L.L.C., an Illinois limited liability company (together with West Webster, the "Applicant"), jointly own certain real estate located generally at 2230 North Dominick Street, Chicago, Illinois 60614 (the "Subject Property"), as described on Exhibit A hereto; and

WHEREAS, the Subject Property has undergone environmental testing and was found to contain certain adverse environmental conditions (the "Contamination"); and

WHEREAS, neither the Applicant nor the Applicant's individual owners are directly or indirectly responsible for creating the Contamination; and

WHEREAS, the Applicant has undertaken environmental remediation at the Subject Property and received a No Further Remediation Letter from the Illinois Environmental Protection Agency's Site Remediation Program, dated January 12, 2010 (the "NFR Letter"); and

WHEREAS, the costs of remediating the Contamination exceeded \$100,000 in accordance with the eligibility requirements for Class C classification pursuant to the Classification Ordinance; and

WHEREAS, the Applicant intends to construct a development consisting of an approximately 21,000 square foot daycare center and an approximately 25,000 retail center on the Subject Property (the "Development") to be used for commercial purposes in accordance with the eligibility requirements for Class C classification pursuant to the Classification Ordinance; and

WHEREAS, the Subject Property is located within the boundaries of Chicago Enterprise Zone Number 4 (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), and within the boundaries of the North Branch (North) 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 Redevelopment Project Areas and Enterprise Zones are also to provide certain incentives in order to stimulate economic activity and to revitalize depressed areas; and

WHEREAS, the Applicant has filed an application for the Class C classification with the Office of the Cook County Assessor (the "Assessor") pursuant to the Classification Ordinance; and

WHEREAS, it is the responsibility of the Assessor to determine that an application for a Class C classification is eligible pursuant to the Classification Ordinance; and

WHEREAS, the Classification Ordinance requires that, in connection with the filing of a Class C application with the Assessor, an applicant must obtain from the municipality in which such real estate is located an ordinance or resolution expressly stating that the municipality has determined that the classification incentive is necessary for the development of the property to occur and that the municipality supports and consents to the Class C classification; now therefore,

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

- **SECTION 1.** The above recitals are hereby expressly incorporated as if fully set forth herein.
- **SECTION 2.** The City hereby determines that the incentive provided by the Class C classification is necessary for the Development to occur on the Subject Property.
- **SECTION 3.** The City hereby expressly supports and consents to the Class C classification with respect to the Subject Property.
- **SECTION 4.** The City Clerk of the City is authorized and hereby directed to and shall send a certified copy of this Ordinance to the Assessor, and a certified copy of this Ordinance may be included with the Class C application to be filed with the Assessor by the Applicant, as applicant, in accordance with the Classification Ordinance.
- **SECTION 5.** To the extent that any ordinance, resolution, order or provision of the Municipal Code of Chicago, or part thereof, is in conflict with the provisions of this Ordinance, the provisions of this Ordinance shall be controlling. If any section, paragraph, clause or provision shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.
- **SECTION 6.** This Ordinance shall be effective immediately upon its passage and approval.



CHICAGO July 6, 2011

To the President and Members of the City Council:

Your Committee on Finance having had under consideration

An ordinance authorizing the approval of a Class C Real Estate Tax Incentive Classification for West Webster, LLC and Knoxville, LLC.

Having had the same under advisement, begs leave to report and recommend that your Honorable Body pass the proposed

Ordinance Transmitted Herewith

This recommendation was concurred in by ________(a viva voce vote of members of the committee with ________dissenting vote(s).

Respectfully submitted

Chairman





OFFICE OF THE MAYOR CITY OF CHICAGO

RAHM EMANUEL MAYOR

June 8, 2011

TO THE HONORABLE, THE CITY COUNCIL OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Commissioner of Housing and Economic Development, 1 transmit herewith ordinances authorizing a class C tax status for various properties.

Your favorable consideration of these ordinances will be appreciated.

Very truly yours,

Mayor

EXHIBIT A

Subject Property Legal Description:

See Attached

Permanent Real Estate Tax Index Numbers (PINS):

14-32-107-056-0000

Address Commonly Known as:

2230 North Dominick Avenue, Chicago, Illinois 60614

Legal Description

PARCEL 1:

THAT PART OF LOTS 49, 50, 51, 52, AND 53, TAKEN AS A TRACT, IN BLOCK 4 IN NICKERSON'S ADDITION TO CHICAGO, A SUBDIVISION OF THE WEST OF BLOCK 15 AND THE SUB-BLOCK 5 OF THE EAST OF SAID BLOCK 15 OF SHEFFIELD'S ADDITION TO CHICAGO IN SECTION 32, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN; TOGETHER WITH RESUBDIVISION OF LOTS 28, 29 AND 30 IN SAID NICKERSON'S SUBDIVISION RECORDED AUGUST 19, 1872 AS DOCUMENT 50549, ALL BEING IN COOK COUNTY, ILLINOIS, MORE PARTICULARY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST NORTHERLY CORNER OF LOT 53; THENCE SOUTH 45 DEGREES 34 MINUTES 50 SECONDS EAST (BEARINGS ASSUMED FOR DESCRIPTION PURPOSES ONLY) ALONG THE NORTHEASTERLY LINE OF LOT 53, 154.39 FEET; THENCE SOUTH 44 DEGREES 25 MINUTES 10 SECONDS WEST AND PERPENDICULAR TO THE LAST DESCRIBED COURSE, 152.00 FEET; THENCE SOUTH 25 DEGREES 39 MINUTES 30 SECONDS WEST, 6.97 FEET; THENCE SOUTH 64 DEGREES 59 MINUTES 49 SECONDS WEST, 58.32 FEET TO THE INTERSECTION WITH A LINE PARALLEL WITH AND 17.00 FEET, MEASURED PERPENDICULAR, NORTHEASTERLY OF THE SOUTHWESTERLY LINE OF LOTS 52 AND 53 (SAID LINE BEING ALSO THE SOUTHWESTERLY LINE OF TRACT); THENCE NORTH 25 DEGREES 02 MINUTES 01 SECOND WEST ALONG AFORESAID PARALLEL LINE AND 17.00 FEET, MEASURED PERPENDICULAR, NORTHEASTERLY OF THE SOUTHWESTERLY LINE OF LOTS 52 AND 53 (SAID LINE BEING ALSO THE SOUTHWESTERLY LINE OF LOTS 52 AND 53 (SAID LINE BEING ALSO THE SOUTHWESTERLY LINE OF TRACT), 145.38 FEET, TO THE INTERSECTION WITH THE NORTHWESTERLY LINE OF LOT 53; THENCE NORTH 44 DEGREES 25 MINUTES 10 SECONDS EAST ALONG AFORESAID NORTHWESTERLY LINE OF LOT 53, 162.18 FEET TO THE POINT OF BEGINNING.

