

City of Chicago



SO2016-1631

Office of the City Clerk

Document Tracking Sheet

Meeting Date:

3/16/2016

Sponsor(s):

Misc. Transmittal

Type:

Ordinance

Title:

Zoning Reclassification Map No. 9-F at 3901 N Broadway -

App No. 18706

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. Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by changing all of the B3-2, Community Shopping District symbols shown on Map 9-F in the area generally bounded by:

A line beginning at a point 206.10 feet north of West Sheridan Rd. extended east 100 feet to a point 200.56 feet north of West Sheridan Rd.; a line 100 feet east of North Broadway Street; West Sheridan Rd.; and North Broadway Street

to the designation of B3-5, Community Shopping District.

SECTION 2. Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by changing all of the B3-5, Community Shopping District symbols shown on Map 9-F in the area generally bounded by:

A line beginning at a point 206.10 feet north of West Sheridan Rd. extended east 100 feet to a point 200.56 feet north of West Sheridan Rd.; a line 100 feet east of North Broadway Street; West Sheridan Rd.; and North Broadway Street

to those of a Residential-Business Planned Development, subject to the use and bulk regulations set forth in the Plan of Development attached hereto and made a part hereof.

SECTION 3. This ordinance takes effect after its passage and approval.

Common Address: 3901 North Broadway

RESIDENTIAL-BUSINESS PLANNED DEVELOPMENT No.

Plan of Development Statements

- 1. The area delineated herein as Residential-Business Planned Development No. ("Planned Development"), consists of approximately 20,307 square feet (0.466 acres) of property located at 3901 North Broadway Street (the "Property"), as more fully depicted on the attached Planned Development Boundary and Property Line Map. The Property is under the single designated control of the Applicant, Vermilion Acquisitions, LLC.
- 2. The requirements, obligations and conditions contained within this Planned Development shall be binding upon the Applicant, its successors and assigns and, if different than the Applicant, the legal title holders and any ground lessors. All rights granted hereunder to the Applicant shall inure to the benefit of the Applicant's successors and assigns and, if different than the Applicant, the legal title holder and any ground lessors. Furthermore, pursuant to the requirements of Section 17-8-0400 of the Chicago Zoning Ordinance, the Property, at the time of application for an amendment, modification or change (administrative, legislative or otherwise) to this Planned Development is made, shall be under single ownership or single designated control. Single designated control is defined in Section 17-8-0400 of the Zoning Ordinance.
- 3. All applicable official reviews, approvals or permits are required to be obtained by the Applicant or its successors, assignees or grantees. Any dedication or vacation of streets or alleys or grants of easements or any adjustment of the right-of-way shall require a separate submittal to the Department of Transportation on behalf of the Applicant or its successors, assigns or grantees and approval by the City Council.

Any requests for grants of privilege, or any items encroaching on the public way, shall be in compliance with the Plans.

Ingress or egress shall be pursuant to the Plans and may be subject to the review and approval of the Departments of Planning and Development ("DPD") and Transportation. Closure of all or any public street or alley during demolition or construction shall be subject to the review and approval of the Department of Transportation.

All work proposed in the public way must be designed and constructed in accordance with the Department of Transportation Construction Standards for Work in the Public Way and in compliance with the Municipal Code of the City of Chicago. Prior to the issuance of any Part II approval, the submitted plans must be approved by the Department of Transportation.

14. This Plan of Development consists of Sixteen Statements; a Bulk Regulations and Data Table; an Existing Zoning Map; an Existing Use Map; a Planned Development Property Line & Boundary Map; Site Plan; Level 2 Plan; Ground Floor/Landscape Plan;

Applicant: Address:

Vermilion Acquisitions, LLC 3901 North Broadway Street

Date Introduced March 16, 2016 Plan Commission: June 16, 2016

- Landscape/Green Roof Plan; Level 3 Landscape Plan; and Building Elevations prepared by Hirsch Associates LLC dated June 16, 2016.
- 5. The following uses are permitted in the area delineated herein as a Residential-Business Planned Development: Residential dwelling units (located above the ground floor); financial services; office; retail sales; food and beverage retail sales; eating and drinking establishments (excluding drive-thru facilities); personal service establishments; accessory parking; and accessory uses.
- On-Premise signs and temporary signs, such as construction and marketing signs, shall be permitted within the Planned Development subject to the review and approval of the Department of Planning and Development. Off-Premise signs are prohibited within the boundary of the Planned Development.
 - 7. For purposes of height measurement, the definitions in the Zoning Ordinance shall apply. The height of any building shall also be subject to height limitations, if any, established by the Federal Aviation Administration.
 - 8. The maximum permitted Floor Area Ratio ("FAR") for the Property shall be 5.0 in accordance with the attached Bulk Regulations Table. For purposes of FAR calculations and measurements, the definitions in the Zoning Ordinance shall apply. The permitted FAR identified in the Bulk Regulations Table has been determined using a Net Site Area of 20,307 square feet.
 - 9. Upon review and determination ("Part II Review"), and pursuant to Section 17-13-0610 of the Zoning Ordinance, a Part II Review Fee shall be assessed by the Department of Planning and Development. The fee, as determined by staff at the time, is final and binding on the Applicant and must be paid to the Department of Revenue prior to the issuance of any Part II approval.
 - 10. The Site and Landscape Plans shall be in substantial conformance with the Landscape Ordinance and any other corresponding regulations and guidelines. Final landscape plan review and approval will be by the Department of Planning and Development. Any interim review associated with the site plan review or Part II reviews are conditional until final Part II approval.
 - 11. The Applicant shall comply with the Rules and Regulations for the Maintenance of Stockpiles promulgated by the Commissioners of the Departments of Streets and Sanitation and Fleet and Facility Management and Buildings, pursuant to Section 13-32-125 of the Municipal Code, or any other provision of that Code.
 - 12. The terms and conditions of development under this Planned Development Ordinance may be modified administratively by the Zoning Administrator, pursuant to Section 17-13-0611-A of the Zoning Ordinance, upon written application by the Applicant, its

Applicant: Address:

Vermilion Acquisitions, LLC 3901 North Broadway Street

Date Introduced March 16, 2016 Plan Commission: June 16, 2016 successors and assigns and, if different than the Applicant, the legal title holders and any ground lessors.

- 13. The Applicant acknowledges that it is in the public interest to design, construct and maintain the project in a manner which promotes, enables and maximizes universal access throughout the Property. Plans for all buildings and improvements on the Property shall be reviewed and approved by the Mayor's Office for People with Disabilities to ensure compliance with all applicable laws and regulations related to access for persons with disabilities and to promote the highest standard of accessibility.
- 14. The Applicant acknowledges that it is in the public interest to design, construct, renovate and maintain all buildings in a manner that provides healthier indoor environments, reduces operating costs and conserves energy and natural resources. Applicant shall achieve basic L.E.E.D. Certification under the Leadership in Energy and Environmental Design ("L.E.E.D.") Green Building Rating System and provide a minimum 50% green roof over the net roof area of approximately 6,259 square feet.
- 15. The Applicant acknowledges and agrees that the rezoning of the Property from B3-2 to B3-5, and then to this Planned Development triggers the requirements of Section 2-45-115 of the Municipal Code (the "Affordable Requirements Ordinance" or "ARO"). Any developer of a "residential housing project" within the meaning of the ARO must: (i) set aside 10% of the housing units in the residential housing project (the "Required Units") as affordable units, or provide the Required Units in an approved off-site location; (ii) pay a fee in lieu of the development of Required Units; or (iii) any combination of (i) and (ii), provided, however, that residential housing projects with 20 or more units must provide at least 25% of the Required Units on-site. The Property is located in a higher income area within the meaning of the ARO, and the Applicant has agreed to satisfy its affordable housing obligation by making a cash payment to the Affordable Housing Opportunity Fund in the amount of \$125,000 per unit ("Cash Payment") and providing three (3) affordable units in the rental building to be constructed in the Planned Development, as set forth in the Affordable Housing Profile Form attached hereto as Exhibit A. The Applicant agrees that the affordable rental units must be affordable to households earning no more than 60% of the Chicago Primary Metropolitan Statistical Area Median Income ("AMI"), as updated annually by the City of Chicago. If the Applicant subsequently reduces (or increases) the number of housing units in the Planned Development, the Applicant shall update and resubmit the Affordable Housing Profile Form to the Department of Planning and Development ("DPD") for review and approval, and DPD may adjust the number of required Affordable Units without amending the Planned Development. Prior to the issuance of any building permits for any residential building in the Planned Development, including without limitation, excavation or foundation permits, the Applicant must make the required Cash Payment and execute and record an affordable housing agreement in accordance with Section 2-45-115(L). The terms of the affordable housing agreement and any amendments thereto are incorporated herein by this reference. The Applicant acknowledges and agrees that the affordable

Applicant: Address: Vermilion Acquisitions, LLC 3901 North Broadway Street

Date Introduced: March 16, 2016 Plan Commission: June 16, 2016

FINAL FOR PUBLICATION

housing agreement will be recorded against the Planned Development, or the applicable portion thereof, and will constitute a lien against such property. The Commissioner of DPD may enforce remedies for breach of this Statement 15, including any breach of any affordable housing agreement, and enter into settlement agreements with respect to any such breach, subject to the approval of the Corporation Counsel, without amending the Planned Development.

