

Office of the Chicago City Clerk



O2012-2210

Office of the City Clerk

City Council Document Tracking Sheet

Meeting Date:

4/18/2012

Sponsor(s):

Mendoza, Susana A. (Clerk)

Type:

Ordinance

Title:

Zoning Reclassification App No. 17478

Committee(s) Assignment:

Committee on Zoning, Landmarks and Building Standards

ORDINANCE

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the current B3-2 Commercial Shopping District symbols and indications as shown on Map No. 7-I in the area bounded by:

West Division Street; a line 159.66_feet east of North Honore Street; the alley next south of West Division Street; the alley next east of North Honore Street; the alley next south of West Division Street; and North Honore Street

to those of a B3-3 Commercial Shopping District which is hereby established in the area described above.

SECTION 2. This Ordinance shall be in force and effect from and after its passage and due publication.

CITY OF CHICAGO

+17478 int DATE: 4-18-12

APPLICATION FOR AN AMENDMENT TO THE CHICAGO ZONING ORDINANCE

1.	ADDRESS of the property Applicant is seeking to rezone:
	1811-1825 West Division; 1141-1157 N. Honore Street
2.	Ward Number that property is located in:1
3.	APPLICANT 1815 West Division, LLC
	ADDRESS 400 West Huron St.
	CITY Chicago STATE IL ZIP CODE 60654
	PHONE 312-636-6937 CONTACT PERSON Rolando R. Acosta
4.	Is the Applicant the owner of the property? YES X NO If the Applicant is not the owner of the property, please provide the following information regarding the owner and attach written authorization from the owner allowing the applicant to proceed.
٠,	OWNER
	ADDRESS
٠,	CITYSTATEZIP CODE
	PHONECONTACT PERSON
5.	If the Applicant/Owner of the property has obtained a lawyer as their representative for the rezoning, please provide the following information:
	ATTORNEY Rolando Acosta
	ADDRESS 300 S. Wacker Drive, Suite 2450 CITY Chicago
	CITY Chicago STATE IL ZIP CODE 60606
	PHONE 312-636-6937 FAX 312-660-9612

Ο,	names of all owners as disclosed on the Economic Disclosure Statements.			
. : .	1. Ere Funding, LLC			
	2. Honore Division LLC	: : : : : -		
	3. RM/MM Millenium Partners	· . !		
	4. Kahny Division LLC	-		
	5. 64 Group LLC	-		
7.	On what date did the owner acquire legal title to the subject property? 9-9-2011	- 1	. :	: h
8.	Has the present owner previously rezoned this property? If Yes, when?			
	No.	-		
		-		
9.	Present Zoning District B3-2 Proposed Zoning District B3-3			
10.	. Lot Size in square feet (or dimensions) 20,901 square feet	· :		: :
11.	. Current Use of the property One/two story commercial building	-		
12.	. Reason for rezoning the property: <u>Development of a 4-story mixed use building</u>	-		
13.	. Describe the proposed use of the property after the rezoning. Indicate the number of dwelling units; number of parking spaces; approximate square footage of any commercial space; and height o the proposed building. (BE SPECIFIC) Development of a 4-story, mixed use building with 39 dwelling units, approximately 10,000 sq. ft. of retail/restaurant space and 35 parking spaces	-		
٠,				
14.	On May 14 th , 2007, the Chicago City Council passed the Affordable Requirements Ordinance (ARO) that requires on-site affordable housing units or a financial contribution if residential housing projects receive a zoning change under certain circumstances. Based on the lot size of the project in question and the proposed zoning classification, is this project subject to the Affordable Requirements Ordinance? (See Fact Sheet for more information) YES XNO			

COUNTY OF COOK STATE OF ILLINOIS	
	uly sworn on oath, states that all of the above he documents submitted herewith are true and
Subscribed and Sworn to me before this 300 day of March, 2012. Mule H Mule Notary Public	Signature of Applicant A PREIDENT OF HAURU MANAGEMENT, LTD. MANAGER "OFFICIAL SEAL" Lawrence M Gritton Notary Public, State of Illinois My Commission Expires 2/19/2016
	Office Use Only
Date of Introduction:	
File Number:	
Ward:	

April 10, 2012

Chairman, Committee on Zoning Room 304, City Hall Chicago, Illinois 60602

Chairman:

The undersigned, Rolando R. Acosta, being first duly sworn on oath, deposes and say the following:

That the undersigned certifies that he has complied with the requirements of the Chicago Zoning Ordinance, Title 17, Section 13-0107-A of the Municipal Code of Chicago, by serving written notice by USPS first class mail, to the owners of all property within 250 feet in each direction of the lot lines of the subject property, the boundaries of which are:

West Division Street; a line 159.66 feet east of North Honore Street; the alley next south of West Division Street; the alley next east of North Honore Street; the alley next south of West Division Street; and North Honore Street

exclusive of public roads, streets, alleys and other public ways, or a total distance limited to 400 feet, and that the notice contained the address and description of the property which is the subject of the application under the Chicago Zoning Ordinance; a statement of the intended use of said property; the name and address of the applicant; and a statement that the applicant intends to file said application on approximately April 10, 2012; that the applicant has made a bona fide effort to determine the addresses of the parties to be notified under the cited section of the Municipal Code of the City of Chicago; that the applicant certifies that the accompanying list of names and addresses of surrounding property owners within 250 feet, recognizing the above limits, is a complete list containing the names and last know addresses of the owners of the property required to be served and that the applicant has furnished in addition a list of the persons so served.

By:

Rolando R. Acosta

Subseribed and sworn to before me this April 10, 2012.

Notary Public

OFFICIAL SEAL SUSAN G KOHL NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES:01/21/14 Dear Sir or Madam:

Please take notice that under the Chicago Zoning Ordinance an application (the "Application") to change the B3-2 Community Shopping District classification to those of a B3-3 Community Shopping District for the area which is bounded by:

West Division Street; a line 159.66 feet east of North Honore Street; the alley next south of West Division Street; the alley next east of North Honore Street; the alley next south of West Division Street; and North Honore Street

(hereafter the "Property") will be filed on or about April 10, 2012 with the Department of Housing and Economic Development, City of Chicago by 1815 W. Division, LLC, 400 West Huron Street, Chicago, Illinois 606054 (hereinafter the "Applicant"). The addresses that correspond to the Property are 1811-1825 West Division Street and 1141-1157 North Honore Street, Chicago, Illinois. The Applicant is the owner of the Property.

The Property currently is improved with a one story building with a partial second floor which building was previously used by L. Miller & Co. Lumber Co. The Application, if approved, will allow the Applicant to demolish the existing building and develop a 4-story building containing approximately 10,000 square foot of retail/restaurant space on the ground floor, 39 dwelling units on the upper floors and 35 parking spaces.

This notice is required by the Chicago Zoning Ordinance, Title 17, Section 17-13-0107-A of the Municipal Code of Chicago. It is being sent to you because you appear as a taxpayer of record within 250 feet of the Property. The Application will not rezone your property. Any questions regarding this notice may be direct to the undersigned at 300 S. Wacker Dr. Ste. 2450, Chicago, Illinois, (312) 636-6937.

Sincerely,

Rolando R. Acosta, Attorney for the Applicant

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:	
HARRIS MANAGEMENT, LTD	
Check ONE of the following three boxes:	•
Indicate whether the Disclosing Party submitting this EDS is: 1. [] the Applicant OR	
2 [] 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: OR	
3 [X] 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: 400 West Huron	ļ.;
Chicago, Illinois 60610	
C. Telephone: 312.636.6937 Fax: 312.660.9612 Email: racosta@ginsbergjacol D. Name of contact person: Rolando Acosta)s.com
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):	
Re-zoning for 1811-1825 West Division; 1141-1157 N. Honore Street	
G Which City agency or department is requesting this EDS? Department of Housing and Eco Development	nomic
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

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)
country) of incorporation or organization, if applicable:
tity? [¾ N/A AL ENTITY:
Il executive officers and all directors of the entity st below all members, if any, which are legal entities. If s." For trusts, estates or other similar entities, list below partnership, limited liability company, limited liability te and title of each general partner, managing member, rols the day-to-day management of the Disclosing Party smit an EDS on its own behalf
Title President
Trestactio

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			ie .	•	
					Dise	closii	ng Party			
William	Harris	Smith	400 W.	Huron,	Chicago,	IL	100왕			
	F	•			•					
	· · ·								•	
						•			~	
	· · · · · · · · · · · · · · · · · · ·									

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[]Yes	[X] No
If yes, please identify below relationship(s):	v the name(s) of such City elected official(s) and describe such

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	paid or estimated) NOTE "hourly rate" or "t b d " is
	•		not an acceptable response
	,		
:			
(Add sheets if necessary)			•
[4] Check here if the Disc	losing Party h	as not retained, nor expects to retain	n, any such persons or entitie
OFOTION V. OFDER	CITA A DITARIA		
SECTION V CERTII	FICATIONS		· ·
A COURT-ORDERED	CHILD SUPP	ORI COMPLIANCE	
-		-415, substantial owners of business h their child support obligations thro	
	<u>-</u>	ly owns 10% or more of the Disclos ons by any Illinois court of competer	
[]Yes [¾N		o person directly or indirectly owns closing Party	10% or more of the
If "Yes," has the person e is the person in complianc		ourt-approved agreement for payme reement?	ent of all support owed and
[]Yes []N	o		
B. FURTHER CERTIFIC	CATIONS		•
		•	

1. Pursuant to Municipal Code Chapter 1-23, Article I ("Article I")(which the Applicant should consult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party submitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party certifies as follows: (i) neither the Applicant nor any controlling person is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City NOIE: 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 Ireasury 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 Disc Certifications), th	U	•	,	•	ove statemer	nts in this Par	t B (Further
1.					<u> </u>		
	-				;		
* 4							

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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

NONE

9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

NONE

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- 1. The Disclosing Party certifies that the Disclosing Party (check one)
- [] is [X is not
- a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
 - 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary):

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements.

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this Part D.

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

[] Yes

[X] No

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

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

Does the Matter involve a City Property Sale?

[]Yes

[]No

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

Name Business Address Nature of Interest

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

E CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

CAPACA MARKANIA	· · · · · · · · · · · · · · · · · · ·
comply with these disclosure reconnection with the Matter voi	equirements may make any contract entered into with the City in dable by the City.
the Disclosing Party and any an from slavery or slaveholder ins	erifies that the Disclosing Party has searched any and all records of all predecessor entities regarding records of investments or profits urance policies during the slavery era (including insurance policies rided coverage for damage to or injury or death of their slaves), and no such records
Disclosing Party has found recopolicies. The Disclosing Party	erifies that, as a result of conducting the search in step 1 above, the ords of investments or profits from slavery or slaveholder insurance verifies that the following constitutes full disclosure of all such any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICA	TIONS FOR FEDERALLY FUNDED MATTERS
to the state of th	TIONS FOR THE BRITED TO THE BRITED AND THE BRITED A
funded, proceed to Section VII.	Ily funded, complete this Section VI. If the Matter is not federally. For purposes of this Section VI, tax credits allocated by the City s of the City are not federal funding.
A. CERTIFICATION REGARI	DING LOBBYING
	all persons or entities registered under the federal Lobbying re made lobbying contacts on behalf of the Disclosing Party with ts if necessary):
<u> </u>	
appear, it will be conclusively pr	gins on the lines above, or if the letters "NA" or if the word "None" esumed that the Disclosing Party means that NO persons or entities isclosure Act of 1995 have made lobbying contacts on behalf of the 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
- 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

1		
Is the Disclosing	Party the Applicant?	
[] Yes	[] No	
If "Yes," answer t	he three questions below	v:
1. Have you d	leveloped and do you ha	we on file affirmative action programs pursuant to applicable
federal regulations	s? (See 41 CFR Part 60	-2.)
[]Yes	[] No	
Contract Complian	, -	rting Committee, the Director of the Office of Federal ual Employment Opportunity Commission all reports due
3. Have you p equal opportunity	· · · · · · · · · · · · · · · · · · ·	ous contracts or subcontracts subject to the
[]Yes	[] No	
If you checked "N	o" to question 1 or 2 al	pove, please provide an explanation:
,		

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

The Disclosing Party understands and agrees that:

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

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

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

C If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.

D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.

E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, not 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, not 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.

Harris Management, Ltd.
(Print or type name of Disclosing Party)
Ву:
(Sign here)
William Harris Smith
(Print or type name of person signing)
President
(Print or type title of person signing)
Signed and sworn to before me on (date)MARCH 30, 2012, at COOK County, ILLINOIS (state).
Rome M M Notary Public
Commission expires: "OFFICIAL SEAL" Lawrence M. Gritton Notary Public, State of Initinois 3 My Commission Expires 2/19/2016

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

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

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

[] Yes	[x] No		
such person is connected	Fy below (1) the name and title of suced; (3) the name and title of the electrical elationship, and (4) the precise nature	ted city official or departme	nt head to whom such

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:	
1815 West Division LLC	
Check ONE of the following three boxes:	
Indicate whether the Disclosing Party submitting this EDS is: 1. [x] the Applicant OR	: . [†]
2 [] a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the Applicant in which the Disclosing Party holds an interest: OR	
3. [] a legal entity with a right of control (see Section II.B.1.) State the legal name of the entity in which the Disclosing Party holds a right of control:	
B. Business address of the Disclosing Party: 6250 N. River Road, Suite 11-100	
Rosemont, Illinois 60018	
C. Telephone: 312.636.6937 Fax: 312.660.9612 Email: racosta@ginsbergjacobs	.com
D. Name of contact person: Rolando Acosta	
E. Federal Employer Identification No. (if you have on	
F Brief description of contract, transaction or other un as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable):	
Re-zoning for 1811-1825 West Division; 1141-1157 N. Honore Street	
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 DISCLOSING PARTY