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

| A. Legal name of the Disclosing Par | ty submitting this EDS. Include d/b/a/ if applicable: |
|---|---|
| West Webster, LLC | |
| Check ONE of the following three | boxes: |
| Applicant in which the Disclos OR | ect or indirect interest in the Applicant. State the legal name of the ing Party holds an interest: |
| ., | f control (see Section II.B.1.) State the legal name of the entity in a right of control: |
| B. Business address of the Disclosin | Party: _5000_Woet_Roosevelt_Rd, Suite_101 |
| C. Telephone: 773-854-4040 D. Name of contact person: Steph | Fax: 773-854-4045 Email: stephen@barrondevelopmentllc.com |
| E. Federal Employer Identification N | lo. (if you have one): |
| - | saction or other undertaking (referred to below as the "Matter") to roject number and location of property, if applicable): |
| Class C Resolutio | n, 2230 N. Dominick |
| G. Which City agency or department | t is requesting this EDS? Housing and Economic Development |
| If the Matter is a contract being hat complete the following: | andled by the City's Department of Procurement Services, please |
| Specification # | and Contract # |
| | |

SECTION II - DISCLOSURE OF OWNERSHIP INTERESTS

| A, MATURE OF THE DISCLOSING PART | |
|--|--|
| 1. Indicate the nature of the Disclosing Pa [] Person [] Tublicly registered business corporation [] Privately held business corporation [] Sole proprietorship [] General partnership [] Limited partnership [] Trust | Inty: [A Limited liability company [B Limited liability partnership [B Joint venture [B Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [B Yes [B No [B Other (please specify) |
| | country) of incorporation or organization, if applicable: |
| 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 | [₃] N/A |
| B. IF THE DISCLOSING PARTY IS A LEG | AL ENTITY: |
| NO TE: For not-for-profit corporations, also li there are no such members, write "no members 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 s." For trusts, estates or other similar entities, list below I partnership, limited liability company, lunited 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 |
| Barron Development LLC | Managing Member |
| Brinshore Development, L.L.C. | Member |
| | |
| | |
| | |

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 | • |
| Barron Deve | lopment LLC, 5000 W. Roos | evelt Rd, Chicago, IL 60 | 644, 50% |
| Brinshoro De | evelopment, L.L.C., 666 D | undee_Rd, Northbrook, IL | 60062, 50 |
| | · | , | |
| SECTION III | BUSINESS RELATIONSHIPS W | TH CITY ELECTED OFFICIALS | 5 |
| | sing Party had a "business relationshi ity elected official in the 12 months b | • • | e Municipal |
| [] Yes | [_k] No | | |
| If yes, please iden relationship(s): | tify below the name(s) of such City of | lected 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 not an acceptable response. |
|--|----------------------------------|---|---|
| Ple | | ttached sheet (Page 4A t | Index) |
| | | | |
| (Add sheets if necessary) | • | | |
| Check here if the Disc | losing Party ha | as not retained, nor expects to retain | n, any such persons or entities |
| SECTION V CERTII | FICATIONS | | |
| A. COURT-ORDERED | CHILD SUPP | ORT COMPLIANCE | |
| • = | | 415, substantial owners of business the their child support obligations the | |
| | • | ly owns 10% or more of the Disclosins by any Illinois court of compete | - , |
| []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 complian | | court-approved agreement for paym reement? | ent of all support owed and |
| [] Yes [] N | o | | |
| B. FURTHER CERTIFIC | CATIONS | | |
| consult for defined terms submitting this EDS is the | (e.g., "doing be Applicant an | pter 1-23, Article I ("Article I")(who usiness") and legal requirements), d is doing business with the City, the cant nor any controlling person is a | if the Disclosing Party nen the Disclosing Party |

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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 1 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;
- 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 govenument 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.

| Certifications), the Di | sclosing 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.

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

[d] No

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

| elected official or any other person o for taxes or assess "City Property Sal | 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 erry that (i) belongs to the City, or (ii) is sold egal process at the suit of the City (collectively, ten pursuant to the City's eminent domain power uning of this Part D. |
|---|---|---|
| Does the Matter in | volve a City Property Sale? | |
| []Yes | [] No | |
| | ced "Yes" to Item D.1., provide the ees having such interest and identi | names and business addresses of the City fy the nature of such interest: |
| Name | Business Address | Nature of Interest |
| E. CERTIFICATION Please check eit disclose below or i comply with these connection with the | City official or employee. ON REGARDING SLAVERY ERA ther 1. or 2. below. If the Disclosin in an attachment to this EDS all info disclosure requirements may make the Matter voidable by the City. | g Party checks 2., the Disclosing Party must ormation required by paragraph 2. Failure to any contract entered into with the City in |
| the Disclosing Part from slavery or sla- issued to slavehold | y and any and all predecessor entiti veholder insurance policies during | ing Party has searched any and all records of ies regarding records of investments or profits the slavery era (including insurance policies age to or injury or death of their slaves), and |
| Disclosing Party ha | s found records of investments or posing Party verifies that the follow | of conducting the search in step 1 above, the profits from slavery or slaveholder insurance ring constitutes full disclosure of all such slaveholders described in those records: |
| | Page 8 of | 13 |

SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

NO TE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally fun ded, proceed to Section VII. For ptnposes of this Section VI, tax credits allocated by die 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): | | | |
|--|--|--|--|
| | | | |
| , | - | | |
| | | | |
| | es above, or if the letters "NA" or if the word "None ne Disclosing Party means that NO persons or entition | | |

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 fimded, 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 | e Applicant? |
|---|--|
| []Yes | []No |
| If "Yes," answer the three | e questions below: |
| 1. Have you develope federal regulations? (See | ed and do yon have on file affirmative action programs pursuant to applicable 41 CFR Part 60-2.) |
| []Yes | []No |
| • | h the Joint Reporting Committee, the Director of the Office of Federal grams, or the Equal Employment Opportunity Commission all reports due g requirements? |
| [] Yes | []No |
| 3. Have you participa equal opportunity clause? | ted in any previous contracts or subcontracts subject to the |
| []Yes | [] No |
| If you checked "No" to qu | nestion 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 1 of Chapter 1-23 of die 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.

| West Webster LLC | |
|--|---|
| (Print or type name of Disclosing Party) | • |
| By: Barron Development LLC | |
| Ву: | |
| (Sign here) | |
| Stephen Barron | · |
| (Print or type name of person signing) | |
| Managing Member | , , |
| (Print or type title of person signing) | • |
| Signed and sworn to before me on (date) March 2 at Cook County, Mixors (state). Cherese Marth Notary | • |
| Commission expires: 9.10.1.3 | OFFICIAL SEAL TRERESSE M MORTEL Notary Public - State of IMprois My Commission Expires Sep 10, 2013 |
| | , |

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, aimt or uncle, niece or nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather or stepmodier, 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 ILB.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 currentiy have a "familial relationship" with an elected city official or department head?

| [] Y es | | [x] N o | | | | |
|---------------------------------------|--|-------------------|-----------------|----------------|---------------|-------------|
| such person is con | dentify below (1) the mected; (3) the name hal relationship, and | e and tide of the | he elected city | official or de | partment head | |
| | | | -n-a/ | | | |
| · · · · · · · · · · · · · · · · · · · | | | | | | |
| , | | | | | | |

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: | |
|---|--------------|
| Knoxville, L.L.C. | |
| Check ONE of the following three boxes: | |
| Indicate whether the Disclosing Party submitting this EDS is: 1. [X] the Applicant OR | |
| [] 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 en which the Disclosing Party holds a right of control: | tity in |
| B. Business address of the Disclosing Party: 3611 N. Kedzie | |
| Chicago, IL 60618 | |
| C. Telephone: (773)463-1234 Fax: (773)463-0999 Email: AGSSTCACLUBS.COM x257 | |
| D. Name of contact person: Alan Schwartz | |
| E. Federal Employer Identification No. (if you have one): | |
| F. Brief description of contract, transaction or other undertaking (referred to below as the "Matt which this EDS pertains. (Include project number and location of property, if applicable): | er") to |
| Class C Resolution, 2230 N. Dominick | |
| G. Which City agency or department is requesting this EDS? Housing and Economic Develop | <u>men</u> t |
| If the Matter is a contract being handled by the City's Department of Procurement Services, procuplete the following: | lease |
| 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 of | country) of incorporation or organization, if applicable: |
| 2. To legal chilles, the state (of foleight | sountry) of incorporation of organization, if applicable. |
| Illinois | · |
| | |
| | State of Illinois: Has the organization registered to do |
| business in the State of Illinois as a foreign en | itity? |
| []Yes []No | [X] N/A |
| B. IF THE DISCLOSING PARTY IS A LEG | ZAI ENITITY. |
| B. If THE DISCLOSING PART I IS A LEC | AL ENTITI. |
| 1. List below the full names and titles of | 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 legal titleholder(s). | , |
| If the entity is a general partnership, limited | d partnership, limited liability company, limited liability |
| | 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 | |
| Name | Title |
| Alan Schwartz | |
| AND DESTRUCTOR | Managing Member |
| , | |
| | |
| • | |

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.

| Ivaliic | Dusiness Address | 1 creentage interest in the |
|----------------------------|---------------------------------------|--|
| · · | • | Disclosing Party |
| Alan G. Schwartz | 3611 N. Kedzie, Chicago | 100% |
| • | | |
| | | |
| | | · · · · · · · · · · · · · · · · · · · |
| | | · |
| | | |
| SECTION III DIISI | NESS DEL ATIONSHIDS WITH | H CITY ELECTED OFFICIALS |
| SECTION III DOSI. | NESS RELATIONSHIPS WITH | I CITT ELECTED OFFICIALS |
| Has the Disclosing P | arty had a "business relationship," | as defined in Chapter 2-156 of the Municipal |
| | cted official in the 12 months before | |
| • | : | |
| [] Y es | [X] No | • |
| | | • |
| If yes, please identify be | elow the name(s) of such City elec | cted 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) | 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 | y) | | |
| [X] Check here if the Dis | sclosing Party h | nas not retained, nor expects to retain | a, any such persons or entities |
| SECTION V CERT | IFICATIONS | 7 | |
| A. COURT-ORDEREI | CHILD SUPI | PORT COMPLIANCE | |
| <u>-</u> | | 2-415, substantial owners of business th their child support obligations thr | , |
| | | tly owns 10% or more of the Disclosons by any Illinois court of compete | |
| []Yes [x] | | No person directly or indirectly owns isclosing Party. | 10% or more of the |
| If "Yes," has the person is the person in complia | | court-approved agreement for paym greement? | ent of all support owed and |
| []Yes [] | No NA | | |
| B. FURTHER CERTIF | FICATIONS | | |
| consult for defined term submitting this EDS is to certifies as follows: (i) with, or has admitted gu criminal offense involv | ns (e.g., "doing the Applicant a neither the Applicant a puilt of, or has eving actual, atter | apter 1-23, Article I ("Article I")(wh business") and legal requirements), nd is doing business with the City, the dicant nor any controlling person is of ver been convicted of, or placed und inpted, or conspiracy to commit bribe to officer or employee of the City or a | if the Disclosing Party nen the Disclosing Party currently indicted or charged er 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;
- 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 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 [K] 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 Pa | ny is unable to make this pleage be | cause it or any of its affiliates (as defined in | | | | |
|---|--------------------------------------|--|--|--|--|--|
| ection 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter | | | | | | |
| 2-32 of the Munici | pal Code, explain here (attach addit | ional 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 is | avolve a City Property Sale? | | | | |
| []Yes | [] No | | | | |
| - | ked "Yes" to Item D.1., provide the grees having such interest and identify | names and business addresses of the City y the nature of such interest: | | | |
| Name | Business Address | Nature of Interest | | | |
| | osing Party further certifies that no p y City official or employee. | rohibited financial interest in the Matter will | | | |
| E. CERTIFICAT | ON REGARDING SLAVERY ERA | BUSINESS | | | |
| disclose below or comply with these | in an attachment to this EDS all info | g Party checks 2., the Disclosing Party must ormation required by paragraph 2. Failure to any contract entered into with the City in | | | |
| the Disclosing Pa from slavery or sl issued to slavehol | rty and any and all predecessor entiti aveholder insurance policies during t | ng Party has searched any and all records of es regarding records of investments or profits the slavery era (including insurance policies age to or injury or death of their slaves), and | | | |
| Disclosing Party I policies. The Dis | nas found records of investments or p closing Party verifies that the follow | of conducting the search in step 1 above, the profits from slavery or slaveholder insurance ing constitutes full disclosure of all such laveholders 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 | | | | | | | |
|--|--------------------|-----------|---|--|--|--|--|
| | | | | | | espect to the Matter: (Add sheets if necessary): | |
| respect to the Matter: | (Add sneets if ned | cessary): | | | | | |
| · · · · · · · · · · · · · · · · · · · | | | | | | | |
| | | | | | | | |
| None | | | · | | | · | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