16. This Planned Development shall be governed by Section 17-13-0612 of the Zoning Ordinance. Should this Planned Development Ordinance lapse, the Zoning Administrator shall initiate a Zoning Map Amendment to rezone the property to B3-5, Community Shopping District.

Applicant Address:

Vermilion Acquisitions, LLC 3901 North Broadway Street

Date Introduced: March 16, 2016 Plan Commission: June 16, 2016

PLANNED DEVELOPMENT NO. _____

BULK REGULATIONS TABLE

Gross Site Area: 32,454 Square Feet

Area in Public Right-of-Way: 12,147 Square Feet

Net Site Area: 20,307 Square Feet

Maximum Floor Area Ratio: 5.0

Maximum Building Height: 105'

Minimum Number of Parking Spaces: 57

Minimum Number of Bicycle Parking Spaces: 93

Minimum Number of Loading Berths: 0*

Maximum Number of Dwelling Units: 100

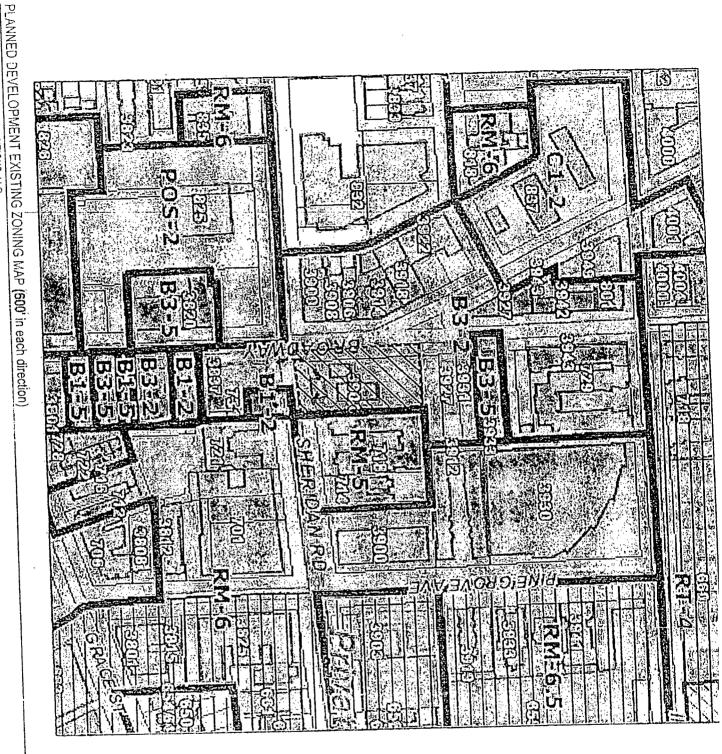
Minimum Setbacks: In accordance with the Site Plan

* One 25' loading zone will be provided on Broadway Street

Applicant: Address:

Vermilion Acquisitions, LLC 3901 North Broadway Street

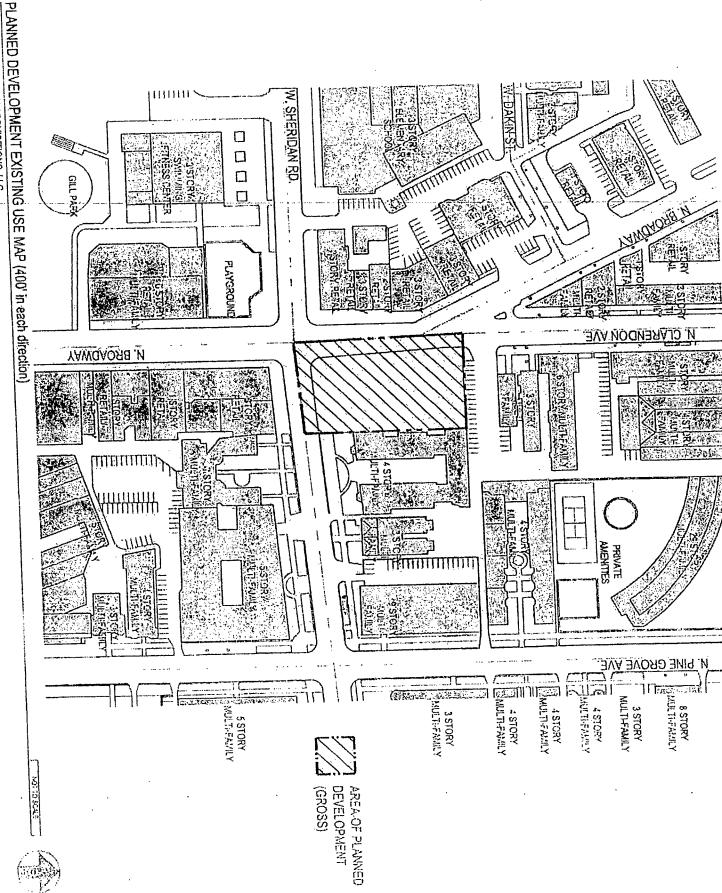
Date Introduced: March 16, 2016 Plan Commission: June 16, 2016