1. Indicate the nature of the Disclosing Party: [] Person [3] Limited liability company [] Publicly registered business corporation [] Limited liability partnership [] Privately held business corporation [] Joint venture [] Sole proprietorship [] Not-for-profit corporation [] General partnership [] Not-for-profit corporation also [] Limited partnership [] Yes [] No [] Trust [] Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, Illinois 3. For legal entities not organized in the State of Illinois: Has the organization region business in the State of Illinois as a foreign entity? [] Yes [] No [3] 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 NOTE: For not-for-profit corporations, also list below all members, if any, which are left there are no such members, write "no members." For trusts, estates or other similar entitle legal titleholder(s). If the entity is a general partnership, limited partnership, limited liability company, lipartnership or joint venture, list below the name and title of each general partner, manamanger or any other person or entity that controls the day-to-day management of the DNOTE: Each legal entity listed below must submit an EDS on its own behalf. Name Harris Management, Ltd. Manager		
[3] Person [4] Limited liability company [5] Publicly registered business corporation [6] Privately held business corporation [7] Sole proprietorship [8] General partnership [9] Limited partnership [9] Limited partnership [9] Trust [9] Trust [9] Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, Illinois 3. For legal entities not organized in the State of Illinois: Has the organization region in the State of Illinois as a foreign entity? [9] Yes [1] No [1] No [2] 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 NOTE: For not-for-profit corporations, also list below all members, if any, which are the legal titleholder(s) 1 If the entity is a general partnership, limited partnership, limited liability company, lipartnership or joint venture, list below the name and title of each general partner, manamanager or any other person or entity that controls the day-to-day management of the DNOTE: Each legal entity listed below must submit an EDS on its own behalf.	closing Party:	1 Indicate the nature of the Disclosing P
[] Publicly registered business corporation [] Privately held business corporation [] Privately held business corporation [] Sole proprietorship [] General partnership [] Limited partnership [] Limited partnership [] Trust [] Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, Illinois 3. For legal entities not organized in the State of Illinois: Has the organization region business in the State of Illinois as a foreign entity? [] Yes [] No [] 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 NOTE: For not-for-profit corporations, also list below all members, if any, which are 1 there are no such members, write "no members." For trusts, estates or other similar entitle legal titleholder(s). If the entity is a general partnership, limited partnership, limited liability company, lipartnership or joint venture, list below the name and title of each general partner, manamanager or any other person or entity that controls the day-to-day management of the DNOTE: Each legal entity listed below must submit an EDS on its own behalf.		
[] Sole proprietorship [] General partnership [] Limited partnership [] Trust [] Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, all inois 3. For legal entities not organized in the State of Illinois: Has the organization region business in the State of Illinois as a foreign entity? [] Yes [] No [] The DISCLOSING PARTY IS A LEGAL ENTITY: 1. List below the full names and titles of all executive officers and all directors of the NOTE: For not-for-profit corporations, also list below all members, if any, which are 1 there are no such members, write "no members." For trusts, estates or other similar entithe legal titleholder(s) If the entity is a general partnership, limited partnership, limited liability company, lipartnership or joint venture, list below the name and title of each general partner, managemanager or any other person or entity that controls the day-to-day management of the DNOTE: Each legal entity listed below must submit an EDS on its own behalf.		Publicly registered business corporation
[] General partnership [] Limited partnership [] Trust [] Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, Illinois 3. For legal entities not organized in the State of Illinois: Has the organization region business in the State of Illinois as a foreign entity? [] Yes [] No [¾ 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 NOTE: For not-for-profit corporations, also list below all members, if any, which are 1 the legal titleholder(s). If the entity is a general partnership, limited partnership, limited liability company, lipartnership or joint venture, list below the name and title of each general partner, manamanager or any other person or entity that controls the day-to-day management of the DNOTE: Each legal entity listed below must submit an EDS on its own behalf. Name Title	on [] Joint venture	Privately held business corporation
[] Limited partnership [] Yes [] Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization regions as a foreign entity? 3. For legal entities not organized in the State of Illinois: Has the organization regions in the State of Illinois as a foreign entity? [] Yes [] No [] 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 NOTE: For not-for-profit corporations, also list below all members, if any, which are 1 the legal titleholder(s). If the entity is a general partnership, limited partnership, limited liability company, limited partnership or joint venture, list below the name and title of each general partner, manamanager or any other person or entity that controls the day-to-day management of the DNOTE: Each legal entity listed below must submit an EDS on its own behalf.		Sole proprietorship
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2. For legal entities, the state (or foreign country) of incorporation or organization, Illinois 3. For legal entities not organized in the State of Illinois: Has the organization region business in the State of Illinois as a foreign entity? [] Yes [] No [3] 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 NOTE: For not-for-profit corporations, also list below all members, if any, which are lefter are no such members, write "no members" For trusts, estates or other similar entitle legal titleholder(s) If the entity is a general partnership, limited partnership, limited liability company, lipartnership or joint venture, list below the name and title of each general partner, managemanager or any other person or entity that controls the day-to-day management of the DNOTE: Each legal entity listed below must submit an EDS on its own behalf.		*
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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 to NOTE: For not-for-profit corporations, also list below all members, if any, which are leftere are no such members, write "no members" For trusts, estates or other similar entithe legal titleholder(s) If the entity is a general partnership, limited partnership, limited liability company, lipartnership or joint venture, list below the name and title of each general partner, managements of the DISCLE. Each legal entity listed below must submit an EDS on its own behalf. Name Title		Illinois
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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 to NOTE: For not-for-profit corporations, also list below all members, if any, which are lettere are no such members, write "no members". For trusts, estates or other similar entitle legal titleholder(s). If the entity is a general partnership, limited partnership, limited liability company, lipartnership or joint venture, list below the name and title of each general partner, managemanager or any other person or entity that controls the day-to-day management of the DNOTE: Each legal entity listed below must submit an EDS on its own behalf. Name Title	oreign entity?	iness in the State of Illinois as a foreign en
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NOTE: For not-for-profit corporations, also list below all members, if any, which are I there are no such members, write "no members" For trusts, estates or other similar ent the legal titleholder(s) If the entity is a general partnership, limited partnership, limited liability company, li partnership or joint venture, list below the name and title of each general partner, managemanager or any other person or entity that controls the day-to-day management of the DNOTE: Each legal entity listed below must submit an EDS on its own behalf Name Title	S A LEGAL ENTITY:	IF THE DISCLOSING PARTY IS A LEG
partnership or joint venture, list below the name and title of each general partner, managemanager or any other person or entity that controls the day-to-day management of the DNOTE: Each legal entity listed below must submit an EDS on its own behalf. Name Title	ns, also list below all members, if any, which are legal entities. If	TE: For not-for-profit corporations, also lie are no such members, write "no members
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NOTE: Each legal entity listed below must submit an EDS on its own behalf Name Title	the name and title of each general partner, managing member,	nership or joint venture, list below the nam
Name Title		
	must submit an EDS on its own behalf.	TE: Each legal entity listed below must sul
narris nanagement, bea.		16 Tris Management Itd
	Training CI	TID Harragement, Dea.
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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
64 Group LLC	2300 S. Archer, Chicago, IL 60614	Disclosing Party	20%
ERE Funding L	LC 400 W. Huron Street, Chicago, IL	60654	20%
Honore Division LLC 169 Lake Street, Glencoe, IL 60022		20%	
Kahny Division	LLC 6250 N. River Rd., Rosemont, IL	60018	20%
RM/MM Millenr	nium Partners, L.P. 400 W. Huron St.,	Chicago, IL 60654	20%

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

[]No

LIVes

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[] 100	
If yes, please identify below relationship(s):	the name(s) of such City elected official(s) and describe such

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

Name (indicate wheth retained or anticipate 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
Rolando R. Acc	sta	lobbyist	not an acceptable response \$5,000 EST.
300 S. Wacker,	Ste, 2450		,
Chicago, Illin	ois 60606		
(Add sheets if necessar	rry)	•	
[] Check here if the I	isclosing Party l	nas not retained, nor expects to retain	, any such persons or entitie
SECTION V CER	TIFICATIONS		
A. COURT-ORDERI	ED CHILD SUP	PORT COMPLIANCE	
-		2-415, substantial owners of business th their child support obligations thro	
· ·	•	tly owns 10% or more of the Disclos ons by any Illinois court of competen	
[] Yes [2		lo person directly or indirectly owns sclosing Party	10% or more of the
If "Yes," has the perso is the person in compli		court-approved agreement for payme greement?	nt 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 currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II B 1 of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - 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

	is), the Disclosing Par	3	-	e above stau	ements in this	ran b (rum	lei
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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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

Ν		

9 To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none") As to any gift listed below, please also list the name of the City recipient.

* *	$\overline{}$	3 7	-
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1 7	` '	' F V	

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- 1 The Disclosing Party certifies that the Disclosing Party (check one)
- [] is [X is not
- a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
 - 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary):

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements.

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this Part D

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

[] Yes

[X] No

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

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

Does the Matter involve a City Property Sale?

[] Yes [] No

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

Name Business Address Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

	•	
comply with these disclosur	te requirements may make any contract entered into wooidable by the City	ith the City in
the Disclosing Party and any from slavery or slaveholder	ty verifies that the Disclosing Party has searched any a y and all predecessor entities regarding records of inversions and provided coverage for damage to or injury or death of the such records.	estments or profits surance policies
Disclosing Party has found r policies. The Disclosing Par	by verifies that, as a result of conducting the search in strecords of investments or profits from slavery or slave rty verifies that the following constitutes full disclosures of any and all slaves or slaveholders described in tho	holder insurance re of all such
	•	
	·	
SECTION VI CERTIFIC	CATIONS FOR FEDERALLY FUNDED MATTE	RS
funded, proceed to Section V and proceeds of debt obligati	erally funded, complete this Section VI. If the Matt VII. For purposes of this Section VI, tax credits allocations of the City are not federal funding	
A. CERTIFICATION REGA	ARDING LOBBYING	
3	of all persons or entities registered under the federal I have made lobbying contacts on behalf of the Disclos heets if necessary):	
- 63.27°		
appear, it will be conclusively	begins on the lines above, or if the letters "NA" or if y presumed that the Disclosing Party means that NO pg Disclosure Act of 1995 have made lobbying contact to the Matter)	ersons or entities
any person or entity listed in laperson or entity to influence of applicable federal law, a mem member of Congress, in connected federally funded grant or loans	has not spent and will not expend any federally appropression attempt to influence an officer or employee of any an aber of Congress, an officer or employee of Congress, election with the award of any federally funded contract, entering into any cooperative agreement, or to extend ly funded contract, grant, loan, or cooperative agreement.	s or to pay any agency, as defined by or an employee of a t, making any d, continue, renew,

1 1

14	,		,
which there occur	osing Party will submit an upda as any event that materially affe as A 1, and A 2, above.		
501(c)(4) of the I	osing Party certifies that either: nternal Revenue Code of 1986; nternal Revenue Code of 1986	or (ii) it is an organizati	on described in section
form and substand subcontract and th	losing Party is the Applicant, the to paragraphs A.1 through A le Disclosing Party must maintatter and must make such certiform.	4. above from all subcoain all such subcontractors	ontractors before it awards any us' certifications for the
B. CERTIFICAT	ION REGARDING EQUAL E	MPLOYMENT OPPOR	TUNITŸ
	derally funded, federal regulations submit the following information		
Is the Disclosing F	Party the Applicant?		•
[] Yes	[] No	·	·
If "Yes," answer the	ne three questions below:		
federal regulations	eveloped and do you have on f. ? (See 41 CFR Part 60-2.)	ile affirmative action pro	ograms pursuant to applicable
[] Yes	[] No led with the Joint Reporting Co	ommittee the Director of	f the Office of Federal
Contract Complian	ice Programs, or the Equal Emple filing requirements?		
[] Yes	[]No		
3. Have you pa	nticipated in any previous cont lause?	tracts or subcontracts sul	oject to the
[]Yes	[] No		
If you checked "No	o" to question 1. or 2. above, pl	ease provide an explana	tion:
· · · · · · · · · · · · · · · · · · ·			

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

The Disclosing Party understands and agrees that:

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

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

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

The Disclosing Party represents and warrants that:

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

1815 West Division LLC

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

(Print or type name of Disclosing Party)
Ву:
(Sign here)
W. HARRIS SMITH
(Print or type name of person signing)
Print or type title of person signing)
Signed and sworn to before me on (date), at COOK County,ILLINOIS (state).
Notary Public.
Commission expires: "OFFICIAL SEAL" Lawrence M Gritton Notary Public, State of Illinois 12 of 13 My Commission Expires 2/19/2016

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVII 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?

[x] No

[] Yes

If yes, please identify below (1)	the name and title of such person	n, (2) the name of the le	gal entity to which
such person is connected; (3) the n person has a familial relationship, a	ame and title of the elected city of	official or department he	
- Arg	,		

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:	1
Barbara Holding Company, LLC	
Check ONE of the following three boxes:	
Indicate whether the Disclosing Party submitting this EDS is: 1. [] the Applicant OR	
2 [戌] 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: 1815 West Division 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: 2300 S. Archer Avenue	
Chicago, IL 60614	
C Telephone: 312.636.6937 Fax: 312.660.9612 Email: racosta@ginsbergjacob	s.cor
D. Name of contact person: Rolando R. Acosta	· :
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):	
Rezoning 1811-1825 W. Division St.; 1141-1157 N. Honore St.	
G Which City agency or department is requesting this EDS? Department of Housing and Economic	
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:	1
Specification # and Contract #	
	:

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A NATURE OF THE DISCLOSING PART	Y
1 Indicate the nature of the Disclosing Pa [] Person [] Publicly registered business corporation [] Privately held business corporation [] Sole proprietorship [] General partnership [] Limited partnership [] Trust	[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 c	country) of incorporation or organization, if applicable:
Illinois	
[] Yes [] No	[^N] N/A
B. IF THE DISCLOSING PARTY IS A LEGA	AL ENTITY:
NOTE: For not-for-profit corporations, also list 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	ll executive officers and all directors of the entity st below all members, if any, which are legal entities. If s." For trusts, estates or other similar entities, list below partnership, limited liability company, limited liability e and title of each general partner, managing member, rols the day-to-day management of the Disclosing Party smit an EDS on its own behalf
Name Fred B. Barbara	Title
	Manager
•	
a, al	
2 Please provide the following information	a 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	
Fred B.	Barbara	2300 S. Archer Avenue Chicago, IL 60614	Disclosing Party 100%	
		g		

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[]Yes	[x] No	
Military.		
If yes, please ident relationship(s):	ify below the name(s) of	f such City elected official(s) and describe such
+1+41		

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 retained or anti to be retained)		Business Address	Relationship to Disclosing Part (subcontractor, attorney, lobbyist, etc.)	y Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b d." is not an acceptable response.
	·	 		
(Add sheets if r	recessary)			
XI Check here i	f the Discl	osing Party ha	as not retained, nor expects to reta	in any such persons or entities
			noo roumina, nor onpoole to roum	and ones between or environment
SECTION V	CERTIF	ICATIONS		•
A. COURT-OR	DERED C	HILD SUPP	ORI COMPLIANCE	
	-		415, substantial owners of busines in their child support obligations th	
		-	y owns 10% or more of the Disclons by any Illinois court of compete	_ ,
[]Yes	oK [ɛ̞]		person directly or indirectly own closing Party	s 10% or more of the
If "Yes," has the			ourt-approved agreement for paymeement?	nent of all support owed and
[]Yes	[]No			
B. FURTHER C	CERTIFICA	ATIONS		
consult for defin submitting this E certifies as follow with, or has adm criminal offense	ed terms (e DS is the A ws: (i) neith itted guilt of involving a	eg., "doing bu Applicant and her the Applic of, or has ever actual, attemp	oter 1-23, Article I ("Article I")(what is a legal requirements), it is doing business with the City, the cant nor any controlling person is a been convicted of, or placed undoted, or conspiracy to commit bribe officer or employee of the City or a	if the Disclosing Party hen 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;
- 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 (F	urther
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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

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9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none") As to any gift listed below, please also list the name of the City recipient.

-	-		_	
N	1	`	N	L.
- 1 \	ı.	,	L	· C

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

oN k]

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

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

Does the Matter involve a City Property Sale?