(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 I | Party the Applicant? | | | , | |
|---------------------------------|--|---------------------|---------------|-------------|-----------------|
| [] Yes | [] No | • | ſ | | |
| If "Yes," answer t | he three questions below: | | | | · · · . |
| | eveloped and do you have on | file affirmative ac | tion progra | ıms pursuan | t to applicable |
| federal regulations | s? (See 41 CFR Part 60-2.) | • | | | • |
| [] Yes | [] No | , | | | • • |
| 2. Have you f | iled with the Joint Reporting C | Committee, the Dir | ector of th | e Office of | Federal |
| | nce Programs, or the Equal Em | | | | |
| - | ole filing requirements? | | , | | P |
| []Yes | [] No | | | | |
| () | | | 1 | | • |
| 3. Have you p equal opportunity | participated in any previous con clause? | ntracts or subcontr | racts subject | ct to the | |
| [] Yes | [] No | | | | |
| If you checked "N | o" to question 1. or 2. above, p | olease provide an | explanatio | n: | |
| | | | | | |
| | | | | | |
| | - | | | · | |
| SECTION VII | ACKNOWLEDGMENTS, | CONTRACT IN | CORPOR | RATION. | |

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 arc 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.

| Knoxville, L.L.C. | <u>-</u> |
|---|--|
| (Print or type name of Disclosing Party) | • |
| By: (Sign here) | · |
| Alan G. Schwartz | _ |
| (Print or type name of person signing) | |
| Managing_Member | - - |
| Signed and sworn to before me on (date) at | (state). Notary Public. |
| Commission expires: | |
| | ************************************** |

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.

"Apphcable 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?

| [] Y es | - ; | [x] N o | | | | | |
|------------------|------------------|--|----------------|--------------|---------------|--------------|-----|
| such person is c | connected; (3) t | (1) the name and he name and title nip, and (4) the pro- | of the elected | city officia | ıl or departı | ment head to | |
| | | | | | | | - |
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| | | | | | <u></u> | | - |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION 1 -- GENERAL INFORMATION

| A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable: |
|---|
| Barron Development 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: West Webster, LLC |
| 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: 5000 West Roosevelt Rd, Suite 101 Chicago, IL 60644 |
| C. Telephone: 773_854_4040 Fax: 773_854_4045 Email: stephen@barrondevelopmentllc.com D. Name of contact person: _Stephen_Barron |
| 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 C Resolution, 2230 N. Dominick |
| G. Which City agency or department is requesting this EDS? Housing and 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

Stephen Barron

A. NATURE OF THE DISCLOSING PARTY 1. Indicate the nature of the Disclosing 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: Tllinois 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? []No []Yes [,] 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

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,

Managing Member

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 |
| Stephen Barro | n, 5010 West Rooseveit F | Rd. Chicago, IL 60644, 100% |
| | | |
| | | , |
| | | |
| | | |
| | | |
| SECTION III I | 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 Municipa |
| Code, with any Cit | ty elected official in the 12 months l | pefore the date this EDS is signed? |
| [] Yes | &ો No | |
| [] | 20 | ×. |
| 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 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 necessa | ary) | | |
| [t] Check here if the I | Disclosing Party | has not retained, nor expects to retain | , any such persons or entitie |
| SECTION V - CER | TIFICATIONS | 3 | |
| A. COURT-ORDERI | ED CHILD SUP | PORT COMPLIANCE | |
| | | 2-415, substantial owners of business ith their child support obligations thr | |
| | | ctly owns 10% or more of the Disclosions by any Illinois court of compete | |
| []Yes [| - | No person directly or indirecdy owns Disclosing Party. | 10% or more of the |
| If "Yes," has the person is the person in compl | | a court-approved agreement for paym agreement? | ent of all support owed and |
| []Yes [|] No | | . |

B. FURTHER CERTIFICATIONS

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 cunently 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 perfonning 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 govenumental 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 Affihated 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 die federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- 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 fieedom 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 maiatained 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 |
|--|---|
| Certifications), the Disclosing Party must explain b | elow: |
| | |
| 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 x_{3} is not
- a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
 - 2. If die 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.

