

# City of Chicago



O2013-5540

# Office of the City Clerk Document Tracking Sheet

**Meeting Date:** 

7/24/2013

Sponsor(s):

Osterman, Harry (48)

Type:

Ordinance

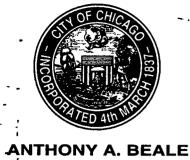
Title:

Vacation of public street on portion of N Kenmore Ave (not-

for-profit)

**Committee(s) Assignment:** 

Committee on Transportation and Public Way



-) ALDERMAN, 9TH WARD
34 EAST 112TH PLACE
CHICAGO, ILLINOIS 60628

TELEPHONE: (773) 785-1100 Fax: (773) 785-2790 E-MAIL: WARDO9@CITYOFCHICAGO.ORG

## CITY COUNCIL

## CITY OF CHICAGO

#### COUNCIL CHAMBER

CITY HALL-SECOND FLOOR 121 NORTH LASALLE STREET CHICAGO, ILLINOIS 60602 TELEPHONE: 312-744-4096 FAX: 312-744-8155

#### **COMMITTEE MEMBERSHIPS**

Transportation & Public Way (Chairman)

BUDGET AND GOVERNMENT OPERATIONS

COMMITTEES, RULES AND ETHICS
EDUCATION AND CHILD DEVELOPMENT

FINANCE PUBLIC SAFETY

WORKFORCE DEVELOPMENT AND AUDIT

al Beale

September 4, 2013

To the President and Members of the City Council:

Your Committee on Transportation and Public Way begs leave to report and recommend that Your Honorable Body pass A proposed vacation of the northernmost 496' of North Kenmore Avenue between West Sheridan Road and West Rosemont Avenue in the 48th Ward. This ordinance was referred to the Committee on July 24, 2013.

This recommendation was concurred unanimously by a viva voce vote of the members of the Committee with no dissenting vote.

(Ward 48)

Respectfully submitted,

Anthory Beale.

Chairman

### NOT FOR PROFIT ORDINANCE

WHEREAS, the City of Chicago ("City") is a home rule unit of local government pursuant to Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois, and, as such, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the City wishes to support the charitable, educational and philanthropic activities of established Not for Profit Corporations and encourage the continued viability and growth of such activities; and

WHEREAS, many Not For Profit Corporations own property that adjoins streets and alleys that are no longer required for public use and might be more productively be used in furtherance of such activities; and

WHEREAS, the City would benefit from the vacation of these streets and alleys by reducing City expenditures on maintenance, repair and replacement; by reducing fly-dumping, vandalism and other criminal activity; and by providing support for such charitable, educational and philanthropic activities; and

**WHEREAS**, the City can promote strong communities by facilitating services to the public, and increase the City's job base through the vacation of public street(s) and/or alley(s) for no compensation; and

WHEREAS, the properties commonly known as 6310-6358 and 6311-6359 N. Kenmore Avenue, are owned by Loyola University of Chicago, an Illinois Not For Profit Corporation ("Loyola University of Chicago"), or related entities quit claiming interests to Loyola University of Chicago, an Illinois Not For Profit Corporation; and

WHEREAS, Loyola University of Chicago, uses the adjacent lots for academic purposes; and

WHEREAS, Loyola University of Chicago proposes to use the portion of the public street to be vacated herein for the creation of a unified, landscaped open campus; and

**WHEREAS**, the City Council of the City of Chicago, after due investigation and consideration, has determined that the nature and extent of the public use and the public interest to be subserved is such as to warrant the vacation of parts of public street described in the following ordinance; now therefore,

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

SECTION 1. THAT PART OF NORTH KENMORE AVENUE, 66.00 FEET WIDE, IN COCHRAN'S SECOND ADDITION TO EDGEWATER, SAID ADDITION BEING A SUBDIVISION OF THE EAST FRACTIONAL HALF (EXCEPT THE WEST 1320 FEET OF THE SOUTH 1913 FEET AND EXCEPT RAILROAD) OF SECTION 5, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED DECEMBER 21, 1888 AS DOCUMENT 1042704, LYING NORTH OF A LINE DRAWN FROM THE SOUTHWEST CORNER OF LOT 15 IN BLOCK 2 IN COCHRAN'S SECOND ADDITION AFORESAID TO THE SOUTHEAST CORNER OF LOT 10 IN BLOCK 3 IN COCHRAN'S SECOND ADDITION AFORESAID, AND LYING SOUTH OF