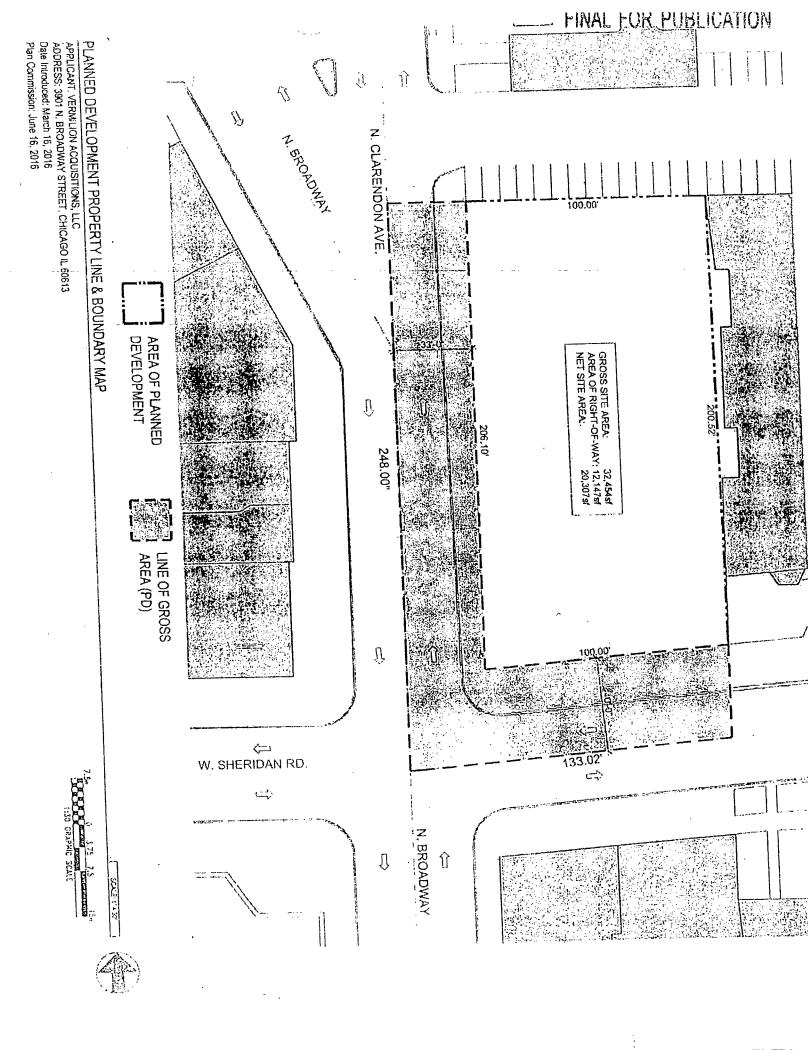




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AREA OF PLANNED DEVELOPMENT (GROSS)