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 &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.

| elected official or any other person for taxes or assess "City Property Sa | employee shall have a financial inter or entity in the purchase of any prope sments, or (iii) is sold by virtue of leg | e bidding, or otherwise permitted, no City rest in his or her own name or in the name of rty that (i) belongs to the City, or (ii) is sold al process at the suit of the City (collectively, or pursuant to the City's eminent domain powering of this Part D. |
|---|--|--|
| Does the Matter i | nvolve a City Property Sale? | |
| []Yes | []No | • |
| | sked "Yes" to Item D.1., provide the syees having such interest and identif | names and business addresses of the City y the nature of such interest: |
| Name | Business Address | Namre of Interest |
| ~~~~· | | |
| | , | |
| | osing Party further certifies that no p y City official or employee. | rohibited financial interest in the Matter will |
| E. CERTIFICAT | ION REGARDING SLAVERY ERA | BUSINESS |
| disclose below or comply with thes | in an attachment to this EDS all info | g Party checks 2., the Disclosing Party must brmation required by paragraph 2. Failure to any contract entered into with the City in |
| the Disclosing Pa from slavery or s issued to slaveho | rty and any and all predecessor entiti aveholder insurance policies during | ng Party has searched any and all records of es regarding records of investments or profits the slavery era (including insurance policies age to or injury or death of their slaves), and |
| Disclosing Party policies. The Dis | has found records of investments or packosing Party verifies that the follow | of conducting the search in step 1 above, the profits from slavery or slaveholder insurance ing constitutes full disclosure of all such laveholders described in those records: |
| | | |
| , | Page 8 of | 13 |

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

Disclosing Party with respect to the Matter.)

| List below the names of all persons or entities registered under the federal Lo Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosin 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 th appear, it will be conclusively presumed that the Disclosing Party means that NO per registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts | rsons or entities | |

- 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 Patty 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 D | losing Party the Applicant? |
|-------------|---|
| [] Y | [] No |
| If"Yes | nswer the three questions below: |
| 1. 1 | e you developed and do you have on file affirmative action programs pursuant to apphcable |
| federal | ulations? (See 41 CFR Part 60-2.) |
| []Y | []No |
| Contraction | re you filed with the Joint Reporting Committee, the Director of the Office of Federal ompliance Programs, or the Equal Employment Opportunity Commission all reports due applicable filing requirements? |
| []Y | [] No |
| | e you participated in any previous contracts or subcontracts subject to the rtunity clause? |
| []Y | [] No |
| If you c | eked "No" 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 ad 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.I. The Disclosing Party is not delinquent in the payment of any tax administered by the Ilbnois 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.

| Barron Development LLC | · · |
|--|---|
| (Print or type name of Disclosing Party) | |
| | • |
| | |
| | |
| By: | |
| (Sign here) | |
| (Olgu Bolo) | • |
| | |
| _Stephen_Barron | • |
| (Print or type name of person signing) | |
| (| • |
| | |
| Managing Member | |
| (Print or type title of person signing) | .* |
| | |
| · | |
| | |
| Signed and sworn to before me on (date) Manch 24, 2011 at County, Illusis (state). | _, |
| at County, The (state). | |
| The state of the s | |
| | |
| Therese M Mondel Notary Public. | OFFICIAL SEAL |
| * | THERESSE M MORTEL |
| Commission expires: 9.10.13 | Notary Public - State of Illinois My Commission Expires Sep 10, 2013 |
| | E MA Childings for evaluation och intralia |

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 of licial or department head?

| [] Yes | [x] N o | · · · · · · · · · · · · · · · · · · · |
|------------------------|----------------------------------|---|
| such person is connect | ted; (3) the name and title of t | te of such person, (2) the name of the legal entity to which the elected city official or department head to whom such the nature of such fiunilial relationship. |
| | | |
| | | |

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: |
|--|
| Brinsbore Development, L.L.C. |
| 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: West Webster, LLC 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: 666 Dundee Rd. #1102 |
| Northbrook, IL 60062 |
| C. Telephone: (847)562-9400 Fax: (847)562-9401 Email: RICHS@BRINSHORE.COM |
| D. Name of contact person: Richard Sciortino |
| 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 C Designation, 2230 N. Dominick |
| G. Which City agency or department is requesting this EDS? Department of Housing and 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 DISELOSING PARTY

| Indicate the nature of the Disclosing Page 1 Person Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership Trust | arty: [X] 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 Illinois | country) of incorporation or organization, if applicable: |
| 3. For legal entities not organized in the S business in the State of Illinois as a foreign en | • |
| [] Yes [] No | [x] 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 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 me and title of each general partner, managing member, atrols the day-to-day management of the Disclosing Party. ubmit an EDS on its own behalf. |
| Name RJS Real Estate Services, In | Title ic. Monging Member |
| | |
| | |
| | |

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 | |
|---|----------------------------------|---|----------------|
| RJS Real Estate Se | rvices, Inc. 666 Dundee Ro | 1.,#1102,Northbrook, II | 50% |
| _Brint_Development, | Inc. 666 Dundee Ro | 1,,#1102,Northbrook, IL | 50% |
| | | | |
| SECTION III BUS | INESS RELATIONSHIPS WI | TH CITY ELECTED OFFICIAL | us · |
| | | p," as defined in Chapter 2-156 of the efore the date this EDS is signed? | he Municipal |
| []Yes | [_X] No | | |
| If yes, please identify trelationship(s): | pelow the name(s) of such City 6 | 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.) | 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 | , any such persons or entities |
| SECTION V CERTI | FICATIONS | | |
| A. COURT-ORDERED | CHILD SUPP | ORT COMPLIANCE | |
| - | | -415, substantial owners of business th their child support obligations thr | |
| | - | tly owns 10% or more of the Disclosons by any Illinois court of competer | 0 2 |
| [] Yes [x] | | o 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 paym greement? | ent of all support owed and |
| []Yes [] | No | | • |
| B. FURTHER CERTIF | ICATIONS | t | |
| consult for defined term submitting this EDS is to certifies as follows: (i) re with, or has admitted gue criminal offense involvi | s (e.g., "doing he Applicant an acither the Applit of, or has eving actual, atten | apter 1-23, Article I ("Article I") (who business") and legal requirements), and is doing business with the City, the licant nor any controlling person is correspondent to the convicted of, or placed under the convicted of the City or a officer or employee of the City or a | if the Disclosing Party nen the Disclosing Party currently indicted or charged er 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 "Affihated 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;
- 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.