A LINE DRAWN FROM THE NORTHWEST CORNER OF LOT 24 IN SAID BLOCK 2 TO THE NORTHEAST CORNER OF LOT 1 IN SAID BLOCK 3, AND LYING EAST OF AND ADJOINING THE EAST LINE OF LOTS 1 TO 10, INCLUSIVE, IN SAID BLOCK 3, AND LYING WEST OF AND ADJOINING THE WEST LINE OF LOTS 15 TO 24, INCLUSIVE, IN SAID BLOCK 2, IN COOK COUNTY, ILLINOIS as shaded and legally described by the words "HEREBY VACATED" on the drawing hereto attached as Exhibit A, which drawing for greater clarity, is hereby made a part of this ordinance, be and the same is hereby vacated and closed, inasmuch as the same is no longer required for public use and the public interest will be subserved by such vacations.

SECTION 2. The Commissioner of Transportation is hereby authorized to accept and approve a redevelopment agreement or similar instrument restricting the use and improvement of the public way vacated in Section 1 of this ordinance to social service purposes which includes, but shall not be limited to the creation of a landscaped campus mall, walkway and green open space to be integrated into Loyola University of Chicago's southern campus, and for such use and improvements that are accessory, as that term is defined in the Chicago Zoning Ordinance, to such social service purposes, such uses and improvements to be owned and operated by a non-profit corporation, subject to the approval of the Corporation Counsel as to form and legality. The restriction on use and improvement in the covenant, agreement or instrument shall be for a term of 40 years and upon breach of such restriction the public way herein vacated shall revert to the City and be subject to the terms and conditions of the dedication by which it has been heretofore held by the City.

SECTION 3. The City of Chicago hereby reserves the area herein vacated, as a right of way for existing Water Department sewers and sewer structures, for the installation of any additional sewers, sewer structures and appurtenances now located, or which in the future, may be located in the street as herein vacated, and for the maintenance, renewal and reconstruction of such facilities. It is also provided that, the City shall have 24 hour access to the area to be vacated; that no buildings or other permanent structures shall be erected on said right of way herein reserved, or other use made of said area, which in the sole discretion and judgment of the respective municipal officials having control of the aforesaid service facilities, would interfere with the use, maintenance, renewal, or reconstruction of said facilities, or the construction of additional municipally-owned service facilities; and that all sewers structures shall be exposed to grade. It is further provided that any Loyola University of Chicago-prompted adjustments to sewer facilities in the area to be vacated, and the repair, renewal or replacement of any private materials or property damaged in the area to be vacated as a result of the City exercising its easement rights, shall be done/replaced at the expense of Loyola University of Chicago.

SECTION 4. The City of Chicago hereby reserves the street as herein vacated, as a right of way for an existing Water Department main and appurtenances thereto, and for the installation of any additional water mains and appurtenances which in the future may be located in the street as herein vacated, and for the maintenance, renewal, and reconstruction of such facilities, with the right of ingress and egress at all times upon reasonable notice. It is further provided that no buildings or other structures shall be erected on the said right of way herein reserved or other use made of said area, which in the judgment of the municipal officials having control of the aforesaid service facilities would interfere with the use, maintenance, renewal, or reconstruction of said facilities, or the construction of additional municipally-owned service facilities. It is further provided that any vacation-beneficiary prompted adjustments to water facilities in the area to be vacated, and the repair, renewal or replacement of any private

materials, or private property damaged in the area to be vacated as a result of the City exercising its easement rights shall be done at the beneficiary's expense.