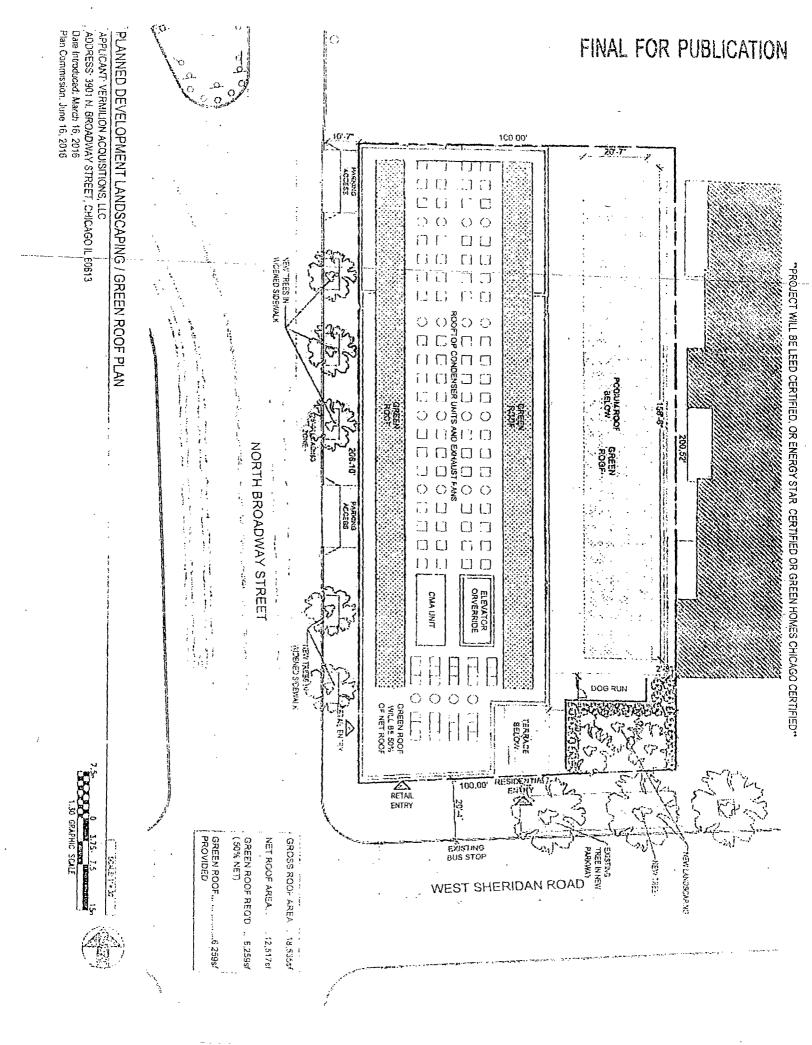
PLANNED DEVELOPMENT LEVEL 2 PLAN
APPLICANT VERMILION ACQUISITIONS, LLC
ADDRESS: 3901 N. BROADWAY STREET, CHICAGO IL 60613

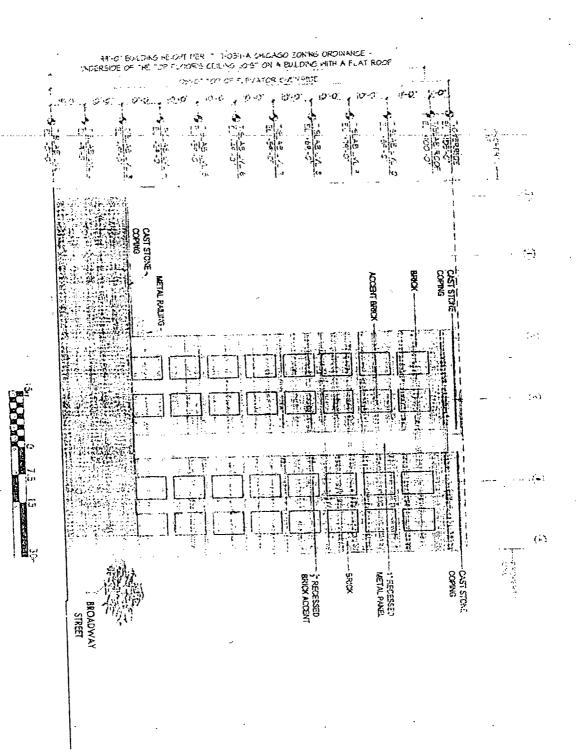
Date Introduced, March 16, 2016 Plan Commission: June 16, 2016

NORTH BROADWAY STREET

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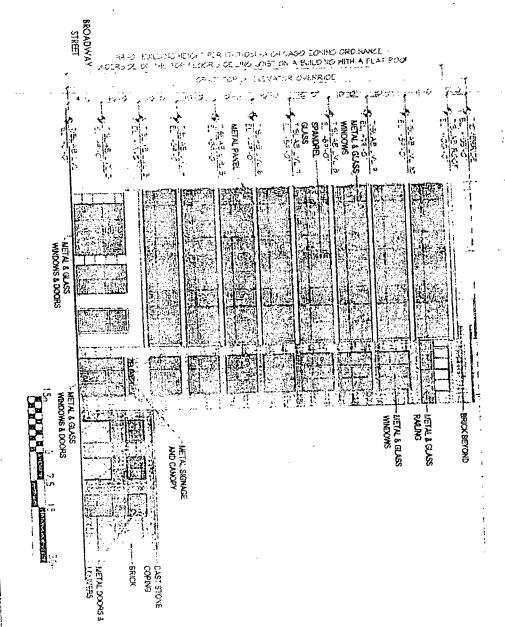