| . If the Disclosing Party is unable to certify to any of the above statements in this Part B (Furth tifications), the Disclosing Party must explain below: | | | | |
|--|--------------------------|--------------|---------------------------------------|--|
| inications), the | Disclosing Farty must ex | piani below: | | |
| NA | | | | |
| | . , | • | | |
| | | | · · · · · · · · · · · · · · · · · · · | |

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 [v] 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.

| elected official or any other person for taxes or assess "City Property Sa | employee shall have a financial inte or entity in the purchase of any prope sments, or (iii) is sold by virtue of le | re bidding, or otherwise permitted, no City crest in his or her own name or in the name of crty that (i) belongs to the City, or (ii) is sold gal process at the suit of the City (collectively, en pursuant to the City's eminent domain powerning of this Part D. |
|---|--|---|
| Does the Matter i | nvolve a City Property Sale? | |
| []Yes | [] No | |
| | cked "Yes" to Item D.1., provide the yees having such interest and identif | names and business addresses of the City y the nature of such interest: |
| Name | Business Address | Nature of Interest |
| | | |
| | osing Party further certifies that no p y City official or employee. | rohibited financial interest in the Matter will |
| E. CERTIFICAT | ION REGARDING SLAVERY ERA | ABUSINESS |
| disclose below or comply with these | in an attachment to this EDS all info | g Party checks 2., the Disclosing Party must ormation required by paragraph 2. Failure to any contract entered into with the City in |
| the Disclosing Pa from slavery or sl issued to slavehol | rty and any and all predecessor entiti aveholder insurance policies during | ng Party has searched any and all records of es regarding records of investments or profits the slavery era (including insurance policies age to or injury or death of their slaves), and |
| Disclosing Party l policies. The Dis | has found records of investments or p closing Party verifies that the follow | of conducting the search in step 1 above, the profits from slavery or slaveholder insurance ing constitutes full disclosure of all such laveholders 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

| closure Act of 1 | 995 who have made lob | bying contacts on behalf | of the Disclosing Party with |
|------------------|---------------------------|--------------------------|------------------------------|
| ect to the Matte | er: (Add sheets if necess | ary): | |
| | | 6.5 | |
| | | | |
| | | | |
| NA | | | |

(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 funged, federal regulations require the Applicant and all proposed

| subcontractors to subr negotiations. | nit 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 t | hree questions below: |
| • | loped and do you have on file affirmative action programs pursuant to applicable See 41 CFR Part 60-2.) [] No |
| • | with the Joint Reporting Committee, the Director of the Office of Federal Programs, or the Equal Employment Opportunity Commission all reports due iling requirements? [] No |
| equal opportunity clau | |
| [] Yes | [] No |
| It you checked "No" t | o 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 exvoidable, 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.

| Brinshore Development, L.L.C. | |
|--|---------------------|
| (Print or type name of Disclosing Party) | |
| By: RIS Real Estate Services, Inc., | its Managing Member |
| 1 - 5 - | |
| By: | · · |
| (Sign here) | |
| Dichard Scientino | |
| Richard Sciortino | - |
| (Print or type name of person signing) | J |
| | • |
| President | |
| (Print or type title of person signing) | _ |
| | 1 1. |
| | 4/2.1. |
| Signed and sworn to before me on (date) | 1 01 ((|
| at Cook County, Illinois | _ (state). |
| 0 | |
| Pater Juan | Notary Public. |
| | _ , |
| Commission expires: | • |
| Commission expires. | '· |

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 | [k] N o | • | ÷. |
|-----------------------|--|---------------------------------|------------------------|
| such person is connec | tify below (1) the name and title of cted; (3) the name and title of the elerationship, and (4) the precise na | lected city official or departs | ment head to whom such |
| | | | V |
| | | | |
| | | | |

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: |
|--|
| RJS Real Estate Services, Inc. |
| Check ONE of the following three boxes: |
| Indicate whether the Disclosing Party submitting this EDS is: 1. [] the Applicant OR |
| 2. [3] 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: West Webster, LLC OR |
| 3. [] a legal enfity 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: 666 Dundee Rd., #1102 |
| Northbrook, IL 60062 |
| C. Telephone: (847)562-9400 Fax: (847)562-9401 Email: RICHS@BRINSHORE.COM |
| D. Name of contact person: Richard Sciortino |
| 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 C Designation, 2230 N. Dominick |
| G. Which City agency or department is requesting this EDS? Department of Housing and 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 DISELOSING PARTY

| Indicate the nature of the Disclosing Partial Person Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership Trust | arty: [] 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) |
|--|--|
| [] Itust | [] Other (prease specify) |
| 2. For legal entities, the state (or foreign of Illinois | country) of incorporation or organization, if applicable: |
| 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 atity? |
| [] Yes [] No | [x] 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. submit an EDS on its own behalf |
| Name | Title |
| Richard Sciortino | Pres./Sole Director |
| | |
| | |

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 Addres | S | Percentage I | nterest in the |
|----------------------------|------------------------|---|-----------------------|---------------------------------------|
| | | | Disclosing P | arty |
| Richard Sciortino | 819 Ashland | Wilmette, I | L_60091 | 100% |
| | | | | |
| | | | | · |
| | | | | |
| | | | | · · · · · · · · · · · · · · · · · · · |
| SECTION III BUSIN | JESS RELATIONS | HIPS WITH C | TITV RLECT | ED OFFICIALS |
| DECTION III - DCOI | LOS REENTATORE | | on release | DD OTTICIALS |
| Has the Disclosing Pa | arty had a "business i | relationship," as | defined in Cha | apter 2-156 of the Municipal |
| Code, with any City elec | ted official in the 12 | months before | the date this ${f E}$ | DS is signed? |
| , [1]V on | [x] N o | | | |
| []Yes | [X] NO | | | |
| If yes, please identify be | low the name(s) of s | uch City elected | d official(s) and | d describe such |
| relationship(s): | () | • | (1) | |
| | | | | |
| | | | | |
| | | | | |