SECTION 5. The City of Chicago hereby reserves for the benefit of The Peoples Gas Light and Coke Co. an easement to operate, maintain, repair, renew and replace existing underground facilities and to construct new facilities in all of the area to be vacated, with the right of ingress and egress at all times for any and all such purposes. It is further provided that no buildings or other structures shall be erected on said easement herein reserved for The Peoples Gas Light and Coke Co. or other use made of the said area which would interfere with the construction, operation, maintenance, repair, removal, or replacement of said facilities, or the construction of additional facilities. Any future vacation- beneficiary prompted relocation of Peoples Gas facilities lying within the area being vacated will be accomplished by Peoples Gas, and done at the expense of beneficiary of the vacation.

SECTION 6. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, Loyola University of Chicago shall deposit in the City Treasury of the City of Chicago, a sum sufficient to defray the costs of removing paving and curb returns and constructing sidewalk and curb at the entrance to that part of the street hereby vacated, similar to the adjacent and contiguous sidewalk and curb.

SECTION 7. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, Loyola University of Chicago shall file or cause to be filed for record in the Office of the Recorder of Deeds of Cook County, Illinois, a certified copy of this ordinance, together with a redevelopment agreement complying with Section 2 of this ordinance, and approved by the Corporation Counsel, and the attached drawing.

SECTION 8. This ordinance shall take effect and be in force from and after its passage. The vacation shall take effect and be in force from and after its recording.

Gabe Klein

Vacation App

Commissioner of Transportation

Approved as to Form and Legality

Richard Wendy,

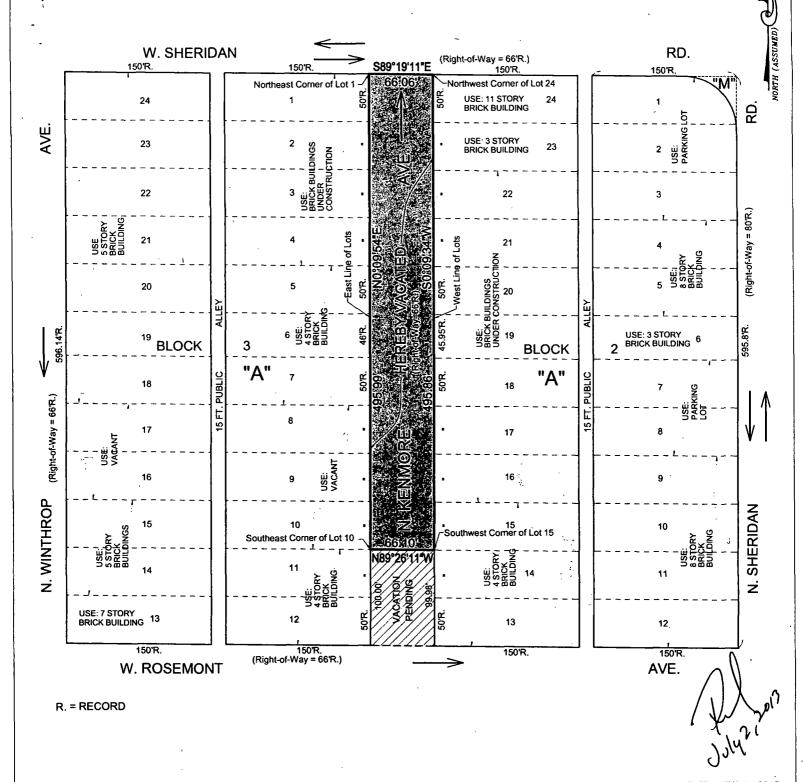
Deputy Corporation Counsel

Honorable Harry Sterman Alderman, 48th Ward

CORPORATION COUNSEL

## PLAT OF VACATION

PART OF NORTH KENMORE AVENUE TO BE VACATED



CDOT# 05-48-13-3602

PREPARED FOR: LOYOLA UNIVERSITY OF CHICAGO 820 N. MICHIGAN AVE., SUITE 750, CHICAGO, IL.60611

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SCALE: 1"=100"

PAGE 1 OF 3

SURVEY NO. N-129085 VACATION-North DATE: JULY 1, 2013 THIS INSTRUMENT PREPARED BY:

NATIONAL SURVEY SERVICE, INC. PROFESSIONAL LAND SURVEYORS

30 S. MICHIGAN AVENUE, SUITE 200 CHICAGO, ILLINOIS 60603 TEL: 312-630-9480 FAX: 312-630-9484

## PLAT OF VACATION

#### PART OF NORTH KENMORE AVENUE TO BE VACATED

#### **LEGEND**

"A"

COCHRAN'S SECOND ADDITION TO EDGEWATER, SAID ADDITION BEING A SUBDIVISION OF THE EAST FRACTIONAL HALF (EXCEPT THE WEST 1320 FEET OF THE SOUTH 1913 FEET AND EXCEPT RAILROAD) OF SECTION 5, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED DECEMBER 21, 1888 AS DOCUMENT 1042704.

"M"

DEDICATION FOR PUBLIC STREET. RECORDED MAY 25, 1982 (81-747) AS DOCUMENT 26239756.

### LINE TYPES USED:

**LOT LINES** 

STREETS AND ALLEYS

LIMITS OF VACATION



TRAFFIC FLOW DIRECTION



#### NOTES:

- 1. ALL DISTANCES AND BEARINGS SHOWN HEREON ARE MEASURED UNLESS SHOWN OTHERWISE.
- 2. THE BASIS OF BEARINGS IS ASSUMED.
- 3. DATE OF COMPLETION OF FIELD WORK: JANUARY 15, 2013
- 4. DIMENSIONS ARE SHOWN IN FEET AND DECIMAL PARTS THEREOF.
- 5. NO DIMENSIONS SHOULD BE ASSUMED BY SCALE MEASUREMENTS UPON THE PLAT.
- 6. NO LOT CORNERS WERE SET OR FOUND.

## AFFECTED P.I.N.'S AND CORRESPONDING LOT #S:

14-05-201-011 - LOT 1 AND LOT 2 IN BLOCK 3 IN "A"

14-05-201-017 - LOT 8 IN BLOCK 3 IN "A"

14-05-201-018 - LOT 9 IN BLOCK 3 IN "A"

14-05-201-019 - LOT 10 IN BLOCK 3 IN "A" 14-05-201-022 - LOT 7 IN BLOCK 3 IN "A"

14-05-201-023 - LOT3 AND 4 AND PART OF LOT 5 IN BLOCK 3 IN "A"

14-05-201-024 - LOT 6 AND PART OF LOT 5 IN BLOCK 3 IN "A"

14-05-202-001 - LOT 24 IN BLOCK 2 IN "A"

14-05-202-002 - LOT 23 IN BLOCK 2 IN "A"

14-05-202-003 - LOT 22 IN BLOCK 2 IN "A"

14-05-202-004 - LOT 21 IN BLOCK 2 IN "A"

14-05-202-005 - LOT 20 IN BLOCK 2 IN "A" 14-05-202-006 - LOT 19 IN BLOCK 2 IN "A"

14-05-202-007 - LOT 18 AND PART OF LOT 17 IN BLOCK 2 IN "A"

14-05-202-008 - LOT 16 AND PART OF LOT 17 IN BLOCK 2 IN "A"

Part of 14-05-202-009 - LOT 15 IN BLOCK 2 IN "A"

#### NOTE:

AFFECTED P.I.N.s INFORMATION IS BASED ON 2007 COOK COUNTY, ILLINOIS TAX MAP AND COOKVIEWER.COM SERVICE.

ZONING INFORMATION (REFLECTS ALL ORDINANCES PASSED IN THE MOST RECENT CITY COUNCIL MEETING):

ZONE PD-34 (PLANNED DEVELOPMENT DISTRICT): THE FOLLOWING TAX PARCELS AND ADJOINING HALVES OF HEREBY VACATED NORTH KENMORE AVENUE ARE INCLUDED IN ZONE PD-34: 14-05-201-011, 14-05-201-017, 14-05-201-018, 14-05-201-019.

14-05-201-011, 14-05-201-017, 14-05-201-018, 14-05-201-019, 14-05-201-023, Part of 14-05-202-009 (Lot 15 only)

ZONE RM-5 (RESIDENTIAL MULTI-UNIT DISTRICT): THE FOLLOWING TAX PARCEL AND ADJOINING HALF OF HEREBY VACATED NORTH KENMORE AVENUE ARE INCLUDED IN ZONE RM-5: 14-05-201-024.