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SOUTH ELEVATION

2015									
2007 Affordable Housing Profile Form (Rental)									
Submit this form to the Department of Planning & Development (DPD) for projects that are subject to the 2007 ARO. Projects submitted after October 13, 2015 – or that do not receive City Council approval by July 13, 2016 – will be subject to the 2015 ARO. More information is online at www.cityofchicago.org/ARO .									
This completed form should be returned to: Kara Breems, DPD, 121 N. LaSalle Street, Chicago, IL 60602. E-mail: kara.breems@cityofchlcago.org Telephone: (312) 744-6476									
Date: May 19, 2016									
SECTION 1: DEVELOPMENT INFORMATION Development Name: TBD Development Address: TBD (closed gas station at 3901 North Broadway) Ward: 46th If you are working with a Planner at the City, what is his/her name? Noah Szafraniec Type of City Involvement: (check all that apply) City Land (check all that apply) Financial Assistance (Ifriecalving TIF assistance, will TIF funds be used for housing construction? Of the TIF Eligible Expenses Zoning increase and/or PD SECTION 2: DEVELOPER INFORMATION Developer Name: Vermilion Development									
Developer Contact (Project Coordinator): Kerry Dickson Developer Address: 401 North Franklin, Suite 4 South, Gt Email address: kerry.dickson@vermiliondevelopment.cg Telephone Number: (312) 525-8808									
a) Affordable units required									
For ARO projects: 100 x 10%* = 10 (always round up) Total units total affordable units required *20% if TIF assistance is provided									
For Density Bonus projects: N/A X 25% = Bonus Square Footage* Affordable sq. footage required *Note that the maximum allowed bonus is 20% of base FAR in dash-5; 25% in dash-7 or -10; and 30% of base FAR in dash-12 or -16 (www.cityofchicago.org/zoning for zoning info).									
Each apartment has individual electric meter for lights, power and heat. In addition to water, which of the following utilities will be included in the rent (circle applicable): Cooking gas electric gas heat electric heat other (describe on back) Is parking included in the rent for the: affordable units? yes no market-rate units? yes no lif parking is not included, what is the monthly cost per space?									

Estimated date for the commencement of marketing: Fall 2017

Estimated date for completion of construction of the affordable units: Spring 2018

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	Unit Type*	Number of Units	Number of Bedroo ms/Unit	Total Square Footage/Unit	Expected Market Rent	Proposed : Affordable Rent*	Proposed Level of Affordability (60% or less of AMI)	Unit Mlx OK to proceed?
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	2 bed/2 bath	1	1	1,015	\$2,700	\$944	60%	
Market Rate Units	1 bad/1 bath	68	1	570 to 744	\$1,850 to \$2,100	N/A	N/A	
	2 bed/2 bath	23	2	1,015 to 1,149	\$2,700 to \$2,900	N/A	N/A	
	3 bed/2 bath	8	3	1,284	\$3,400	N/A	N/A	
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Shore Dr. on east West: Lake on north; Congress on south; Chicago River on east; Racine on west							\$29	
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DEPARTMENT OF PLANNING AND DEVELOPMENT CITY OF CHICAGO

MEMORANDUM

TO:

Alderman Daniel S. Solis

Chairman, City Council Committee on Zoning

FROM:

David L. Reifman

Secretary

Chicago Plan Commission

DATE:

June 17, 2016

RE:

Proposed Planned Development for property generally located at 3901 North

Broadway.

On June 16, 2016, the Chicago Plan Commission recommended approval of the proposed planned development submitted by Vermillion Acquisition LLC. A copy of the proposed planned development is attached. I would very much appreciate your assistance in having this introduced at the next possible City Council Committee on Zoning hearing.

Also enclosed is a copy of the staff report to the Plan Commission which includes the Department of Planning and Development, bureau of Planning and Zoning recommendation and a copy of the Resolution. If you have any questions in this regard, please do not hesitate to contact me at 744-5777.