[] Yes

[]No

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

Name

Business Address

Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

	comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
	connection with the Matter voldable by the City.
	X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of
	the Disclosing Party and any and all predecessor entities regarding records of investments or profits
	from slavery or slaveholder insurance policies during the slavery era (including insurance policies
:	issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and
	the Disclosing Party has found no such records.
,	
	2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the
	Disclosing Party has found records of investments or profits from slavery or slaveholder insurance
	policies. The Disclosing Party verifies that the following constitutes full disclosure of all such
	records, including the names of any and all slaves or slaveholders described in those records:
5.	
	SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
	NOTE: If the Matter is federally funded complete this Coeties VI. If the Matter is not federally
	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
	and proceeds of debt obligations of the City are not federal funding.
	AL CERTIFICATION REGARDING LOBBYING
	ALL OBSERVATION REGIMENTS FOR THIS
	1. List below the names of all persons or entities registered under the federal Lobbying
	Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with
	respect to the Matter: (Add sheets if necessary):
_	
-	
-	
	If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None"
	ppear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities
	egistered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the
J	Disclosing Party with respect to the Matter)
	2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay
	ny person or entity listed in Paragraph A 1. above for his or her lobbying activities or to pay any
_	erson or entity to influence or attempt to influence an officer or employee of any agency, as defined by
а	pplicable 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	Party the Applicant?	
[] Yes	[] No	
If "Yes," answer	the three questions below	₩:
1. Have you	ieveloped and do you ha	ive on file affirmative action programs pursuant to applicabl
	s? (See 41 CFR Part 60	
[]Yes	[]No	
2 Have you f	iled with the Joint Repo	rting Committee, the Director of the Office of Federal
Contract Complia	nce Programs, or the Eq	ual Employment Opportunity Commission all reports due
· ·	ole filing requirements?	
[] Yes	[] No	
3. Have you p equal opportunity	· · · · · · · · ·	ous contracts or subcontracts subject to the
['] Yes	[] No	
If you checked "N	o" to question 1 or 2. al	pove, please provide an explanation:

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

The Disclosing Party understands and agrees that:

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

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

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

The Disclosing Party represents and warrants that:

- F 1 Ihe 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

Commission expires:_

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

Barbara Holding Company, LLC
(Print or type name of Disclosing Party) By: The Baley
(Sign here)
Fred B. Barbara
(Print or type name of person signing)
Member
(Print or type title of person signing)
Signed and sworn to before me on (date) $4-3-2012$,
at COOK County, ILLINOIS (state)
Laui a Grahoushi Notary Public

"OFFICIAL SEAL"
KARIA. GRABOWSKI
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 4/2/2014

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?

[x] No

[] Yes

ែកពី				
such person is	connected; (3) the	name and title of t	the elected city of	e legal entity to which t head to whom such

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:	
64 Group LLC	
Check ONE of the following three boxes:	
Indicate whether the Disclosing Party submitting this EDS is: 1. [] the Applicant OR	
2. [4] 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: 1815 West Division 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: 2300 S. Archer Avenue	
Chicago, Illinois 60614	
C. Telephone: 312.636.6937 Fax: 312.660.9612 Email: racosta@ginsbergjaco	bs.d
D Name of contact person: Rolando R. Acosta	1 .1
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):	
Rezoning 1811-1825 W. Division St.; 1141-1157 N. Honore St.	
G Which City agency or department is requesting this EDS? Department of Housing and Econ Development	omic
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:	
Specification # and Contract #	

Page 1 of 13

Ver. 01-01-12

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SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY	Ý.
Indicate the nature of the Disclosing Pa [] Person [] Publicly registered business corporation [] Privately held business corporation [] Sole proprietorship [] General partnership [] Limited partnership [] Trust	[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 c	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 entities. [] Yes [] No	tate of Illinois: Has the organization registered to do tity? [*] N/A
B. IF THE DISCLOSING PARTY IS A LEG.	
NOTE: 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 st below all members, if any, which are legal entities. If s " For trusts, estates or other similar entities, list below partnership, limited liability company, limited liability he 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 Fred B. Barbara	Title Manager
1	
+ (1)	
2. Please provide the following information	on concerning each person or entity having a direct or

11.

354 14 [44]

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	
	Holding	Company	100%	
		2300 S. Archer Avenue		
14.1 (14.1)	7	Chicago, IL 60614		

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[]Yes	[¾No	
· · -	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.

:44

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.
- 16.6			
":			
(Add sheets if necessary)			
★ Check here if the Disc	losing Party h	as not retained, nor expects to retain	a, any such persons or entities
SECTION V CERTIF	FICATIONS		
A. COURT-ORDERED	CHILD SUPP	ORI COMPLIANCE	
-		-415, substantial owners of business h their child support obligations thro	
	-	ely owns 10% or more of the Disclosons by any Illinois court of competer	
[] Yes [¾] N		o person directly or indirectly owns sclosing Party	10% or more of the
If "Yes," has the person e is the person in compliance		court-approved agreement for paymereement?	ent of all support owed and
Yes []N	o		
B. FURTHER CERTIFIC	CATIONS		:
consult for defined terms submitting this EDS is the certifies as follows: (i) ne with, or has admitted guil criminal offense involving perjury, dishonesty or dec	(e.g., "doing be Applicant an either the Application of has ever g actual, attempet against an	epter 1-23, Article I ("Article I") (who business") and legal requirements), it is doing business with the City, the icant nor any controlling person is cent been convicted of, or placed underpted, or conspiracy to commit bribe officer or employee of the City or a test that compliance with Article I is	of the Disclosing Party then the Disclosing Party turrently indicted or charged or supervision for, any ery, theft, fraud, forgery, my sister agency; and (ii) the

doing business with the City NOIE: 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;
 - 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
 - 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:

- 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:	
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	-

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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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

Ν	O	Ν	Ε
ΤΛ	U	ĽΝ	Ľ

9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

NONE

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C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

1. The Disclosing Party certifies that the Disclosing Party (check one)

1 [1] 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):

:	;	•
	- · · · · · · · · · · · · · · · · · · ·	e appears on the lines above, it will be stified to the above statements.
D. CERTIFICATION R	EGARDING INTEREST I	N CITY BUSINESS
Any words or terms that meanings when used in t		56 of the Municipal Code have the same
of the City have a financ entity in the Matter?	ial interest in his or her ow	Municipal Code: Does any official or employee n name or in the name of any other person or
[] Yes	[X] No	
NOIE: If you checked Item D 1., proceed to Par	_	d to Items D 2. and D.3. If you checked "No" to
elected official or emplo any other person or entity for taxes or assessments, "City Property Sale"). C	yee shall have a financial in y in the purchase of any pro or (iii) is sold by virtue of	tive bidding, or otherwise permitted, no City interest in his or her own name or in the name of operty that (i) belongs to the City, or (ii) is sold legal process at the suit of the City (collectively, aken pursuant to the City's eminent domain power eaning of this Part D
Does the Matter involve	a City Property Sale?	
Yes	[] No	
		he names and business addresses of the City stify the nature of such interest:
Name	Business Address	Nature of Interest
· .		
	 	

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

. [1]

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

	comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City
	X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
	2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
	SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
	NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.
	A. CERTIFICATION REGARDING LOBBYING
	1: List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary):
•	(If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter)
	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.

Page 9 of 13

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". If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A.1. through A.4. above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request. B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY If the Matter is federally funded, federal regulations require the Applicant and all proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations. Is the Disclosing Party the Applicant? [] No []Yes If "Yes," answer the three questions below: 11" Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.) [] Yes [] No 2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements? []Yes []No 3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause? [] No

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

[]Yes

SECTION VII -- ACKNOWLEDGMENIS, 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:

2.11.20

f. 1) !

- F 1 Ihe Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, not 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

64 GROUP LLC
(Print or type name of Disclosing Party)
By: True Salar
(Sign here)
Fred B. Barbara
(Print or type name of person signing)
Manager
(Print or type title of person signing)
1 -
Signed and sworn to before me on (date) 4-3-2012 at COOK County, ILLINOIS (state)
Rau a Grahousli Notary Public
Commission expires: 4-2-2014

"OFFICIAL SEAL"
KARI A. GRABOWSKI
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 4/2/2014

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?

. : 1, 1		
[] Yes	[×] No	
such person is connec	cted; (3) the name and title of the	e of such person, (2) the name of the legal entity to which ne elected city official or department head to whom such a nature of such familial relationship
. 10		

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:	ar.
The Clare Group Ltd	
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: 1815 West Division 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: 400 West Huron	
Chicago, Illinois 60610	
C. Telephone: 312.636.6937 Fax: 312.660.9612 Email: racosta@ginsbergjacob D. Name of contact person: Rolando Acosta	s.com
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):	
Re-zoning for 1811-1825 West Division; 1141-1157 N. Honore Street	•
G Which City agency or department is requesting this EDS? Department of Housing and Ecor Development	omic
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

	IY
Illinois	[] 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)
[] Yes [] No B. IF THE DISCLOSING PARTY IS A LE	[x] N/A
l. List below the full names and titles of NOTE: For not-for-profit corporations, also 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 of the legal titleholder is a general partnership.	f all executive officers and all directors of the entity. list below all members, if any, which are legal entities. If ers." For trusts, estates or other similar entities, list below ed partnership, limited liability company, limited liability ame and title of each general partner, managing member, ontrols the day-to-day management of the Disclosing Party
Name	Title President/Secretary/Director
William H Smith	
William H. Smith	President/secretary/Director
William H. Smith	President/secretary/Director

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
William H. Smith	1 400 W. Huron, Chicag	<u> </u>
1		
,		

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[]Yes	[X] No		
If yes, please iden relationship(s):	tify below the name(s) of such City	elected official(s) and describe such	
		•	

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

Name (indicate retained or anti to be retained)		Business Address	Relationship to Disclosing Par (subcontractor, attorney, lobbyist, etc)	rty Fees (indicate whether paid or estimated.) NOTE "hourly rate" or "t.b.d." is not an acceptable response
1 m				
(Add sheets if r	necessary)			
[X] Check here i	if the Disclo	sing Party h	as not retained, nor expects to ret	ain, any such persons or entitie
SECTION V	- CERTIFI	CATIONS	•	
A COURT-OR	DERED C	Adiis a iih	ORT COMPLIANCE	,
A. COURT-OF	CDERED C.	IIILD SUIT	OKI COMI LIANCE	
	-		415, substantial owners of busin h their child support obligations	
		-	,,	_
		•	ly owns 10% or more of the Disc ns by any Illinois court of compe	<u> </u>
[]Yes	[x] No		o person directly or indirectly ow closing Party	ns 10% or more of the
If "Yes," has the	_		ourt-approved agreement for pay reement?	ment of all support owed and
[]Yes	·[]No			
B. FURTHER (CERTIFICA	TIONS		

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

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II B 1 of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - 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.

	_		le to certify to any o	f the above state	ments in this Pa	rt B (Further
Certificatio	ons), the Disci	osing Party n	nust explain below:			
		·····	· · · · · · · · · · · · · · · · · · ·			
		•				
: :						· .
13.1						

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

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

	N	
()		

9 To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

		м

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

15. The Disclosing Party certifies that the Disclosing Party (check one)

[i] 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):

Transfer & Additional Control of the	
	<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.	
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 em	ıployee

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

of the City have a financial interest in his or her own name or in the name of any other person or

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

Does the Matter involve a City Property Sale?

[] Yes [] No

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

Name Business Address Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

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

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

The Disclosing Party understands and agrees that:

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

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

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

The Disclosing Party represents and warrants that:

- 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, not 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

The Clare Group LTD

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

(Print or type name of Disclosing Party)
Ву:
(Sign here)
William Harris Smith
(Print or type name of person signing)
President
(Print or type title of person signing)
Signed and sworn to before me on (date) Where 30, 2012, at COOK County, ILLINOIS (state). Notary Public
Commission expires: "OFFICIAL SEAL" Lawrence M Gritton Notary Public, State of 18 My Commission Expires 2/19/2016

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?

[X] No

[] Yes

If yes, please identify below (1) the name and title of such person, (2) the name of the legal entity to which
such person is connected; (3) the name and title of the elected city official or department head to whom such
person has a familial relationship, and (4) the precise nature of such familial relationship

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclosing Party submitting	ng this EDS. Include d/b/a/ if applicable:
Pooba Trust	
Check ONE of the following three boxes:	
Indicate whether the Disclosing Party submitting 1. [] the Applicant OR	g this EDS is:
	et interest in the Applicant. State the legal name of the elds an interest: 1815 West Division LLC
3. [] a legal entity with a right of control (se which the Disclosing Party holds a right of co	e Section II B 1.) State the legal name of the entity in ontrol:
B. Business address of the Disclosing Party:	Levin Schreder & Carey Ltd.
	120 N. LaSalle St., Chicago, IL 6060
C. Telephone: 312.332.6300 Fax: 312. D. Name of contact person: Robert M. Levi	332.6393 Email: <u>bob@levinschreder.</u> com
E. Federal Employer Identification No. (if you ha	
F Brief description of contract, transaction or oth which this EDS pertains. (Include project number	ner undertaking (referred to below as the "Matter") to er and location of property, if applicable):
Rezoning 1811-1825 W. Division S	t.; 1141-1157 N. Honore St.
G Which City agency or department is requesting	g this EDS? Department of Housing and Economic Development
If the Matter is a contract being handled by the complete the following:	City's Department of Procurement Services, please
Specification #	and Contract #

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A NATURE OF THE DISCLOSING PART	\mathbf{Y}
 Indicate the nature of the Disclosing Pale [] Person [] Publicly registered business corporation [] Privately held business corporation [] Sole proprietorship [] General partnership [] Limited partnership [] I rust 2. For legal entities, the state (or foreign continuous)	[] 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) ountry) of incorporation or organization, if applicable:
IIIInois	
3. For legal entities not organized in the Susiness in the State of Illinois as a foreign ent [] Yes [] No	tate of Illinois: Has the organization registered to do ity? [x] N/A
B. IF THE DISCLOSING PARTY IS A LEGA	AL ENTITY:
NOTE: For not-for-profit corporations, also list 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	Il executive officers and all directors of the entity of below all members, if any, which are legal entities. If "For trusts, estates or other similar entities, list below partnership, limited liability company, limited liability e and title of each general partner, managing member, tols the day-to-day management of the Disclosing Party mit an EDS on its own behalf
Name Robert Levin	Title Trustee
	1145000
en (1)	
	concerning each person or entity having a direct or 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	
		400 West Hu	uron Street	Disclosing Party	
William	H. Smith	Chicago, II	L 60654	100%	
				•	
	,				

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[]Yes	[x] No				
If yes, please idented relationship(s):	tify below the name(s)	of such City elec	cted official(s) as	nd describe such	,
<u> </u>			*		
	:				

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)	sing Party ha	s not retained, nor expects to retain	, any such persons or entities
SECTION V CERTIFIC	CATIONS		
A. COURT-ORDERED CI	HILD SUPPO	ORT COMPLIANCE	3

Under Municipal Code Section 2-92-415, substantial owners of business entities that contract with the City must remain in compliance with their child support obligations throughout the contract's term.

Has any person who directly or indirectly owns 10% or more of the Disclosing Party been declared in arrearage on any child support obligations by any Illinois court of competent jurisdiction?

[] Yes [] No person directly or indirectly owns 10% or more of the Disclosing Party

If "Yes," has the person entered into a court-approved agreement for payment of all support owed and is the person in compliance with that agreement?

[] 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 currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City NOIE: 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.

	Disclosing Party is to the Disclosing Party is the Disclosing Party in the Disclosing Party is the Dis	•	•	oove statement	s in this Part I	3 (Further
						
p dept	,					

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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

- 7	N	_	٧.	N	F

9 To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none") As to any gift listed below, please also list the name of the City recipient.

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1.71	١.		

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

M No

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

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

Does the Matter involve a City Property Sale?

[]Yes []No

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

Name Business Address Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

4.40
comply with these disclosure requirements may make any contract entered into with the City in
connection with the Matter voidable by the City
X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the
Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally
funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.
and proceeds of debt obligations of the City are not federal funding.
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
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

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.

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

 4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying"
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A.1 through A.4 above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

Activities".