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) | Address | (subcontractor, attorney, lobbyist, etc.) | paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response. |
|---|--|---|--|
| | | | . · |
| (Add sheets if necessary) | | | |
| [x] Check here if the Discl | osing Party h | as not retained, nor expects to retain | , any such persons or entities |
| SECTION V CERTIF | ICATIONS | | |
| A. COURT-ORDERED | CHILD SUPP | PORT COMPLIANCE | · |
| | | -415, substantial owners of business th their child support obligations thr | |
| | | tly owns 10% or more of the Disclosons by any Illinois court of competer | |
| [] Yes [X] N | | to 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 paym greement? | ent of all support owed and |
| [] Yes | 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 to an art are the Applicant are the Applicant of, or has ever actual, attento. | apter 1-23, Article I ("Article I") (who business") and legal requirements), and is doing business with the City, the licant nor any controlling person is core been convicted of, or placed under the property of the City or a officer or employee of the City or a | if the Disclosing Party nen the Disclosing Party currently indicted or charged er 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 idenfified 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;
- 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.

| · · · · · · · · · · · · · · · · · · · | |
|---------------------------------------|-------------|
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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.

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 [k] 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 in | volve a City Property Sale? | • | |
| []Yes | []No . | | |
| | ked "Yes" to Item D.1., provide the yees having such interest and identif | names and business addresses of the City y the nature of such interest: | |
| Name | Business Address | Nature of Interest | |
| | | · · · · · · · · · · · · · · · · · · · | |
| | | | |
| | sing Party further certifies that no p City official or employee. | rohibited financial interest in the Matter will | |
| E. CERTIFICATI | ON REGARDING SLAVERY ERA | BUSINESS | |
| disclose below or comply with these | iii an attachment to this EDS all info | g Party checks 2., the Disclosing Party must ormation required by paragraph 2. Failure to any contract entered into with the City in | |
| the Disclosing Par from slavery or sla issued to slavehold | ty and any and all predecessor entiti weholder insurance policies during | ing Party has searched any and all records of les regarding records of investments or profits the slavery era (including insurance policies age to or injury or death of their slaves), and | |
| Disclosing Party h policies. The Disc | as found records of investments or pelosing Party verifies that the follow | of conducting the search in step 1 above, the profits from slavery or slaveholder insurance ing constitutes full disclosure of all such laveholders 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

| Disclosure Act of 1995 who have made espect to the Matter: (Add sheets if nec | oying contacts on behalf of the Disclosing Party with ery): |
|---|---|
| None | |
| If no explanation appears or begins on t | ines above, or if the letters "NA" or if the word "None' |

(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 I | arty the Applicant? | | | • | · |
|---------------------|--|-----------------|-------------------|-----------------|-------------------|
| []Yes | [] No | · . | | | |
| If "Yes," answer t | he three questions bel | ow: | : | | |
| · · | eveloped and do you l s? (See 41 CFR Part 6 | | firmative action | programs pursua | ant to applicable |
| [] Yes | [] No | , , | | * | |
| Contract Complian | iled with the Joint Rep nce Programs, or the E le filing requirements [] No | Equal Employn | | | |
| equal opportunity | | vious contracts | s or subcontracts | subject to the | |
| []Yes | [] No | | · | | |
| If you checked "N | o" to question 1. or 2. | above, please | provide an expl | anation: | , |
| | | | | | |

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 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.

| RJS Real Estate Services Inc. | P120-0 | |
|--|---------------------------|--------------------------|
| (Print or type name of Disclosing Party) | • | |
| | | |
| | , | • |
| | • | ٠ |
| By: | | , |
| (Sign here) | | |
| | | |
| Richard Sciortino | • | • |
| (Print or type name of person signing) | _ | |
| (1 thit of type name of person signing) | | |
| | | |
| President | | |
| (Print or type title of person signing) | • | |
| | 4 | |
| | 1 | |
| Signed and sworn to before me on (date) | 1 21 11 | |
| organia and sworm to octore me on (date) | | · · · |
| at County, The Mars | (state). | |
| $()$ \triangle $()$ $()$ | | |
| · pan fran | _ Notary Public. | |
| | • | • |
| Commission expires: | | |
| | ' | • |
| | ************************* | ************************ |
| | \$ "(| OFFICIAL SEAL" |
| | 8 | DETER LEVAVI & |

Notary Public, State of Illinois Commission Expires Oct. 15, 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 connect | | such person, (2) the name of the legal entity to which ected city official or department head to whom such ure of such familial relationship. |
| | | |
| | | |

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

| Brint Development, Inc. | <u>·</u> |
|---|---|
| Check ONE of the following three boxes: | |
| Indicate whether the Disclosing Party submitt 1. [] the Applicant OR | ting this EDS is: |
| | rect interest in the Applicant. State the legal name of the holds an interest: West Webster, LIC |
| | (see Section II.B.1.) State the legal name of the entity in f control: |
| B. Business address of the Disclosing Party: | 666 Dundee Road, #1102 |
| | Northbrook, IL 60062 |
| C. Telephone: (847) 562-9400 Fax:(847 | 7) 562-9401 Email: DAVIDB@BRINSHORE.COM |
| D. Name of contact person:David_Br | int |
| E. Federal Employer Identification No. (if you | u have one): |
| F. Brief description of contract, transaction or which this EDS pertains. (Include project nu | r other undertaking (referred to below as the "Matter") to mber and location of property, if applicable): |
| Class C Designation, 2230 N. | Dominick |
| · | sting this EDS? <u>Departmentof Housing & Economic</u> Devel ment |
| If the Matter is a contract being handled by complete the following: | the City's Department of Procurement Services, please |
| | 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 [] 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 []No [] Trust [] Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: 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 | ame Title | | |
|-------------|----------------------|-------------|--|
| David Brint | Pres./ Sole Director | | |
| • | • | | |
| | | | |
| | | | |
| | | | |