ZONE RM-6 (RESIDENTIAL MULTI-UNIT DISTRICT): THE FOLLOWING TAX PARCELS AND ADJOINING HALVES OF HEREBY VACATED NORTH KENMORE AVENUE ARE INCLUDED IN ZONE RM-6:

14-05-201-022, 14-05-202-001, 14-05-202-002, 14-05-202-003, 14-05-202-004, 14-05-202-005, 14-05-202-006, 14-05-202-007,

14-05-202-008.

CDOT# 05-48-13-3602

PREPARED FOR: LOYOLA UNIVERSITY OF CHICAGO 820 N. MICHIGAN AVE., SUITE 750, CHICAGO, IL.60611

NATIONAL SURVEY SERVICE, INC. 2013 "ALL RIGHTS RESERVED"

PAGE 2 OF 3

SURVEY NO. N-129085 VACATION-North DATE: JULY 1, 2013 THIS INSTRUMENT PREPARED BY:

NATIONAL SURVEY SERVICE, INC. PROFESSIONAL LAND SURVEYORS

30 S. MICHIGAN AVENUE, SUITE 200 CHICAGO, ILLINOIS 60603
TEL: 312-630-9480 FAX: 312-630-9484

## PLAT OF VACATION

PART OF NORTH KENMORE AVENUE TO BE VACATED:

THAT PART OF NORTH KENMORE AVENUE, 66.00 FEET WIDE, IN COCHRAN'S SECOND ADDITION TO EDGEWATER, SAID ADDITION BEING A SUBDIVISION OF THE EAST FRACTIONAL HALF (EXCEPT THE WEST 1320 FEET OF THE SOUTH 1913 FEET AND EXCEPT RAILROAD) OF SECTION 5, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED DECEMBER 21, 1888 AS DOCUMENT 1042704, LYING NORTH OF A LINE DRAWN FROM THE SOUTHWEST CORNER OF LOT 15 IN BLOCK 2 IN COCHRAN'S SECOND ADDITION AFORESAID TO THE SOUTHEAST CORNER OF LOT 10 IN BLOCK 3 IN COCHRAN'S SECOND ADDITION AFORESAID, AND LYING SOUTH OF A LINE DRAWN FROM THE NORTHWEST CORNER OF LOT 24 IN SAID BLOCK 2 TO THE NORTHEAST CORNER OF LOT 1 IN SAID BLOCK 3, AND LYING EAST OF AND ADJOINING THE EAST LINE OF LOTS 1 TO 10, INCLUSIVE, IN SAID BLOCK 3, AND LYING WEST OF AND ADJOINING THE WEST LINE OF LOTS 15 TO 24, INCLUSIVE, IN SAID BLOCK 2. IN COOK COUNTY, ILLINOIS.

TOTAL AREA = 32.770 SQUARE FEET OR 0.7523 ACRES MORE OR LESS

STATE OF ILLINOIS )

COUNTY OF COOK )

NATIONAL SURVEY SERVICE, INC., A CORPORATION OF THE STATE OF ILLINOIS, LICENSE NO. 184,002780, EXPIRES: 04/30/2015 DOES HEREBY CERTIFY THAT THIS PLAT HAS BEEN PREPARED USING PREVIOUS SURVEY DATA MEASURED JANUARY 15, 2013 UNDER THE DIRECTION OF AN ILLINOIS PROFESSIONAL LAND SURVEYOR FOR THE PROPERTY DESCRIBED IN THE CAPTION ABOVE.

NATIONAL SURVEY SERVICE, INC.