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.

negotiations.		
Is the Disclosing	Party the Applicant?	
[] Yes	[] No	•
If "Yes," answer	the three questions belo	w:
	ieveloped and do you h s? (See 41 CFR Part 60	ave on file affirmative action programs pursuant to applicab 0-2.)
[]Yes	· [] No	·
Contract Complia		orting Committee, the Director of the Office of Federal qual Employment Opportunity Commission all reports due
[]Yes	[] No	
3. Have you p equal opportunity	•	ous contracts or subcontracts subject to the
Tages	[] No	
If you checked "N	o" to question 1. or 2. a	bove, please provide an explanation:

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

The Disclosing Party understands and agrees that:

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

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

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

The Disclosing Party represents and warrants that:

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

Pooba Trust
(Print or type name of Disclosing Party)
By: All V
(Sign here)
Robert M. Levin
(Print or type name of person signing)
Trustee
(Print or type title of person signing)

Signed and sworn to before me on (date) April 3, 2012,

at COOK County, ILLINOIS (state)

Notary Public

MARIANNE GORMAN

Notary Public - State of Illinois

My Commission Expires Dec 20, 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, 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?

[] ies	اخ ۱۸۵	•	
such person is connec	ify below (1) the name and title of sucted; (3) the name and title of the electrelationship, and (4) the precise nature	ted city official or department head to	
un insi Linear			

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

ZGU Trust	<u> </u>	
Check ONE of the following three boxes:		į
	•	:
Indicate whether the Disclosing Party submittin 1. [] the Applicant OR	ng this EDS is:	,
2. [X] a legal entity holding a direct or indire	ect interest in the Applicant. State the legal name of the nolds an interest: 1815 West Division LLC	
	see Section II.B.1.) State the legal name of the entity in control:	
B. Business address of the Disclosing Party:	120 N. LaSalle St.	:
D. Daymoss address of me Diologing 1 dity.		
	Chicago, IL 60602 312.332.6393 Email: bob@levinschreder.c)IC
C. Telephone: 312.332.6300 Fax: 3 D. Name of contact person: Robert M. Le	312.332.6393 Email: bob@levinschreder.c	ΟΠ
C. Telephone: 312.332.6300 Fax: 3 D. Name of contact person: Robert M. Le	312.332.6393 Email: bob@levinschreder.c	mc
C Telephone: 312.332.6300 Fax: 3 D Name of contact person: Robert M. Le E Federal Employer Identification No (if you h	312.332.6393 Email: bob@levinschreder.c	nc
C. Telephone: 312.332.6300 Fax: 3 D. Name of contact person: Robert M. Le E. Federal Employer Identification No. (if you have Brief description of contract, transaction or o	B12.332.6393 Email: bob@levinschreder.c	ηC
C. Telephone: 312.332.6300 Fax: 3 D. Name of contact person: Robert M. Le E. Federal Employer Identification No. (if you have	evin have one): other undertaking (referred to below as the "Matter") to be and location of property, if applicable):	mc
C. Telephone: 312.332.6300 Fax: 3 D. Name of contact person: Robert M. Le E. Federal Employer Identification No. (if you be a second of contract, transaction or on which this EDS pertains. (Include project numbers) Rezoning 1811-1825 W. Division	evin have one): other undertaking (referred to below as the "Matter") to be and location of property, if applicable):	7, 411, 411, 111, 111, 111, 111, 111, 11
C. Telephone: 312.332.6300 Fax: 3 D. Name of contact person: Robert M. Le E. Federal Employer Identification No. (if you have F. Brief description of contract, transaction or owhich this EDS pertains. (Include project numb Rezoning 1811-1825 W. Division G. Which City agency or department is requesting	Evin have one): cher undertaking (referred to below as the "Matter") to ber and location of property, if applicable): St.; 1141-1157 N. Honore St.	

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PART	Y
 Indicate the nature of the Disclosing Paragraph 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)
2. For legal entities, the state (or foreign c	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	[¾ N/A
B. IF THE DISCLOSING PARTY IS A LEG.	AL ENIIIY:
NOTE: For not-for-profit corporations, also list 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 st below all members, if any, which are legal entities. If s." For trusts, estates or other similar entities, list below partnership, limited liability company, limited liability are 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
Robert Levin	Trustee
.:	
	n concerning each person or entity having a direct or

1 1

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 860 W. Blackhawk	Percentage Interest in the Disclosing Party	,
Zachary Smith	Chicago, IL 60642	100%	
,			

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[] res	[X] 140	
If yes, please ider relationship(s):	tify below the name(s) of such	City elected official(s) and describe such

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

Name (indica retained or an to be retained	ticipated Ac	isiness Idress	Relationship to Disc (subcontractor, attor lobbyist, etc)	_	Fees (indicate whether paid or estimated) NO "hourly rate" or "t b d not an acceptable response	TE:
,			·			
254						
(Add sheets if	necessary)	•	·		•	÷
[최 Check here	if the Disclosing	g Party ha	s not retained, nor exp	ects to retain	, any such persons or en	ities
SECTION V	CERTIFICA	TIONS				
A. COURT-O	RDERED CHIL	D SUPPO	ORT COMPLIANCE	,		
					entities that contract with	
		-	y owns 10% or more o as by any Illinois court		ing Party been declared it jurisdiction?	n
[]Yes	[¾] No		person directly or ind losing Party	irectly owns	10% or more of the	
	he person entered compliance wit			ent for payme	nt of all support owed a	ıd
[] Yes	[] No	•				
B. FURTHER	CERTIFICATION	ONS				

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

	ng Party is unab isclosing Party n	•	•	bove statem	ents in this	Part B (Furth	er
;		*				•	-
		-		· · · · · · · · · · · · · · · · · · ·			
1,11	 						

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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

NONE	***************************************
<u></u>	

9 To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none") As to any gift listed below, please also list the name of the City recipient.

NONE

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):

	-		ppears on the lines above, it will be ied to the above statements.
D. CERTIFICAT	ION REGARDING IN	TEREST IN (CITY BUSINESS
	ms that are defined in Cl sed in this Part D	hapter 2-156 o	of the Municipal Code have the same
	financial interest in his		unicipal Code: Does any official or employee ame or in the name of any other person or
· [] Yes	[x] No	•	
elected official or any other person o for taxes or assess "City Property Sal	employee shall have a for entity in the purchase ements, or (iii) is sold by	financial inter of any proper virtue of lega property taken	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 all process at the suit of the City (collectively, or pursuant to the City's eminent domain powering of this Part D.
Does the Matter in	wolve a City Property S	ale?	
Yes	[] No		
	-	^	names and business addresses of the City the nature of such interest:
Name	Business Addr	ress	Nature of Interest
· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·		

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

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 Party the	Applicant?	
[] Yes	[] No	·
If "Yes," answer the three	questions below:	•
1 Have you developed federal regulations? (See 4	d and do you have on file affirmative action programs 41 CFR Part 60-2.) [] No	pursuant to applicab
: 1/1	the Joint Reporting Committee, the Director of the O	ffice of Federal
	rams, or the Equal Employment Opportunity Commission	•
[]Yes	[] No	
3. Have you participate equal opportunity clause?	ed in any previous contracts or subcontracts subject to	the
[1] Yes	[] No	
If you checked "No" to que	estion 1 or 2 above, please provide an explanation:	<u> </u>

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

The Disclosing Party understands and agrees that:

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

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

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

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.
- F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

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

CERTIFICATION

ZGU Zrust

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

(Print or type name of Disclosing Party) By: (Sign here)
Robert M. Levin
(Print or type name of person signing)
Trustee

(Print or type title of person signing)

Signed and sworn to before me on (date) April 3, 2012, at COOK County, ILLINOIS (state).

Commission expires: $\frac{12/20}{20} = 0.13$

OFFICIAL SEAL
MARIANNE GORMAN
Notary Public - State of Illinois
My Commission Expires Dec 20, 2013

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVII 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?

If yes, please identify below (1) the name and title of such person, (2) the name of the legal entity to whic such person is connected; (3) the name and title of the elected city official or department head to whom such person has a familial relationship, and (4) the precise nature of such familial relationship.
of the contract of the contrac

k]No

[] Yes

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: Honore Division 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: OR 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: 169 Lake Street Glencoe, IL 60022
C. Telephone: 312-636-6937 Fax: 312-660-9612 Email: racosta@ginsbergjacobs.cor
D. Name of contact person: Rolando R. Acosta
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):
Rezoning of 1811 - 25 W. Division; 1141 - 57 N. Honore St.
G Which City agency or department is requesting this EDS? DHED
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:
Specification # and Contract #

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY	Y
1. Indicate the nature of the Disclosing Pa	rtv:
Person	XI Limited liability company
[] Publicly registered business corporation	Limited liability partnership
[] Privately held business corporation	[] Joint venture
[] Sole proprietorship	Not-for-profit corporation
[] General partnership	(Is the not-for-profit corporation also a 501(c)(3))?
[] Limited partnership	[] Yes [] No
[] Trust	[] Other (please specify)
2. For legal entities, the state (or foreign c	ountry) of incorporation or organization, if applicable:
ILLINOIS	
business in the State of Illinois as a foreign entitle [] Yes [] No	[X] N/A
B. IF THE DISCLOSING PARTY IS A LEG	AL ENTITY:
NOTE: For not-for-profit corporations, also li there are no such members, write "no members the legal titleholder(s) 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 st below all members, if any, which are legal entities. If s." For trusts, estates or other similar entities, list below a partnership, limited liability company, limited liability ne and title of each general partner, managing member, trols the day-to-day management of the Disclosing Party bmit an EDS on its own behalf
Name	Title Manager
Stanley Nitzberg	nanager
. 1.	
	on concerning each person or entity having a direct or ip) in excess of 7.5% of the Disclosing Party Examples

10

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
Stanley Nitzberg	169 Lake Street, Glencoe, IL 60022	100%
SECTION III B	USINESS RELATIONSHIPS WITH C	CITY ELECTED OFFICIALS
	ng Party had a "business relationship," as elected official in the 12 months before	defined in Chapter 2-156 of the Municipal the date this EDS is signed?
[]Yes	[XNo	
If yes, please identirelationship(s):	fy below the name(s) of such City elected	official(s) and describe such

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t b d" is
+ 40			not an acceptable response
4.			
			
(Add sheets if necessary))		;
[X] Check here if the Disc	closing Party h	as not retained, nor expects to retain	a, any such persons or entities
SECTION V CERTI	FICATIONS		
A. COURT-ORDERED	CHILD SUPP	ORI COMPLIANCE	
-		-415, substantial owners of business th their child support obligations thro	
	•	tly owns 10% or more of the Disclosons by any Illinois court of competer	0 0
[] Yes [A] N		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 paymegreement?	ent of all support owed and
[]Yes []N	10		

B. FURTHER CERTIFICATIONS

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

- —2.—The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II B 1 of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with:

 obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - 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).

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- 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.	7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further				
Certi	fications), the Disclosing Party must explain below:				
11.					
,					
. 11					

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

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none").

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- 1	N.		111	VI I	м.

9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

Ν	U.	N	H
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C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- 1 The Disclosing Party certifies that the Disclosing Party (check one)
- [¹] is [²] 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):

	the word "None," or no response a	appears on the lines above, it will be fied to the above statements.
D. CERTIFICATIO	ON REGARDING INTEREST IN	CITY BUSINESS
Any words or terms meanings when use		of the Municipal Code have the same
	inancial interest in his or her own i	Iunicipal Code: Does any official or employee name or in the name of any other person or
·· [] Yes	[¾] No	
NOTE: If you che Item D 1., proceed		o Items D 2. and D.3. If you checked "No" to
elected official or e any other person or for taxes or assessm "City Property Sale	mployee shall have a financial inte entity in the purchase of any prope tents, or (iii) is sold by virtue of le	re bidding, or otherwise permitted, no City brest in his or her own name or in the name of erty 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 power ning of this Part D
Does the Matter inv	olve a City Property Sale?	
· [] Yes	[] No	
	ed "Yes" to Item D 1., provide the ees having such interest and identified	names and business addresses of the City fy the nature of such interest:
Name	Business Address	Nature of Interest
<u> </u>		

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

comply with these discloss connection with the Matte	•	ntract entered into with the City in
the Disclosing Party and a from slavery or slaveholde	ny and all predecessor entities rega er insurance policies during the sla- provided coverage for damage to	ty has searched any and all records of arding records of investments or profits very era (including insurance policies or injury or death of their slaves), and
Disclosing Party has found policies. The Disclosing I	-	
	FICATIONS FOR FEDERALLY	FUNDED MATTERS
funded, proceed to Section and proceeds of debt oblig	-	ction VI. If the Matter is not federally of VI, tax credits allocated by the City unding
A. CERTIFICATION RE	GARDING LOBBYING	
		red under the federal Lobbying behalf of the Disclosing Party with
1		
1 1.21x		
appear, it will be conclusive	vely presumed that the Disclosing I ving Disclosure Act of 1995 have n	the letters "NA" or if the word "None" Party means that NO persons or entities nade lobbying contacts on behalf of the
2 The Disclosing Part	ty has not spent and will not expen	d any federally appropriated funds to pay

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.

	; *
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.	
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".	Transporter Communication Comm
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	1.3
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	1 5
If "Yes," answer the three questions below:	}
Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.) [] Yes [] No	
2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements? [] Yes [] No	
3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause? [] Yes [] No	1000
If you checked "No" to question 1 or 2 above, please provide an explanation:	

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

The Disclosing Party understands and agrees that:

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

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

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

The Disclosing Party represents and warrants that:

- F 1 The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes
- F 2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U S E P A on the federal Excluded Parties List System ("EPLS") maintained by the U S General Services Administration
- F 3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F 1 and F 2 above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications

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

CERTIFICATION

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

HONORE DIVISION LLC	
(Print or type name of Disclosing Party)	
By: Sign here)	
Stanley Nitzberg	
(Print or type name of person signing)	
Manager	
(Print or type title of person signing)	OFFICIAL SEAL
Signed and sworn to before me on (date) Mach 20, 2012, at COOK County, 112 DWSIS (state).	ROLANDO R ACOSTA NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES:04/15/12
Notary Public	
Commission expires:	
Page 12 of 13	Control of the Control

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 connec	ify below (1) the name and title of such person, (2) the name of the sted; (3) the name and title of the elected city official or department relationship, and (4) the precise nature of such familial relationship	head to whom such
,		

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:	
ERE FUNDING LLC	· 	
Check ONE of the following three boxes:		
Indicate whether the Disclosing Party submitting t 1. [] the Applicant OR	his EDS is:	
2. [項 a legal entity holding a direct or indirect	interest in the Applicant. State the legal name of the Is an interest: 1815 West Division LLC	
	Section II.B.1.) State the legal name of the entity in trol:	
B. Business address of the Disclosing Party:	400 West Huron Street	
	Chicago, IL 60654	
C. Telephone: 312.636.6937 Fax: 312.6 D. Name of contact person: Rolando R. Acc	60.9612 Email: racosta@ginsbergjaco	bs.co
E. Federal Employer Identification No. (if you have	e one):	
F Brief description of contract, transaction or other which this EDS pertains. (Include project number a		
Rezoning 1811-1825 W. Division St.	; 1141-1157 N. Honore St.	,
G Which City agency or department is requesting t	this EDS? Department of Housing and Economic Development	nt
If the Matter is a contract being handled by the C complete the following:	City's Department of Procurement Services, please	
Specification #	and Contract #	• •
	•	

Page 1 of 13

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SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