CC:

Steve Valenziano

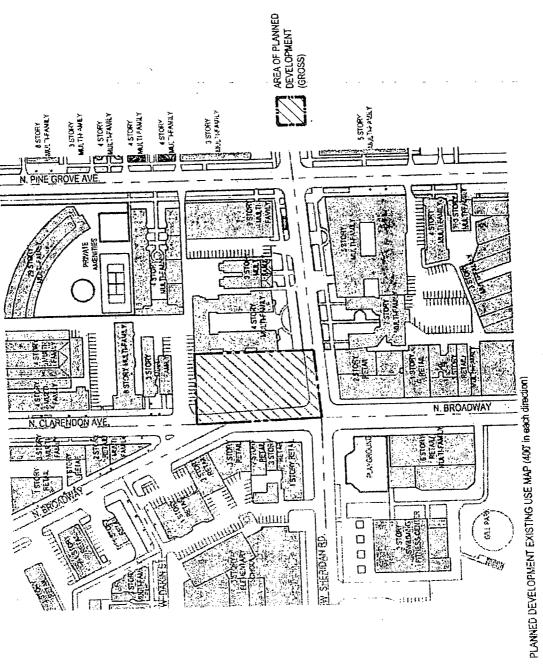
PD Master File (Original PD, copy of memo)

Chicago Plan Commission



Proposed Planned Development 3901 N. Broadway June 16, 2016

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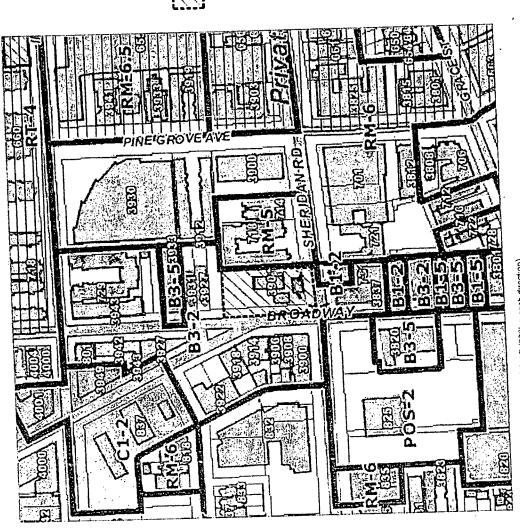


BROADWAY & SHERIDAN: 3901 N. Broadway / 730 Sheridan Rd

AREA OF PLANNED

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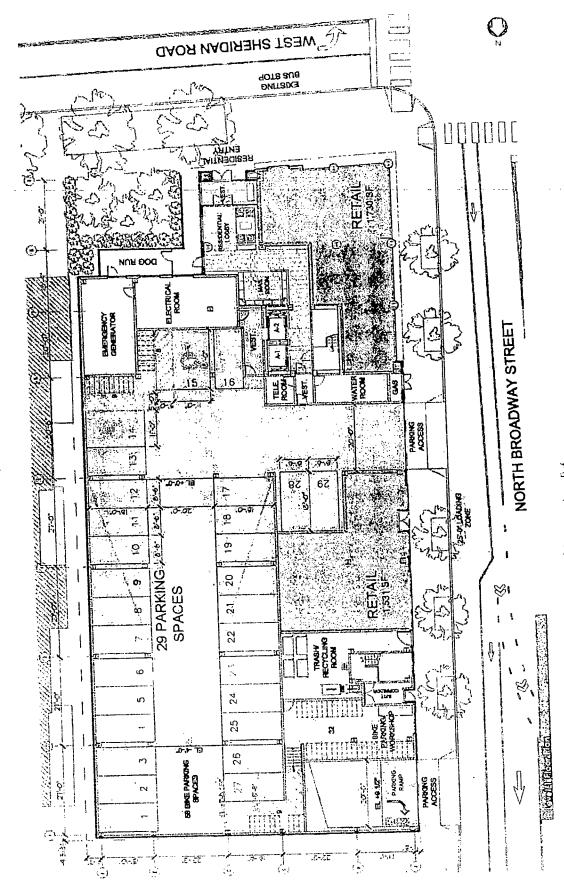
PLANNED DEVELOPMENT EXISTING ZONING MAP (600' in each direction)