ATTEST:

CDOT# 05-48-13-3602

PREPARED FOR: LOYOLA UNIVERSITY OF CHICAGO 820 N. MICHIGAN AVE., SUITE 750, CHICAGO, IL.60611

NATIONAL SURVEY SERVICE, INC. 2013 "ALL RIGHTS RESERVED"

PAGE 3 OF 3

)SS COUNTY OF COOK )

I, MICHAEL D. RAIMONDI, AN ILLINOIS PROFESSIONAL LAND SURVEYOR DO HEREBY CERTIFY THAT I HAVE PREPARED THIS PLAT OF VACATION DESCRIBED IN THE CAPTION ABOVE FOR THE PURPOSE OF VACATING THE SAME AND THAT THE PLAT HEREON DRAWN IS A CORRECT REPRESENTATION THEREOF AND THIS PROFESSIONAL SERVICE CONFORMS TO CURRENT ILLINOIS MINIMUM STANDARDS FOR A PLAT OF VACATION.

ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 2993



MY LICENSE EXPIRES 11/30/20

SURVEY NO. N-129085 VACATION-North DATE: JULY 1, 2013 THIS INSTRUMENT PREPARED BY:

FAX: 312-630-9484

NATIONAL SURVEY SERVICE, INC. SURVEYORS

**PROFESSIONAL** LAND 30 S. MICHIGAN AVENUE, SUITE 200 CHICAGO, ILLINOIS 60603

TEL: 312-630-9480

## CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

## SECTION I -- GENERAL INFORMATION

SECTION I GENERAL INFORMATION	-
A. Legal name of the Disclosing Party submitting this EDS	S. Include d/b/a/ if applicable:
Loyola University of Chicago	
Check ONE of the following three boxes:	• .
Indicate whether the Disclosing Party submitting this EDS  1. [X] the Applicant  OR	is:
<ol> <li>[.] a legal entity holding a direct or indirect interest Applicant in which the Disclosing Party holds an interest OR</li> </ol>	, i
3. [] a legal entity with a right of control (see Section which the Disclosing Party holds a right of control:	II.B.1.) State the legal name of the entity in
B. Business address of the Disclosing Party: 820 N. M.	Michigan Avenue, Suite 1500
Chicago	,IL 60611
C. Telephone: 312-915-6403 Fax: 312-915-6414	Email: wmagdzi@luc.edu
D. Name of contact person: Wayne Magdziarz	
E. Federal Employer Identification No. (if you have one):	
F. Brief description of contract, transaction or other under which this EDS pertains. (Include project number and low APPUCATION TO VACATE THE NORTH 496 FEEL WENMORE AVENUE UNDER THE NOT FOR PAR	cation of property, if applicable): The 6300 Bick of Narry.
G. Which City agency or department is requesting this E.	DS? Chicago Department of Transportation
If the Matter is a contract being handled by the City's complete the following:	Department of Procurement Services, please
Specification#and C	Contract #

## SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY	
<ol> <li>Indicate the nature of the Disclosing Particle Person</li> <li>Publicly registered business corporation</li> <li>Privately held business corporation</li> <li>Sole proprietorship</li> <li>General partnership</li> <li>Limited partnership</li> <li>Trust</li> </ol> 2. For legal entities, the state (or foreign or fo	rty:  [ ] Limited liability company [ ] Limited liability partnership [ ] Joint venture [X] 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:
Illinois not-for-profit corporation	
3. For legal entities not organized in the Stusiness in the State of Illinois as a foreign ent  [] Yes  [] No	tate of Illinois: Has the organization registered to do tity?  [X] N/A
B. IF THE DISCLOSING PARTY IS A LEG.	<del></del>
1. List below the full names and titles of a 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	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 I 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.
Name See Exhibit A, attached hereto and made part her	Title reof.