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<i>:</i>	•
1. Indicate the nature of the Disclosing Pa	arty:
[] Person	[x] Limited liability company
[] Publicly registered business corporation	[] Limited liability partnership
[] Privately held business corporation	[] Joint venture
[] Sole proprietorship	[] Not-for-profit corporation
[] General partnership	(Is the not-for-profit corporation also a 501(c)(3))?
[] Limited partnership	[] Yes [] No
[] Trust	[] Other (please specify)
· ·	
2. For legal entities, the state (or foreign c	country) of incorporation or organization, if applicable:
Illinois	•
	
3. For legal entities not organized in the S	tate of Illinois: Has the organization registered to do
business in the State of Illinois as a foreign en	
[] Yes [] No	[^k] N/A
P. IT TIVE DIGGI CODIC DADITION AND THE	
B. IF THE DISCLOSING PARTY IS A LEG.	AL ENIII Y:
1 I ist below the full names and titles of a	ll executive officers and all directors of the entity.
	st below all members, if any, which are legal entities. If
	s." For trusts, estates or other similar entities, list below
the legal titleholder(s)	
	partnership, limited liability company, limited liability
	e and title of each general partner, managing member,
	rols the day-to-day management of the Disclosing Party.
NOTE: Each legal entity listed below must sub	omit an EDS on its own behalf
in the second se	
Name	Title
The Clare Group LTD	Manager
· .	· · · · · · · · · · · · · · · · · · ·
(A.C.)	
1	

Page 2 of 13

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
	Levin Schreder & Carey, Ltd.	Disclosing Party
ZGU Trust	120 N. LaSalle St., Chicago, IL	50%
Pooba Trust	Levin Schreder & Carey, Ltd. 120 N. LaSalle St., Chicago,	50% TI, 60602

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[] Yes [A	NO	
Company of the Compan	•	,
If yes, please identify below th	ne name(s) of such City elected off	ficial(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
2 (A)	 :		
(Add sheets if necessary)			
[X] Check here if the Disc	losing Party h	as not retained, nor expects to retain	, any such persons or entitie
SECTION V CERTIF	FICATIONS	·	
A. COURT-ORDERED	CHILD SUPP	ORI COMPLIANCE	
			antition that contract with
-		415, substantial owners of business h their child support obligations thro	
Has any person who direc	•	ly owns 10% or more of the Disclos ns by any Illinois court of competer	
[] Yes [X] No	~ ~	o person directly or indirectly owns closing Party	10% or more of the
If "Yes," has the person en is the person in compliance		ourt-approved agreement for payme reement?	ent of all support owed and
[]Yes []No)		
B FURTHER CERTIFIC	CATIONS		
	-	oter 1-23, Article I ("Article I")(whi	

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

'n.

- 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:				
,				
	-			
[24]	,			

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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

9 To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

Ν	O	N	Ŀ
ΤΛ	\sim	ΤA	Ŧ.

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):

•	he word "None," or no response appears on the lines	s above, it will be
•	• • • • • • • • • • • • • • • • • • • •	s above, it will be
-	ed that the Disclosing Party certified to the above st	
D. CERTIFICATIO	N REGARDING INTEREST IN CITY BUSINESS	
Any words or terms meanings when used	that are defined in Chapter 2-156 of the Municipal (in this Part D	Code have the same
1	e with Section 2-156-110 of the Municipal Code: Donancial interest in his or her own name or in the nam	
[] Yes	[X] No	
NOTE: If you check Item D 1., proceed to	ked "Yes" to Item D.1, proceed to Items D.2 and D. Part E	0.3. If you checked "No" to
elected official or em any other person or e for taxes or assessme "City Property Sale")	arsuant to a process of competitive bidding, or other aployee shall have a financial interest in his or her ownity in the purchase of any property that (i) belongs ents, or (iii) is sold by virtue of legal process at the second compensation for property taken pursuant to the financial interest within the meaning of this Part D	wn name or in the name of s to the City, or (ii) is sold uit of the City (collectively, City's eminent domain power
Does the Matter invo	lve a City Property Sale?	
' · [] Yes	[] No	
-	I "Yes" to Item D 1., provide the names and business having such interest and identify the nature of such	
Name	Business Address Nature of I	*

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

comply with these disclosure requirements may make any contract entered into with the City in	
connection with the Matter voidable by the City	, ;
X_1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of	• }
the Disclosing Party and any and all predecessor entities regarding records of investments or profits	
from slavery or slaveholder insurance policies during the slavery era (including insurance policies	
issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and	
the Disclosing Party has found no such records.	
2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the	
Disclosing Party has found records of investments or profits from slavery or slaveholder insurance	
policies. The Disclosing Party verifies that the following constitutes full disclosure of all such	
records, including the names of any and all slaves or slaveholders described in those records:	
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS	
SECTION VI CERTIFICATIONS FOR FEDERALLIT 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 RECARDING LORDWING	
A. CERTIFICATION REGARDING LOBBYING	1.
1. List below the names of all persons or entities registered under the federal Lobbying	, 1
Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with	
respect to the Matter: (Add sheets if necessary):	
(If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None"	
appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities	:
registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the	
Disclosing Party with respect to the Matter)	
2 The Disclosing Party has not spent and will not expend any federally appropriated funds to pay	
any person or entity listed in Paragraph A 1 above for his or her lobbying activities or to pay any	
person or entity to influence or attempt to influence an officer or employee of any agency, as defined by	,
applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a	
member of Congress, in connection with the award of any federally funded contract, making any	; ;
federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew,	

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

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

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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

[]Yes	[] No	
If "Yes," answer t	he three questions below:	
1 Have you d	eveloped and do you have on file a	ffirmative action programs pursuant to applicable
•	s? (See 41 CFR Part 60-2.)	
Yes	[] No	
2. Have you fi	iled with the Joint Reporting Comp	nittee, the Director of the Office of Federal
Contract Complian		ment Opportunity Commission all reports due
[] Yes	[] No	· -
3 Have you pequal opportunity	articipated in any previous contract	s or subcontracts subject to the
[Yes	[]No	*

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:

10000

- 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, not 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

ERE FUNDING LLC

(Print or type name of Disclosing Party)

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.

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	•	•	
If was please ident	ify below (1) the name and title	of such person (2) the	name of the legal entity to w	hich
such person is connec	eted; (3) the name and title of the relationship, and (4) the precise it	e elected city official or	r department head to whom so	
* 1. Val (1.1) (2.1) (3.1)	, (·, ,		· · · · · · · · · · · · · · · · · · ·	,

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

KAHNY DIVISION LLC		
		. :
Check ONE of the following three boxes:		
Indicate whether the Disclosing Party submitting 1. [] the Applicant OR	ng this EDS is:	
2 [X] a legal entity holding a direct or indirect Applicant in which the Disclosing Party holding of the Property in the Property is a second of the Property in the Property in the Property in the Property in the Property is a legal entity holding a direct or indirect or indirec	rect interest in the Applicant. State the legal name of the holds an interest: 1815 West Division LLC	-
3. [] a legal entity with a right of control (s which the Disclosing Party holds a right of	see Section II.B.1.) State the legal name of the entity in control:	
B. Business address of the Disclosing Party:	6250 N. River Road	
	Rosemont, IL	
D. Name of contact person: Rolando R. Ad E. Federal Employer Identification No. (if you have F. Brief description of contract, transaction or o	have one): other undertaking (reserved to the "Matter") to	
which this EDS pertains. (Include project numb		
Rezoning 1811-1825 W. Division S	St.; 1141-1157 N. Honore St.	
G Which City agency or department is requesting	ing this EDS? Department of Housing and Ed	conomic
If the Matter is a contract being handled by th complete the following:	he City's Department of Procurement Services, please	
Specification #	and Contract #	•

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PART	Υ
 Indicate the nature of the Disclosing Paragraph Person Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership Trust 	[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 c	ountry) of incorporation or organization, if applicable:
Illinois	
3. For legal entities not organized in the State of Illinois as a foreign ent [] Yes [] No	tate of Illinois: Has the organization registered to do city? [x] N/A
B IF THE DISCLOSING PARTY IS A LEGA	AL'ENTITY:
NOTE: For not-for-profit corporations, also list 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	Il executive officers and all directors of the entity at below all members, if any, which are legal entities. If "For trusts, estates or other similar entities, list below partnership, limited liability company, limited liability e and title of each general partner, managing member, tols the day-to-day management of the Disclosing Party emit an EDS on its own behalf.
Name	Title
David R. Kahnweiler	Manager
·	
. 1	<u> </u>
	•

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 In	nterest in the
David A. Bercu Trust UT	AD 3/3/95 191 Beach Rd., Glenco	Disclosing Pa e, IL 60022 14	arty 1.815%
William A. Fausone Trus	t UTAD 6/27/08 1100 Elmwood Rd	I., Wilmette, IL 60091	14.815%
David R. Kahnweiler Tru	st UTAD 8/23/88 1070 Westmoor,	Winnetka, IL 60093	48.148%
James Miller, 6250 N. R	iver Road, Rosemont, IL 60018		14.815%

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

I I N O

[] Yes

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[] 100	[]110				
If yes, please identify relationship(s):	below the nam	e(s) of such City el	ected official(s) and descri	be such	
<u></u>		· · · · · · · · · · · · · · · · · · ·	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 w retained or anticip to be retained)	ated	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 nec	essary)			
[X] Check here if the	ne Disclo	sing Party ha	s not retained, nor expects to retain	, any such persons or entities
SECTION V C	ERTIFI	CATIONS		
A. COURT-ORD	ERED C	HILD SUPPO	ORI COMPLIANCE	
•			415, substantial owners of business their child support obligations thro	
Has any person wh		- "	y owns 10% or more of the Disclos as by any Illinois court of competen	= -
[]Yes	oN [k]		person directly or indirectly owns closing Party	10% or more of the
If "Yes," has the pois the person in cor			ourt-approved agreement for payme eement?	nt of all support owed and
[]Yes	[]No			
B FURTHER CEI	RTÍFICA	TIONS	•	.**

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

- 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 Ireasury 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 Disclosing Party must explain below:						
, ,				 		•
P141					 ·	

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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

	-	-	-
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9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

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1.333

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

11. 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?

X No

· [] Yes

1 (4)

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

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

Does the Matter involve a City Property Sale?

[] Yes [] No

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

Name Business Address Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

comply with these disclosure requirements may make any contract entered into w connection with the Matter voidable by the City	ith the City in
X 1. The Disclosing Party verifies that the Disclosing Party has searched any a the Disclosing Party and any and all predecessor entities regarding records of invefrom slavery or slaveholder insurance policies during the slavery era (including in issued to slaveholders that provided coverage for damage to or injury or death of the Disclosing Party has found no such records.	estments or profits usurance policies
2 The Disclosing Party verifies that, as a result of conducting the search in a Disclosing Party has found records of investments or profits from slavery or slave policies. The Disclosing Party verifies that the following constitutes full disclosu records, including the names of any and all slaves or slaveholders described in the	cholder insurance re of all such
	.`
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTE NOTE: If the Matter is federally funded, complete this Section VI. If the Matt funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated and proceeds of debt obligations of the City are not federal funding.	ter is not federally
A. CERTIFICATION REGARDING LOBBYING	
1. List below the names of all persons or entities registered under the federal I Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclos respect to the Matter: (Add sheets if necessary):	
(40) (40)	
(If no explanation appears or begins on the lines above, or if the letters "NA" or if appear, it will be conclusively presumed that the Disclosing Party means that NO pregistered under the Lobbying Disclosure Act of 1995 have made lobbying contact Disclosing Party with respect to the Matter)	persons or entities
2 The Disclosing Party has not spent and will not expend any federally appropriant any person or entity listed in Paragraph A 1 above for his or her lobbying activities person or entity to influence or attempt to influence an officer or employee of any a applicable federal law, a member of Congress, an officer or employee of Congress, member of Congress, in connection with the award of any federally funded contract	s or to pay any agency, as defined by , or an employee of a

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 Part	the Applicant?
[]Yes	[] No
If "Yes," answer the t	ree questions below:
•	oped and do you have on file affirmative action programs pursuant to applica See 41 CFR Part 60-2.)
[*] Yes	[] No
	with the Joint Reporting Committee, the Director of the Office of Federal Programs, or the Equal Employment Opportunity Commission all reports due ling requirements?
[]Yes	[] No
3. Have you partic equal opportunity clau	ipated in any previous contracts or subcontracts subject to the se?
[i] Yes	[] No
If you checked "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 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 Ihe 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, not 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

KAHNY DIVISION LLC

(Print or type name of Disclosing Party)

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

By: (Sign here)		
DAVID R KAHNWEILER		
(Print or type name of person signing)	_	
MANAGER		
(Print or type title of person signing)	_	
Signed and sworn to before me on (date)	リーリーフ _ (state) _ Notary Public	OFFICIAL SEAL LAURA A HESTER-SENF NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES:09/09/15
	Page 12 of 13	

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?

[X] No

[] Yes

If yes, please identify below (1) the name and title of such person, (2) the name of the legal entity to which
such person is connected; (3) the name and title of the elected city official or department head to whom such
person has a familial relationship, and (4) the precise nature of such familial 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:	
RM/MM Millennium Partners, L.P>	
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: 1815 West Division, LLC OR	ne
3. [] a legal entity with a right of control (see Section II.B.1.) State the legal name of the entity i which the Disclosing Party holds a right of control:	n
B. Business address of the Disclosing Party: 400 W. Huron Street	
Chicago, IL 60654	
C. Telephone: 312-636-6937 Fax: 312-660-9612 Email: racosta@ginsbergjacobs D. Name of contact person: Rolando R. Acosta	.com
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):)
Rezoning of 1811 - 25 W. Division; 1141 - 57 N. Honore St.	
G Which City agency or department is requesting this EDS?DHED	
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:	
Specification # and Contract #	
·	

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

1. Indicate the nature of the Disclosing Pa	arty:
[] Person	[] Limited liability company
[] Publicly registered business corporation	[] Limited liability partnership
[] 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))?
[X] Limited partnership	[] Yes [] No
[] Irust	[] Other (please specify)
For legal entities, the state (or foreign of lillinois	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	[¾ N/A
B. IF THE DISCLOSING PARTY IS A LEG	AL ENTITY:
NOTE: For not-for-profit corporations, also lithere are no such members, write "no members the legal titleholder(s) If the entity is a general partnership, limited partnership or joint venture, list below the name	Il executive officers and all directors of the entity st below all members, if any, which are legal entities. If s." For trusts, estates or other similar entities, list below partnership, limited liability company, limited liability te and title of each general partner, managing member, trols the day-to-day management of the Disclosing Party tomit an EDS on its own behalf
Name	Title
Richard Melman Trustee of	of Richard Melman Management Trust, General Partner
Martha Melman Trustee	of Martha Whittemore Melman Management Trust, Gen'l
	Partner

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	Direct % in Applicant
Richard Melman	Revocable Trust 5419 N. Sheridan Rd., Chic	Disclosing Party ago IL 60640 11.5 %	2.3%
Martha Whittemore M	elman Revocable Trust 5419 N. Sheridan Rd., Chic	ago, IL 60640 11.5%	2.3%
Jerrod Investment Tru	ıst 5419 N. Sheridan Rd., Chicago, IL 60640	25%	5.0%
RJ Investments Trust	5419 N. Sheridan Rd., Chicago, IL 60640	25%	5.0%
Molly Investment Tru	st 5419 N. Sheridan Rd., Chicago, IL 60640	25%	5.0%

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[]Yes	[¾ No			
If yes, please iden relationship(s):	tify below the name(s) o	of such City elected offi	icial(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	/)		
SECTION V CERT A. COURT-ORDERED Under Municipal Cod	FICATIONS CHILD SUPP	.415, substantial owners of business	entities that contract with
the City must remain in	compliance with	h their child support obligations thro	oughout the contract's term.
Has any person who dire		ly owns 10% or more of the Disclos ns by any Illinois court of competen	
[]Yes [*]]		o person directly or indirectly owns closing Party	10% or more of the
If "Yes," has the person is the person in complian		ourt-approved agreement for payme reement?	nt of all support owed and
[]Yes []1	No		
B. FURTHER CERTIFI	CATIONS		· .