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 T'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 |
| David Brint | 1985 Dale, Highland | Park, IL 60035 100% |
| | | |
| | , | |
| | | |
| , | | |
| | | |
| SECTION HI BUS | SINESS RELATIONSHIPS | WITH CITY ELECTED OFFICIALS |
| Has the Disclosing | Party had a "business relation | ship," as defined in Chapter 2-156 of the Municipal |
| Code, with any City e | lected official in the 12 month | s before the date this EDS is signed? |
| [] Yes | [x] No | |
| If yes, please identify relationship(s): | below the name(s) of such Cit | y 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, oh 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. |
|---|--|---|---|
| | | 1 | |
| | | | |
| (Add sheets if necessa | ry) | | , , , , , , , , , , , , , , , , , , , |
| [x] Check here if the D | isclosing Party | has not retained, nor expects to retain | n, any such persons or entities |
| SECTION V CER | TIFICATION | s . | • |
| A. COURT-ORDER | ED CHILD SUI | PPORT COMPLIANCE | |
| | | 92-415, substantial owners of busines with their child support obligations th | |
| | | ecdy owns 10% or more of the Disclotions by any Illinois court of compete | |
| []Yes k | _ | No person directly or indirectly own Disclosing Party. | s 10% or more of the |
| If "Yes," has the person is the person in compl | | a court-approved agreement for payn agreement? | nent of all support owed and |
| []Yes [|] No | | |
| B. FURTHER CERT | IFICATIONS | • | |
| consult for defined ter submitting this EDS is certifies as follows: (i) with, or has admitted a criminal offense invol | ms (e.g., "doin s the Applicant) neither the Ap guilt of, or has ving actual, att | hapter 1-23, Article 1 ("Article I")(we business") and legal requirements), and is doing business with the City, to plicant nor any controlling person is ever been convicted of, or placed uncompted, or conspiracy to commit bridges of the City or | if the Disclosing Party then the Disclosing Party currently indicted or charged ler supervision for, any bery, 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.

| 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 | nas not retained, nor expects to retain | n, any such persons or entities |
| SECTION V CERT | IFICA T IONS | | |
| A. COURT-ORDERED | CHILD SUPI | PORT COMPLIANCE | |
| the City must remain in | compliance wi | 2-415, substantial owners of busines th their child support obligations th tly owns 10% or more of the Disclo | roughout the contract's term. |
| arrearage on any child s | upport obligati | ons by any Illinois court of compete | ent jurisdiction? |
| []Yes [x] | _ _ | No person directly or indirectly own isclosing Party. | s 10% or more of the |
| If "Yes," has the person is the person in complian | | court-approved agreement for payn greement? | nent of all support owed and |
| []Yes [] | No | | |
| B. FURTHER CERTIF | ICATIONS | | |
| consult for defined term submitting this EDS is t certifies as follows: (i) r | s (e.g., "doing he Applicant an neither the App | apter 1-23, Article I ("Article I")(w business") and legal requirements), nd is doing business with the City, t licant nor any controlling person is | 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. 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: | | | | | | | |
| ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | , , | , | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | <u> </u> | <u> </u> | | |

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.

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 & 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.

| elected official o any other person for taxes or asses "City Property Sa | r employee shall have a financial inte or entity in the purchase of any prope sments, or (iii) is sold by virtue of leg | e bidding, or otherwise permitted, no Cit rest in his or her own name or in the nam rty that (i) belongs to the City, or (ii) is s al process at the suit of the City (collection on pursuant to the City's eminent domain ing of this Part D. | ne of cold ively, |
|---|---|---|-------------------------|
| Does the Matter | involve a City Property Sale? | | |
| []Yes | [] No | | |
| | cked "Yes" to Item D.1., provide the byees having such interest and identif | names and business addresses of the City y the nature of such interest: | r |
| Name | Business Address | Nature of Interest | |
| | osing Party further certifies that no party City official or employee. | rohibited financial interest in the Matter v | will |
| E. CERTIFICAT | ION REGARDING SLAVERY ERA | BUSINESS | _ |
| disclose below or comply with thes | r in an attachment to this EDS all info | g Party checks 2., the Disclosing Party murmation required by paragraph 2. Failure any contract entered into with the City in | e to |
| the Disclosing Pa from slavery or s issued to slaveho | arty and any and all predecessor entiti laveholder insurance policies during (| ng Party has searched any and all records es regarding records of investments or pr he slavery era (including insurance policage to or injury or death of their slaves), a | ofits ies |
| Disclosing Party policies. The Dis | has found records of investments or psclosing Party verifies that the follow | of conducting the search in step 1 above, profits from slavery or slaveholder insurating constitutes full disclosure of all such aveholders 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 reg | | • | • | |
|--|-----------------------|----------------|--------|---|
| Disclosure Act of 1995 who have made lobbying contac | ts on behalf of the L | osclosing Part | y with | |
| respect to the Matter: (Add sheets if necessary): | / | | | |
| :. | | | | - |
| None | | | | - |
| | | | | |

(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 proniptly 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.) [] No []Yes 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? []No []Yes 3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?

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:

[] No

[]Yes

- 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.citvofchicago.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 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 Affihated 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.

| Brint Development, Inc. | |
|--|----------------|
| (Print or type name of Disclosing Party) | |
| By: (Sign here) | · |
| David Brint | _ . |
| (Print or type name of person signing) | |
| President (Print and the first | |
| (Print or type title of person signing) | |
| Signed and sworn to before me on (date) _ | 3/24/11 |
| at Cook County, Illinois | (state). |
| Peter Jivani | Notary Public. |
| Commission expires: | · |

"OFFICIAL SEAL"
PETER LEVAVI
Notary Public, Stota of Illinois
My Commission Expires Oct. 15, 2014 8

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 stepmodher, 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] N o | | |
|-----------------------|------------------------------------|--|-------------|
| such person is connec | ted; (3) the name and title of the | of such person, (2) the name of the legal elected city official or department head nature of such familial relationship. | |
| | | | |
| | | | |

Steph R. Valler

CORPORATION OOUNSEL

PPROVED

Reduction Line Mayor SRP

7/12/11 Mayor SRP