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

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

Name	Business Address	Percentage Interest in the
		Disclosing Party
Not Applicable	_ <u></u>	
		·
SECTION III BU	JSINESS RELATIONSHIPS W	ITH CITY ELECTED OFFICIALS
Has the Disclosin	g Party had a "business relationsh	ip," as defined in Chapter 2-156 of the Municipal
		before the date this EDS is signed?
[]Yes	$ \swarrow_{N^o}$	
If yes, please identify relationship(s):	y below the name(s) of such City	elected official(s) and 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)		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 necessar	·y)	•	•
[x] Check here if the D	isclosing Party l	nas not retained, nor expects to reta	in, any such persons or entities.
SECTION V CERT	FIFICATIONS	•	
A. COURT-ORDERE	D CHILD SUP	PORT COMPLIANCE	
		2-415, substantial owners of busine ith their child support obligations t	
- <b>-</b>	-	otly owns 10% or more of the Discl ions by any Illinois court of compe	
[]Yes [		No person directly or indirectly ow isclosing Party.	ns 10% or more of the
If "Yes," has the person is the person in comple		court-approved agreement for pay	ment of all support owed and
[]Yes [	] No		
B. FURTHER CERT	IFICATIONS		
consult for defined ter submitting this EDS is certifies as follows: (i) with, or has admitted criminal offense invol	ms (e.g., "doing s the Applicant a ) neither the Ap guilt of, or has e ving actual, atte	hapter 1-23, Article I ("Article I")( g business") and legal requirements and is doing business with the City plicant nor any controlling person a ever been convicted of, or placed us empted, or conspiracy to commit but an officer or employee of the City of	i), if the Disclosing Party, then the Disclosing Party is currently indicted or charged inder supervision for, any tibery, 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 Universified 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), t	he Disclosing Pa	rty must exp	lain below:			•
,,		J				
	<u> </u>				<u></u>	- <u></u>
					•	
····	<del></del>					<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.
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").  Steven Holler (until December 2012)
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, indicat with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.
•
C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION
1. The Disclosing Party certifies that the Disclosing Party (check one)
[] is [X] is not
a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:
"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."
If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary):

•	" the word "None," or no respons umed that the Disclosing Party ce	e appears on the lines above, it will be rtified to the above statements.	
D. CERTIFICAT	ION REGARDING INTEREST	IN CITY BUSINESS	
Any words or terr meanings when us	<del>-</del>	56 of the Municipal Code have the same	
	financial interest in his or her ow	e Municipal Code: Does any official or emyon name or in the name of any other person	
NOTE: If you ch Item D.1., proceed		ed to Items D.2. and D.3. If you checked "I	No" to
elected official or any other person of for taxes or assess "City Property Sa	employee shall have a financial in entity in the purchase of any prosments, or (iii) is sold by virtue of	itive bidding, or otherwise permitted, no Cointerest in his or her own name or in the natoperty that (i) belongs to the City, or (ii) is f legal process at the suit of the City (collectaken pursuant to the City's eminent domain teaning of this Part D.	ame of s sold ctively,
Does the Matter i	nvolve a City Property Sale?		
[]Yes	[]No	. •	
	cked "Yes" to Item D.1., provide eyees having such interest and ide	the names and business addresses of the Centify the nature of such interest:	ity
Name	Business Address	Nature of Interest	:.
•			
	1		
4 The Direct	aging Douby fronth on contified that	as muchibited financial interest in the Matte	or will

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

## E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew,

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

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

# SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, 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**

LOYOLA UNIVERSITY OF CHICAGO

Signed and sworn to before me on (date)

County,

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: Wagre Mas		
(Sign lere)		
WAYNE MAGDZIARZ		
(Print or type name of person signing)		
Sr. V.P for Capital Planning and (Print or type title of person signing)	Campus	Management

Illinois

"OFFICIAL SEAL"
Jennifer Marcucci
Notary Public, State of Illinois
My Commission Expires 9/30/2014

## CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

#### FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

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

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

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

# OFFICERS of LOYOLA UNIVERSITY CHICAGO June 7, 2013\*



Preparing people to lead extraordinary lives

## Elected to a 3 Year Term which Expires in June of 2016

Robert L. Parkinson, Jr. Chairman of the Board

Sr. Mary Ann Zollmann, B.V.M. *Vice Chairman of the Board* 

## Elected to a 1 Year Term which Expires in June of 2014

Michael J. Garanzini, S.J. *President and CEO* 

Richard L. Gamelli, M.D. Senior Vice President and Provost for Health Sciences

John P. Pelissero *Provost* 

Philip D. Hale Vice President for Government Affairs

Jonathan R. Heintzelman Senior Vice President for Advancement

Emilio Iodice Vice President, Director John Felice Rome Center

Thomas M. Kelly Senior Vice President for Administrative Services and Chief Human Resources Officer