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

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II B 1 of this EDS:
 - 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;
 - 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 Certification	Disclosing P s), the Disclo	•	•	•	above stat	ements in t	this Part B (Further
		-						
eifir .	-	-					-	.
· . :						· · ·		

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

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

	-	-	~~
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11		,,,	u H

9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

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C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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 sam meanings when used in this Part D.

entity in the Matter?

[] Yes

[XNo

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

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

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

Does the Matter involve a City Property Sale?

[] Yes

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

Name Business Address Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

comply with these disclosure require connection with the Matter voidab	irements may make any contract entered into with the City in le by the City
the Disclosing Party and any and a from slavery or slaveholder insuran	ies that the Disclosing Party has searched any and all records of II predecessor entities regarding records of investments or profits nce policies during the slavery era (including insurance policies d coverage for damage to or injury or death of their slaves), and such records.
Disclosing Party has found records policies. The Disclosing Party veri	ies that, as a result of conducting the search in step 1 above, the of investments or profits from slavery or slaveholder insurance ifies that the following constitutes full disclosure of all such y and all slaves or slaveholders described in those records:
NOTE: If the Matter is federally	ONS FOR FEDERALLY FUNDED MATTERS funded, complete this Section VI If the Matter is not federally or purposes of this Section VI, tax credits allocated by the City
and proceeds of debt obligations of A. CERTIFICATION REGARDIN	the City are not federal funding.
1. List below the names of all p	persons or entities registered under the federal Lobbying nade lobbying contacts on behalf of the Disclosing Party with
A BOTT TO SERVICE OF THE SERVICE OF	
appear, it will be conclusively presu	on the lines above, or if the letters "NA" or if the word "None" med that the Disclosing Party means that NO persons or entities osure Act of 1995 have made lobbying contacts on behalf of the Matter)
any person or entity listed in Paragra person or entity to influence or atten applicable federal law, a member of member of Congress, in connection federally funded grant or loan, enter	spent and will not expend any federally appropriated funds to pay app A 1 above for his or her lobbying activities or to pay any apt to influence an officer or employee of any agency, as defined by Congress, an officer or employee of Congress, or an employee of a with the award of any federally funded contract, making any ing into any cooperative agreement, or to extend, continue, renew, led contract, grant, loan, or cooperative agreement.

Page 9 of 13

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- 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.

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

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

The Disclosing Party understands and agrees that:

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

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

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

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.
- F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

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

CERTIFICATION

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

RM/MM Millenium Partners, L.P.
(Print or type name of Disclosing Party)
By: Chlittlelmin -
(Sign here)
Richard Melman
(Print or type name of person signing) Maragement
Trustee of the Richard Melman Revocable Trust, a General Partner
(Print or type title of person signing)
Signed and sworn to before me on (date) April 10, 2012 at COOK County, ILLINOIS (state). Notery Public.
Commission expires: ICIAL SFAL." KELLI D. MARSHALL Notary Public, State of Illinois My Commission Expires 09/04/2012

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?

TX1 NIA

I TVec

If yes, please iden	tify below (1) the name and ti	tle of such pers	on (2) the name of the	legal entity to which
such person is conne	cted; (3) the name and title of relationship, and (4) the preci	the elected city	official or department	head to whom such
Mile Tall				

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:	
DAVID A. BERCU TRUST UTAD 3/3/95	
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: 1815 West Division LLC OR	<u>.</u>
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 cor.	
B. Business address of the Disclosing Party:	
· · · · · · · · · · · · · · · · · · ·	
C. Telephone: 312.636.6937 Fax: 312.660.9612 Email: racosta@ginsbergjaco	obs.com
i i	
D. Name of contact person: Rolando R. Acosta	
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):	
Rezoning 1811-1825 W. Division St.; 1141-1157 N. Honore St.	
G Which City agency or department is requesting this EDS? Department of Housing and Economic Development	onomic
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:	
Specification # and Contract #	
	1:1

Page 1 of 13

Ver. 01-01-12

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A NATURE OF THE DISCLOSING PART	Y
 Indicate the nature of the Disclosing Pale Person Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership I rust 	[] 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	[¾] N/A
B. IF THE DISCLOSING PARTY IS A LEG	AL ENTITY:
NOTE: For not-for-profit corporations, also li there are no such members, write "no members the legal titleholder(s) If the entity is a general partnership, limited partnership or joint venture, list below the name	Il executive officers and all directors of the entity st below all members, if any, which are legal entities. If s' For trusts, estates or other similar entities, list below partnership, limited liability company, limited liability the and title of each general partner, managing member, trols the day-to-day management of the Disclosing Party smit an EDS on its own behalf
Name	Title
David A. Bercu	Trustee and Beneficiary
<u> </u>	
indirect beneficial interest (including ownership	n concerning each person or entity having a direct or p) in excess of 7.5% of the Disclosing Party Examples on, 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.

rcu Trust

Name	Business Address 191 Beach Road	Percentage Interest in the
David A. Bercu	Glencoe, IL 60022	Disclosing Party Sole beneficiary of David A. Be
;		UTAD 3/3/95
. •		
SECTION III BUSINE	SS RELATIONSHIPS WITH C	TTY ELECTED OFFICIALS
Has the Disclosing Party	had a "business relationship," as c	lefined in Chapter 2-156 of the Municipal
	official in the 12 months before the	-
[]Yes	[_k] No	
eri k		
	the name(s) of such City elected	official(s) and describe such
relationship(s):		

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

Name (indicate whether retained or anticipated to be retained)	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.
			not an acceptable response.
(Add sheets if necessary)			
[X] Check here if the Disc	losing Party h	as not retained, nor expects to retain	, any such persons or entities.
SECTION V CERTII	FICATIONS		
A. COURT-ORDERED	CHILD SUPP	ORI COMPLIANCE	
——————————————————————————————————————		-415, substantial owners of business h their child support obligations thro	
	_	ly owns 10% or more of the Disclos ns by any Illinois court of competen	-
[]Yes [X]N		o person directly or indirectly owns closing Party	10% or more of the
If "Yes," has the person easis the person in compliance		ourt-approved agreement for payme reement?	ent of all support owed and
[]Yes []No)		
B FURTHER CERTIFIC	ATIONS		

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

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

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

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

Certifications),	_		•	above staten	ients in this r	:
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ar _{it} ali						

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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

	-	-	-
M	∩`	M	H

9 To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none") As to any gift listed below, please also list the name of the City recipient.

NONE

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- 1.7 The Disclosing Party certifies that the Disclosing Party (check one)
- [] is [x] is not
- a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
 - 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary):

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements.

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this Part D.

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

[]Yes

X No

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

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

Does the Matter involve a City Property Sale?

[]Yes

[]No

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

Name

Business Address

Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City
x 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records
2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.
A. CERTIFICATION REGARDING LOBBYING
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):
.10:
(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)
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 nember 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. Page 9 of 13

- 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.

ca
e
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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 Ihe 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, not 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

David A. Bercu Trust UTAD 3/3/	95
(Print or type name of Disclosing Party)	
By: Dan . Fr	
(Sign here)	
David A. Bercu	
(Print or type name of person signing)	
Trustee	
(Print or type title of person signing)	
Ed. 1. D H + 1	state). OFFICIAL SEAL LAURA A HESTER-SENF NOTARY PUBLIC - STATE OF ILLINOIS
Commission expires: 919(15	MY COMMISSION EXPIRES:09/09/15

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?

[x] No

[] Yes

•	
If yes, please identify below (1) the name and title of such person, (2) such person is connected; (3) the name and title of the elected city officia person has a familial relationship, and (4) the precise nature of such familial	l or department head to whom such
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	· · · · · · · · · · · · · · · · · · ·

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

WILLIAM M. FAUSONE	E TRUST UTAD /27/08	
Check ONE of the following th	iree boxes:	
Indicate whether the Disclosing I 1. [] the Applicant OR	Party submitting this EDS is:	
	direct or indirect interest in the Applicant. State the legal name of the closing Party holds an interest: 1815 West Division LLC	
3. [] a legal entity with a right which the Disclosing Party he	ht of control (see Section ILB.1.) State the legal name of the entity in olds a right of co	: '
B. Business address of the Discl	losing Party:	
	- 37 Fax: 312.660.9612 Email: racosta@ginsbergjaco	obs.
	37 Fax: 312.660.9612 Email: racosta@ginsbergjaco	obs.
D Name of contact person:R	37 Fax: 312.660.9612 Email: racosta@ginsbergjaco	obs.
D Name of contact person: E Federal Employer Identification F Brief description of contract, t	37 Fax: 312.660.9612 Email: racosta@ginsbergjaco	obs.
D Name of contact person: E Federal Employer Identification F Brief description of contract, to which this EDS pertains. (Includent)	37 Fax: 312.660.9612 Email: racosta@ginsbergjacc	add i i i
D Name of contact person: E Federal Employer Identification F Brief description of contract, the which this EDS pertains. (Include Rezoning 1811-1825 W.)	37 Fax: 312.660.9612 Email: racosta@ginsbergjaco Rolando R. Acosta on No. (if you have one): transaction or other undertaking (referred to below as the "Matter") to de project number and location of property, if applicable):	
D Name of contact person: E Federal Employer Identification F Brief description of contract, the which this EDS pertains. (Include Rezoning 1811-1825 W.) G Which City agency or departs	Bolando R. Acosta on No. (if you have one): transaction or other undertaking (referred to below as the "Matter") to de project number and location of property, if applicable): Division St.; 1141-1157 N. Honore St.	

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A NATURE OF THE DISCLOSING PARTY	Ý
 Indicate the nature of the Disclosing Pa Person Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership Trust 	[] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify)
2. For legal entities, the state (or foreign c	country) of incorporation or organization, if applicable:
3. For legal entities not organized in the State of Illinois as a foreign ent [] Yes [] No	tate of Illinois: Has the organization registered to do tity?
W.	
NOTE: For not-for-profit corporations, also list 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 st below all members, if any, which are legal entities. If s " For trusts, estates or other similar entities, list below partnership, limited liability company, limited liability he and title of each general partner, managing member, trols the day-to-day management of the Disclosing Party
Name WILLIAM M. FAUSONE	Title TRUSTEE & BENEFICIARY
; ;	
. • 1	
2. Please provide the following information	on 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
1100 ELMWOOD AVE.
WILLIAM M. FAUSONE WILMETTE, IL 60091

FAUSONE TRUST UTAD 6/27/08

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[] Yes [A] No

If yes, please identify 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.

retained or anticipa to be retained)			paid or estimated.) NOTE: "hourly rate" or "t.b.d" is not an acceptable response.
- 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1			
(Add sheets if nece	ssary)		
[X] Check here if the	e Disclosing Part	y has not retained, nor expects to retain	n, any such persons or entities
SECTION V CE	ERTIFICATION	NS	
A. COURT-ORDE	RED CHILD SU	JPPORT COMPLIANCE	
the City must remain the City	in in compliance o directly or indir	-92-415, substantial owners of business with their child support obligations the rectly owns 10% or more of the Discloss ations by any Illinois court of competer	oughout the contract's term.
[]Yes] No person directly or indirectly owns Disclosing Party	10% or more of the
If "Yes," has the pe is the person in com		a court-approved agreement for paymet agreement?	ent of all support owed and
' ['] Yes	[] No		
B. FURTHER CER	RTIFICATIONS		:
consult for defined submitting this EDS certifies as follows: with, or has admitte criminal offense inv perjury, dishonesty	terms (e.g., "doir S is the Applicant (i) neither the A ed guilt of, or has volving actual, at or deceit against	Chapter 1-23, Article I ("Article I") (white it and is doing business with the City, the pplicant nor any controlling person is converted of, or placed under tempted, or conspiracy to commit bribes an officer or employee of the City or a sedges that compliance with Article I is	if the Disclosing Party nen the Disclosing Party currently indicted or charged er supervision for, any ery, theft, fraud, forgery, ny sister agency; and (ii) the

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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.

- 1. 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:
 - 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;
 - by 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:

- 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:		
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un sii. Ta Sii 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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none").

NONE

9 To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

NONE

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- $^{+3}1\%$ The Disclosing Party certifies that the Disclosing Party (check one)
- [X] is not

" Little

- 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
	med that the Disclosing Party certification	
D. CERTIFICATE	ON REGARDING INTEREST IN	CITY BUSINESS
Any words or term meanings when us	•	of the Municipal Code have the same
	financial interest in his or her own	funicipal Code: Does any official or employee name or in the name of any other person or
[] Yes	[X] No	
NOIE: If you che Item D 1., proceed		o Items D 2. and D.3. If you checked "No" to
elected official or any other person o for taxes or assess "City Property Sale	employee shall have a financial interesting in the purchase of any propenents, or (iii) is sold by virtue of le	re bidding, or otherwise permitted, no City brest in his or her own name or in the name of erty 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 power ning of this Part D
Does the Matter in	volve a City Property Sale?	
[] Yes	[] No	
1.1.	ted "Yes" to Item D 1, provide the ees having such interest and identifies	names and business addresses of the City fy the nature of such interest:
Name	Business Address	Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

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

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

4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section

501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying"

5 If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A 1 through A 4 above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

Activities".

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	arty the Applicant?
[] Yes	[] No
If "Yes," answer	e three questions below:
	veloped and do you have on file affirmative action programs pursuant to applical
federal regulation	(See 41 CFR Part 60-2.)
[¹]'Yes	[]No
2. Have you f	ed with the Joint Reporting Committee, the Director of the Office of Federal
Contract Complia	ce Programs, or the Equal Employment Opportunity Commission all reports due
under the applicat	e filing requirements?
[]Yes	[] No
3. Have you p	rticipated in any previous contracts or subcontracts subject to the
equal opportunity	
[t] Yes	[] No
If you checked "N	"to question 1 or 2 above, please provide an explanation:

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

The Disclosing Party understands and agrees that:

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

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

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

C If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.

D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.

E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

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eringi 14.8% 11.6%

- F 1 Ihe 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, not 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

WILLIAM M. FAUSONE TRUST UTAD	6/27/08	
(Print or type name of Disclosing Party)	-	
By: ////////////////////////////////////		
(Sign here)		
WILLIAM M. FAUSONE	_	
(Print or type name of person signing)		
TRUSTEE	_	
(Print or type title of person signing)	-	
Signed and sworn to before me on (date)atCOOK County, ILLINOIS	4/4/12 (state)	,
Paus a best-len	Notary Public	OFFICIAL SEAL LAURA A HESTER-SENF NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES:09/09/15
Commission expires: 919115		······································

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?

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such person is connec	ted; (3) the name and title of the	of such person, (2) the name of the legal entity to whi elected city official or department head to whom such ature of such familial relationship
Cini.	clationship, and (4) the process i	

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

David R. Kahnweiler Tru	ist UTAD 8/23/88	
	•	
Check ONE of the following three	ee boxes:	
Indicate whether the Disclosing Pa 1. [] the Applicant OR	rty submitting this EDS is:	•
	rect or indirect interest in the Applicant. State the legal name of the osing Party holds an interest: 1815 West Division LLC	
3. [] a legal entity with a right which the Disclosing Party hold	of control (see Section II B.1.) State the legal name of the entity in is a right of	
B. Business address of the Disclos	ing Party:	
•		
	· 	1 -:
C Ielephone: <u>312.636.693</u>	7 Fax: 312.660.9612 Email: racosta@ginsbergjacobs	3.0
	;	5
	;	75
C Telephone: 312.636.693 D Name of contact person: Rola E Federal Employer Identification	ando R. Acosta	
D. Name of contact person: E. Federal Employer Identification F. Brief description of contract, transport	ando R. Acosta	
D. Name of contact person: E. Federal Employer Identification F. Brief description of contract, transwhich this EDS pertains. (Include persons)	No. (if you have one):	70
D. Name of contact person: E. Federal Employer Identification F. Brief description of contract, transwhich this EDS pertains. (Include pages of the person	No (if you have one): Isaction or other undertaking (referred to below as the "Matter") to project number and location of property, if applicable): ivision St.; 1141-1157 N. Honore St.	
D. Name of contact person: E. Federal Employer Identification F. Brief description of contract, transwhich this EDS pertains. (Include pages of the person	No (if you have one):	To the state of th
D. Name of contact person: E. Federal Employer Identification F. Brief description of contract, transwhich this EDS pertains. (Include personance of the p	No (if you have one): Insaction or other undertaking (referred to below as the "Matter") to project number and location of property, if applicable): ivision St.; 1141-1157 N. Honore St. It is requesting this EDS? Department of Housing and Economic	

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A NATURE OF THE DISCLOSING PART	Y
 1. Indicate the nature of the Disclosing P. [] 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)
2. For legal entities, the state (or foreign of	country) of incorporation or organization, if applicable:
ILLINOIS	, , , , , , , , , , , , , , , , , , ,
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	AL ENTITY:
NOTE: 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 is." For trusts, estates or other similar entities, list below a partnership, limited liability company, limited liability in and title of each general partner, managing member, trols the day-to-day management of the Disclosing Party bimit an EDS on its own behalf.
Name	Title
David Kahnweiler	Trustee
NOR	
2 Plane marida de fallación información	- comparating south marriagn as antitus having a direct or

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	
Gerry B. Kahnweiler	1070 Westmoor Winnetka, IL 60093	Disclosing Party 100% Beneficiary of	
		David R. Kahnweiler Revocable Trust	
		UTAD 8/23/88	

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[]Yes	[^x] No	·	
If yes, please iden relationship(s):	tify below the name(s) of	such City elected official(s) and describe such	

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

Name (indicate whether retained or anticipated to be retained)		Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessar	у)	,	
∑ Check here if the Di	sclosing Party l	nas not retained, nor expects to retain	, any such persons or entities
SECTION V CERT	TFICATIONS		
A. COURT-ORDEREI		PORT COMPLIANCE	
•		e-415, substantial owners of business th their child support obligations thro	
	=	tly owns 10% or more of the Disclostons by any Illinois court of competen	
[] Yes [x]		o person directly or indirectly owns sclosing Party	10% or more of the
If "Yes," has the person is the person in complia		court-approved agreement for payme greement?	nt of all support owed and
[]Yes []:	No		
B. FURTHER CERTIF	ICATIONS		
consult for defined term submitting this EDS is the certifies as follows: (i) n with, or has admitted gu	s (e.g., "doing be the Applicant and teither the Applialit of, or has ever	pter 1-23, Article I ("Article I")(which our interest is and legal requirements), if d is doing business with the City, the icant nor any controlling person is custo been convicted of, or placed under pted, or conspiracy to commit briber	the Disclosing Party on the Disclosing Party arrently indicted or charged supervision for, any

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

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II B 1. of this EDS:
 - a are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - 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

	Party is unable to certify to any closing Party must explain below:	his Part B (Further
·		 .>

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.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none")

Ν	Ν	

9 To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

	N	ΙН

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C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

1 The Disclosing Party certifies that the Disclosing Party (check one)

['] is [3] 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):

* t *		
	," the word "None," or no response numed that the Disclosing Party certi	appears on the lines above, it will be fied to the above statements.
D. CERTIFICAT	ION REGARDING INTEREST IN	CITY BUSINESS
	ms that are defined in Chapter 2-156 sed in this Part D.	of the Municipal Code have the same
· ·	financial interest in his or her own	Aunicipal Code: Does any official or employee name or in the name of any other person or
[] Yes	[x] No	
NOIE: If you cl Item D 1., procee		to Items D 2, and D.3. If you checked "No" to
elected official or any other person of for taxes or assess "City Property Sa	employee shall have a financial interesting or entity in the purchase of any properments, or (iii) is sold by virtue of leg	we bidding, or otherwise permitted, no City erest in his or her own name or in the name of erty that (i) belongs to the City, or (ii) is sold 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 in	volve a City Property Sale?	
[] Yes	[]No	
C C	ked "Yes" to Item D 1., provide the yees having such interest and identif	names and business addresses of the City by the nature of such interest:
Name	Business Address	Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

comply with these disclosure requirements may make any contract connection with the Matter voidable by the City	entered into with the City in
× 1. The Disclosing Party verifies that the Disclosing Party has the Disclosing Party and any and all predecessor entities regarding from slavery or slaveholder insurance policies during the slavery e issued to slaveholders that provided coverage for damage to or injusted Disclosing Party has found no such records.	records of investments or profits ra (including insurance policies
2. The Disclosing Party verifies that, as a result of conducting Disclosing Party has found records of investments or profits from policies. The Disclosing Party verifies that the following constitut records, including the names of any and all slaves or slaveholders of the profits of the pr	slavery or slaveholder insurance es full disclosure of all such
SECTION VI CERTIFICATIONS FOR FEDERALLY FUN	DED MATIERS
NOTE: If the Matter is federally funded, complete this Section V funded, proceed to Section VII. For purposes of this Section VI, tand proceeds of debt obligations of the City are not federal funding	ax credits allocated by the City
A. CERTIFICATION REGARDING LOBBYING	
List below the names of all persons or entities registered und Disclosure Act of 1995 who have made lobbying contacts on behal respect to the Matter: (Add sheets if necessary):	
	·
(If no explanation appears or begins on the lines above, or if the let appear, it will be conclusively presumed that the Disclosing Party management of the Lobbying Disclosure Act of 1995 have made to Disclosing Party with respect to the Matter)	neans that NO persons or entities
The Disclosing Party has not spent and will not expend any frange any person or entity listed in Paragraph A 1 above for his or her lost person or entity to influence or attempt to influence an officer or emapplicable federal law, a member of Congress, an officer or employ member of Congress, in connection with the award of any federally federally funded grant or loan, entering into any cooperative agreemamend, or modify any federally funded contract, grant, loan, or cooperative agreemamend.	obying activities or to pay any aployee of any agency, as defined by ee of Congress, or an employee of a funded contract, making any tent, or to extend, continue, renew,

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. 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 Party the Applicant? []Yes []No If "Yes," answer the three questions below: 11. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.) [] 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? []Yes []No 3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause? []Yes []No

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

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

The Disclosing Party understands and agrees that:

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

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

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

The Disclosing Party represents and warrants that:

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

David R. Kahnweiler Revocable '	Trust UTAD	8/23/88
(Print or type name of Disclosing Party)		·
85		
(Sign here)		
David R. Kahnweiler		
(Print or type name of person signing)		
Trustee		
(Print or type title of person signing)		
Signed and sworn to before me on (date) at COOK County, ILLINOIS	4/4/12 (state).	To a series and a series
Commission expires: 9/9/15	Notary Public	OFFICIAL SEAL LAURA A HESTER-SENF NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES:09/09/15

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVII 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?

[XNo

I 1 Yes

[]	[]			
	•			
If yes, please identify be	elow (1) the name and tit	tle of such person, (2)	the name of the legal	l entity to which
such person is connected;	(3) the name and title of	the elected city official	I or department head	l to whom such
person has a familial relati	onship, and (4) the preci	se nature of such famil	lial relationship	
·				
, , , , , , , , , , , , , , , , , , ,				
1.				

TYPE I REGULATIONS

1811 – 25 West Division/1141 – 57 North Honore Proposed District B3-3

The proposed development will consist of a four story building containing approximately 62,703 sq. ft. of Floor Area. The ground floor will be improved with approximately 8,282 sq. ft. of retail/commercial space on the ground floor and 39 units on the upper floors. Thirty-five parking spaces will be provided on the ground level and one loading berth. The proposed building will be built to the front and side property lines and will be setback 30 feet from the rear property line.

Proposed FAR:

3.0

Dwelling Units:

39

Height:

48 ft.

Setbacks:

Front - None

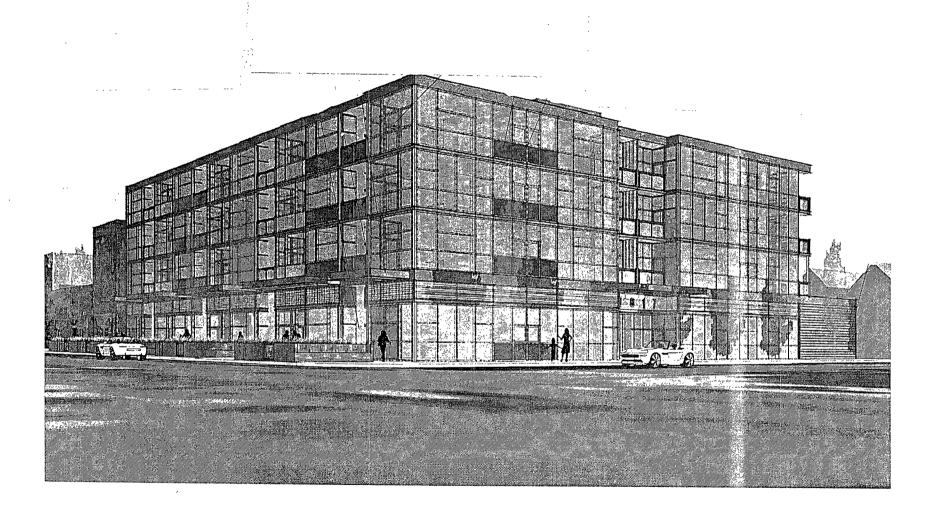
Side — None Rear — 30 ft.

Parking:

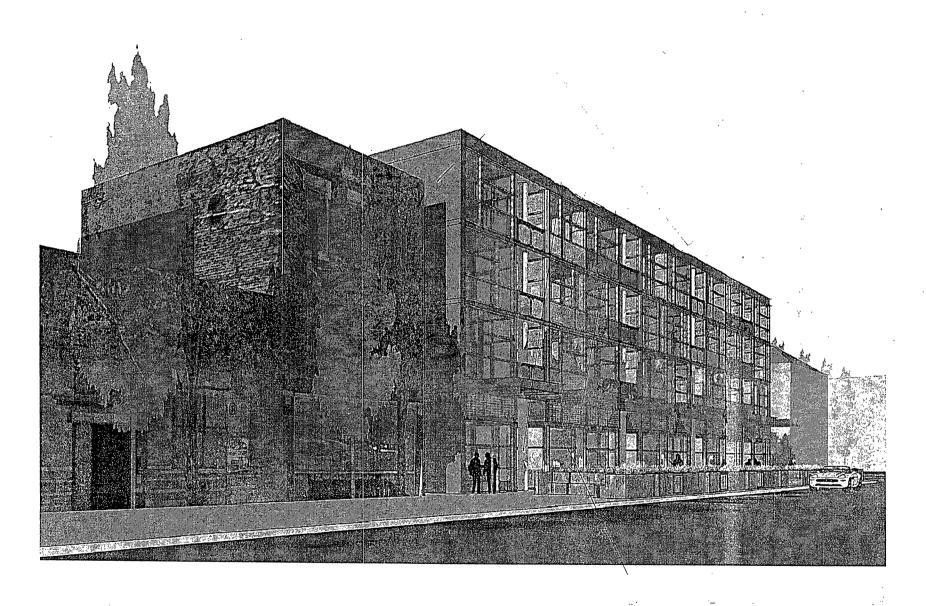
35 Spaces

Loading:

1 berth

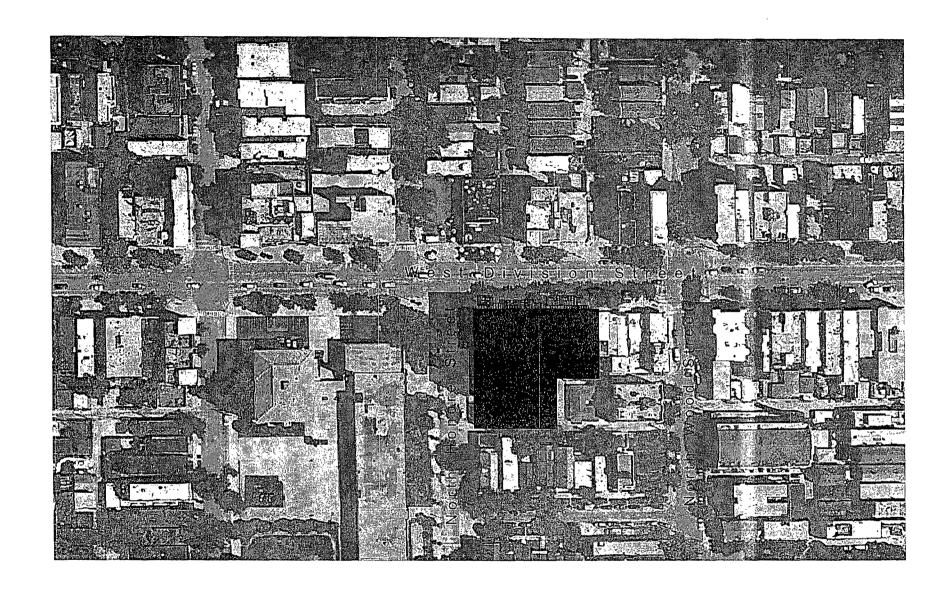


Building Image



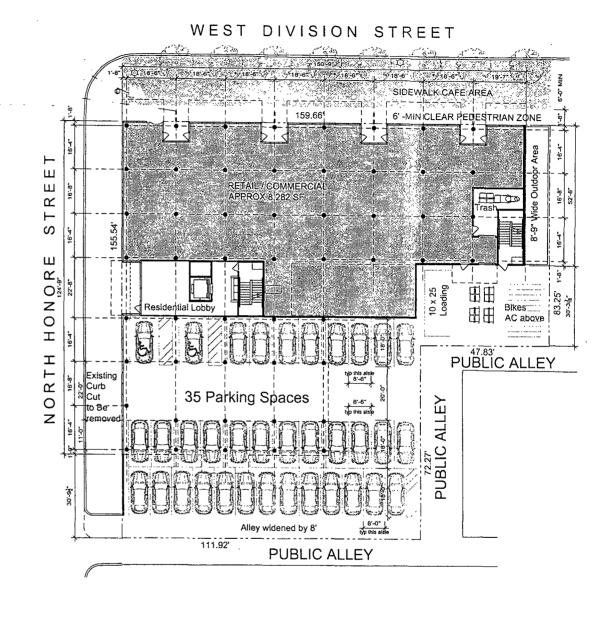
Building Image





Site Plan





Ground Floor Plan

Scale: hiri_____

1815 West Division

Street

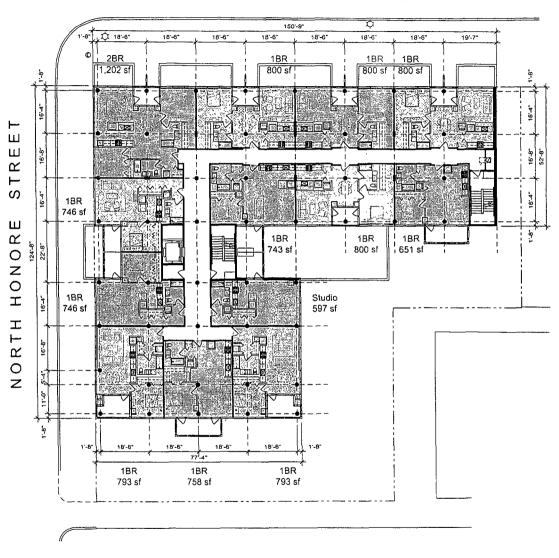
ANTUNOVICE ASSOCIATES

SCG ==-

PURTNERS

A05

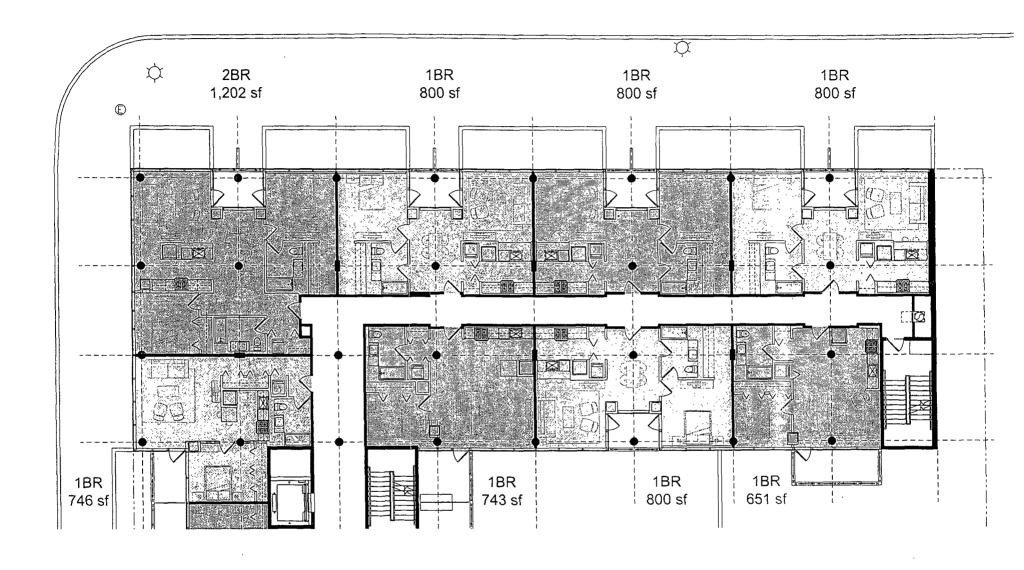
WEST DIVISION STREET



Typical Floor Plan

le: rori







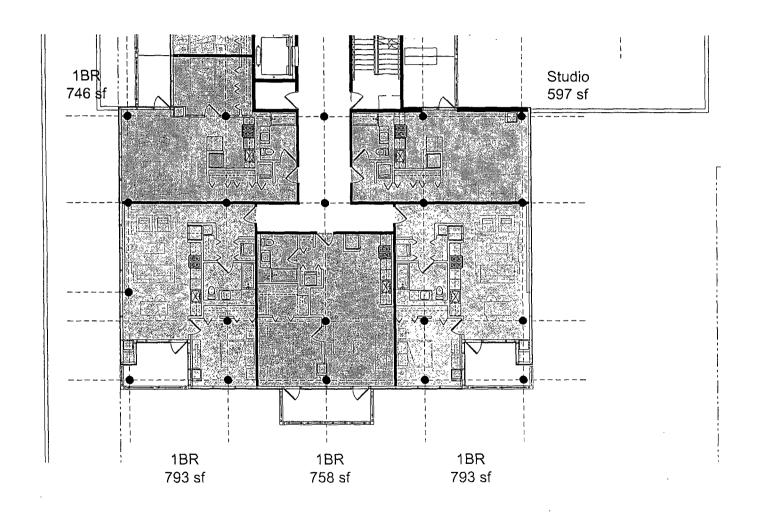
1815 West Division Street







A07

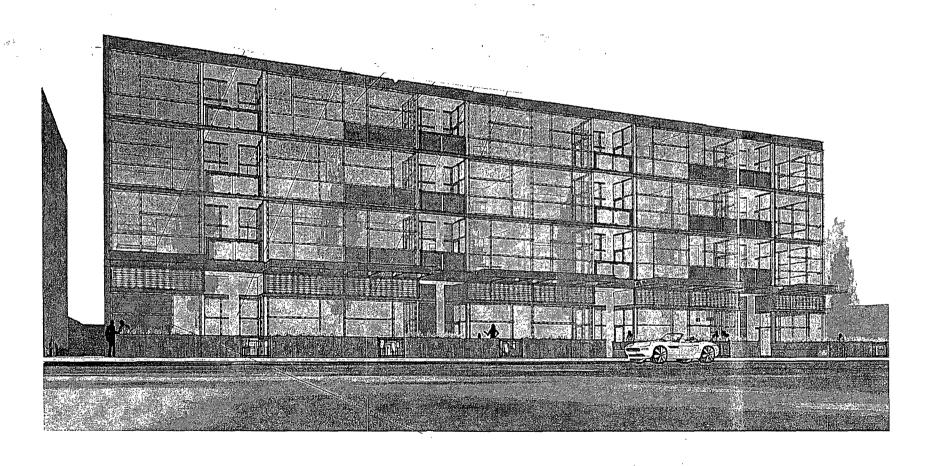


South Unit Plans



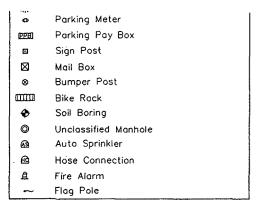






Building Image



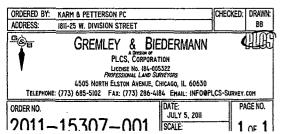


TOPO LEGEND

- A Asphalt
- C Curb
- G Gutter
- W Walk
- X Concrete
- D.S. Door Sill
- F.F. Finished Floor
- T/F Top of Foundation
- M.W. Monitoring Well
- T. R. Top of Rail
- B. H. Building Height

RECERTIFIED MARCH 23, 2012 FOR SMITHFIELD PROPERTIES LLC AS PER ORDER #2012-16218 [RL]

BOARD OF UNDERGROUND ADDED AUGUST 25, 2011 [RL]



SURVEY NOTES:

PROPERTY APPEARS IN "OTHER AREAS" ZONE X, AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN, PER FLOOD INSURANCE RATE MAP COOK COUNTY, ILLINOIS, MAP NO. 17031C0418J, EFFECTIVE DATE AUGUST 19, 2008.

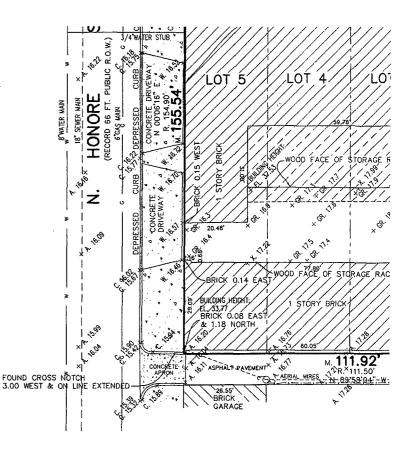
Note R. & M. denotes Record and Measured distances respectively.

Distances are marked in feet and decimal parts thereof. Compare all points BEFORE building by same and at once report any differences BEFORE damage is done.

For easements, building lines and other restrictions not shown on survey plat refer to your abstract, deed, contract, title policy and local building line regulations.

NO dimensions shall be assumed by scale measurement upon this plat.

Unless otherwise noted hereon the Bearing Basis, Elevation Datum and Coordinate Datum if used is ASSUMED.

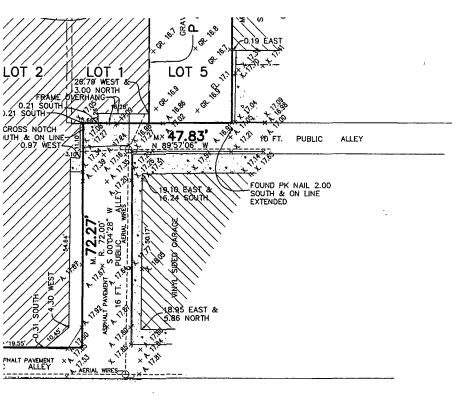


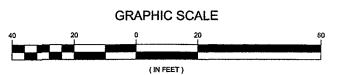
NOTE ELEVATIONS SHOWN HEREON ARE AS OF JULY 5, 2011

BENCHMARK #1186 ELEVATION = 20.023

LOCATION: NORTH WOLCOTT AVEENUE & W. DIVISION STREET SOUTHEAST CORNER

MARK CUT ON THE NORTHWEST CORNER OF STONE WATER TABLE AT NORT CORNER OF 3 STORY AND BASEMENT BRICK SCHOOL BUILDING. BENCHMARK ABOUT 13 FEET EAST OF THE EAST LINE OF N. WOLCOTT AVENUE AND ABOUT OF THE COLUMN THE COLUMN STOREST





State of Illinois) County of Cook)ss

We, GREMLEY & BIEDERMANN, INC. hereby certify that we have surveyed the above described property and that the plat hereon drawn is a correct representation of said survey corrected to a temperature of 62° Fahrenheit.

2802
PROFESSIONAL
LAND
SURVEYOR
STATE OF
JULINOIS

CAGO, ILLINOIS

Field measurements completed on March 23, 2012.

Signed on <u>March</u> 28, 2012

Professional Illinois Land Surveyor No. 2802

My license expires November 30, 2012

This professional service conforms to the current Illinois minimum standards for a boundary survey.

Legend:

Storm MH

Storm CB

Storm Inlet

Storm Inlet

San MH

San Storm Combo MH

San Clean Out

Water Valve Vault

Water MH

Water Buffalo Box

Water Hand Hole

Water Meter

Water Fire Hydrant

Telephone MH

Telephone Vault

Telephone Pedestal

Public Telephone

Combination Pedestal

Utility Pole

Guy Anchor

Electric Manhole

Electric MH

Electric Vault

Electric Hand Hole

Electric Pad

Electric Meter

Electric Pedestal

Electric Light Pole

Electric Traffic Signal

Electric Light Pole with Traffic Signal

Electric Traffic Control Box

Electric Traffic Vault

Electric Ground Light

Electric Mounted Wall Light

Gas Buffalo Box

Gas Hand Hole

Gas Meter

Gas Valve

Gas MH

Gas Vauit

Cable TV Pedestal

THE CITY OF CHICAGO BOARD OF UNDERGROUND INVOLVEMENT HAS BEEN REQUESTED FOR YOUR SURVEY. THE RESULTS TO DATE ARE INDICATED BELOW. AS A CONVENIENCE TO YOU THE UTILITY DATA IS REVIEWED AND ADDED TO THIS PLAT AS IT IS RECEIVED. THESE RECORDS ARE THEN FORWARDED TO YOU. PLEASE BE AWARE THAT NO OTHER COPY OF THIS INFORMATION IS RETAINED.

OUC# 49153

X - INVOLVED , N - NOT INVOLVED. BLANK - NOT RECEIVED.

X 1. AT&T-ILLINOIS/SBC

N 2. AT&T LOCAL NETWORK SERVICES

X 3. BUREAU OF ELECTRICITY

N 4. CDOT - PROJECT DEVELOPMENT

N 5. COOT INFRASTRUCTURE MANAGEMENT N 6. BUREAU OF FORESTRY

N 7. COOT ENGINEERING

X 8. CTA - TRAFFIC N 9. CTA - ENGINEERING

N 10. RCN METRO OPTICAL NETWORKS - CHICAGO N 11. CHICAGO PARK DISTRICT

N 12. COMED TRANSMISSION X 13. DEPARTMENT OF WATER MANAGEMENT - SEWER SECTION

X 14. COMW WATER SECTION CONSULTANT N 15. MCI

N 16. M. W. R. D. X 17. PEOPLES GAS

N 18. ABOVENET COMMUNICATIONS

N 19. CONCAST
N 20. JCDECAUX NORTH AMERICA
N 21. DIGITAL REALTY TRUST (LAKESIDE TECHNOLOGY CENTER)

N 22, LEVEL 3 COMMUNICATIONS / LGN

N 23. MDE/THERMAL CHICAGO CORPORATION
X 24. COMED - DISTRIBUTION

X 25. CDOT - DIVISION OF ELECTRICAL OPERATIONS

GREIVILL I

PLCS Co

PROFESSIONAL I

4505 North Elston A

TELEPHONE: (773) 685-5102 FAX: (773)

Plat of

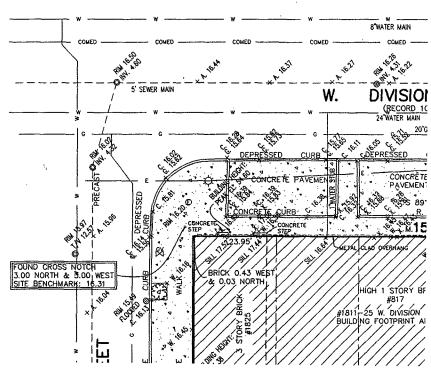
PARCEL 1:

LOTS 1, 2, 3, 4 AND 5 IN SEBASTIAN ANDERSO AND PART OF VACATED ALLEY IN SHERMAN" OF BLOCK 1 IN THE SUBDIVISION BY COCHRA SOUTHEAST QUARTER OF SECTION 6, TOWN THIRD PRINCIPAL MERIDIAN, IN COOK COUNT

PARCEL 2:

LOT 5 OF SHERMAN'S SUBDIVISION OF THE N COCHRAN AND OTHER'S SUBDIVISION, OF TH OF SECTION 6, TOWNSHIP 39 NORTH, RANGE IN COOK COUNTY, ILLINOIS.

AREA OF PROPERTY = 21,382 SQ. FT. OR 0.50





RVEYORS

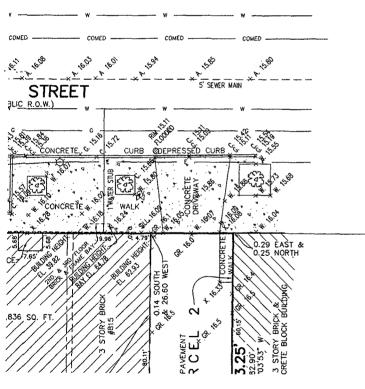
:AGO, IL 60630

EMAIL: INFO@PLCS-SURVEY.COM

irvey

DIVISION OF LOTS 6 TO 12 INCLUSIVE ISION OF THE NORTHEAST QUARTER THERS OF THE WEST HALF OF THE IORTH, RANGE 14, EAST OF THE

ST QUARTER OF BLOCK 1 OF HALF OF THE SOUTHEAST QUARTER OF THE THIRD PRINCIPAL MERIDIAN,





VICINITY MAP - NOT TO SCALE