# Robert D. Kelly Vice President for Student Development

William G. Laird
Senior Vice President for Finance and CFO

Wayne Magdziarz
Senior Vice President for Capital Planning and Campus Management

Susan Malisch
Vice President and Chief Information Officer

Ellen Kane Munro
Senior Vice President and General Counsel and Secretary

Kelly Shannon
Vice President for University Marketing and Communication

Pamela G. Costas Assistant Secretary

Eric C. Jones
Treasurer

\* Officers elected at this meeting shall take office immediately following the meeting

## LOYOLA UNIVERSITY CHICAGO TRUSTEES AND THEIR AFFILIATIONS

June 7, 2013

MR. PATRICK ARBOR

Director Shatkin Arbor, Inc.

MR. ROBERT M. BEAVERS, JR.

Chairman & CEO Beavers Holdings

MR. JAMES P. BOUCHARD

Chairman & CEO Esmark, Inc.

MR. WILLIAM A. BRANDT, JR.

President and CEO

Development Specialist, Inc. - DSI

MICHAEL J. CARBON, M.D.

Retired Vice President and CEO Nephrology Associates

MR. RONALD E. DALY

Retired CEO Océ

MR. CHARLES W. DENNY

Retired Chairman & CEO Schneider North America Group

REV. CHRISTOPHER J. DEVRON, S.J.

President

Christ the King Jesuit College Prep

MRS. MARY JUDITH DUCHOSSOIS

REV. PAUL J. FITZGERALD, S.J.

Sr. V.P. for Academic Affairs Fairfield University

REV. MICHAEL J. GARANZINI, S.J.

President and CEO Loyola University Chicago

REV. THOMAS P. GREENE, S.J.

Secretary for Social & International Ministries, Jesuit Conference, USA

MR. JOHN J. HARTMAN

President Rise Group, LLC

MR. MARVIN HERMAN

Architect

Marvin Herman & Associates

MR. PATRICK J. KELLY

CEO

Resource One

MR. WILLIAM G. KISTNER

Vice President Internal Audit Northwestern Memorial Hospital MR. WILLIAM C. KUNKLER, III

Executive Vice President CC Industries Inc.

MR. PATRICK C. LYNCH

President

Chicago Equity Partners, LLC

MR. BARRY MCCABE

President Emeritus Hometown America

REV. PATRICK MCGRATH, S.J.

President

Loyola Academy

Mr. Carlos Montoya

President & CEO AztecAmerica Bank

MR. ALLAN J. NORVILLE

President

Financial Associates, Inc.

MR. ROBERT L. PARKINSON, JR. (CHAIR)

Chairman & CEO
Baxter International

REV. SCOTT R. PILARZ, S.J.

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MR. MICHAEL R. QUINLAN

Chairman Emeritus McDonald's Corporation

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DR. JUDITH A. SCULLY

Professor Emeritus Loyola University Chicago

MR. MICHAEL D. SEARLE

Private Investor

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President

SPAAN Technologies, Inc.

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Exec. VP for Corp. Strategy and Public Affairs Sr. Advisor to the President of the University University of Chicago Medical Center

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Helen Brach Foundation

MR. GEORGE ANDREWS SMITH

CEO

L&B Realty Advisors, LLP

MR. BRIAN K. SPEERS

Sr. Vice President - Investments
Merrill Lynch, Pierce, Fenner & Smith Inc

MRS. CYNTHIA STARK

Owner, Life Coach

Oak Brook Racquet and Fitness Club

Ms. JOAN E. STEEL

Founder and President

Alpha Wealth Advisors, LLC

MRS. JACKIE TAYLOR HOLSTEN

Senior Vice President, General Counsel Holsten Real Estate Development Corp.

Ms. Mary Tolan

Founder & Chairman

Accretive Health

SR. MARY ANN ZOLLMANN, B.V.M.

(VICE CHAIR)

Former President
Sisters of Charity of the Blessed

Virgin Mary