BROADWAY & SHERIDAM 2901 A. Broadwoy / 730 Sheridan Rd

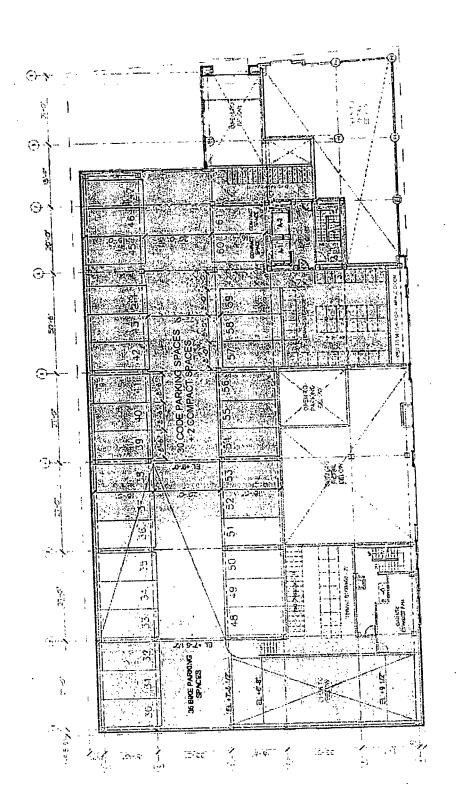
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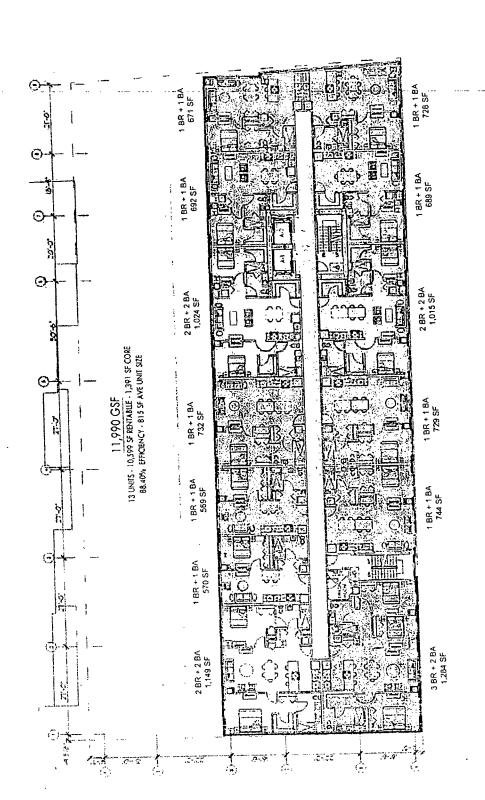


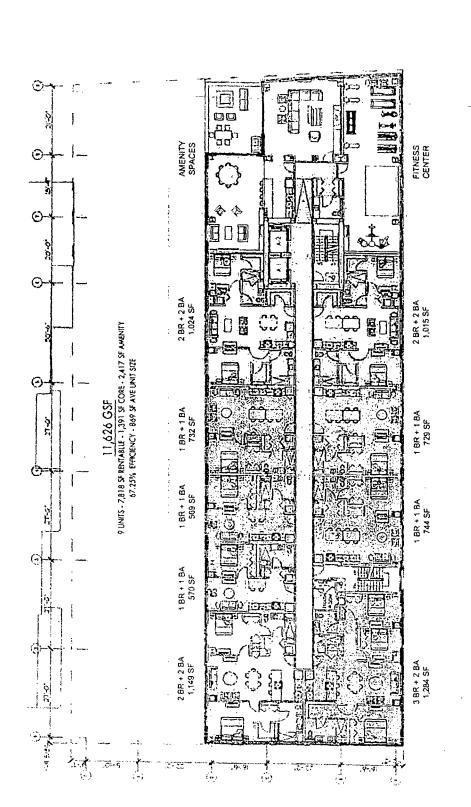
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BROADWAY & SHERIDAN: 390) N. Broadway / 730 Sheridan Rd

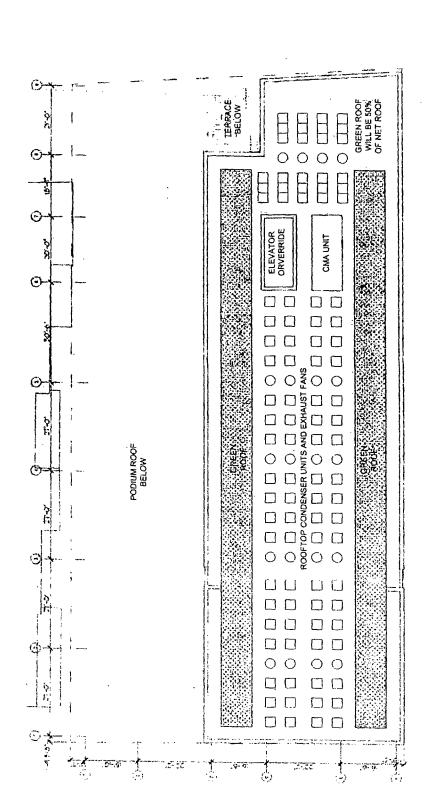
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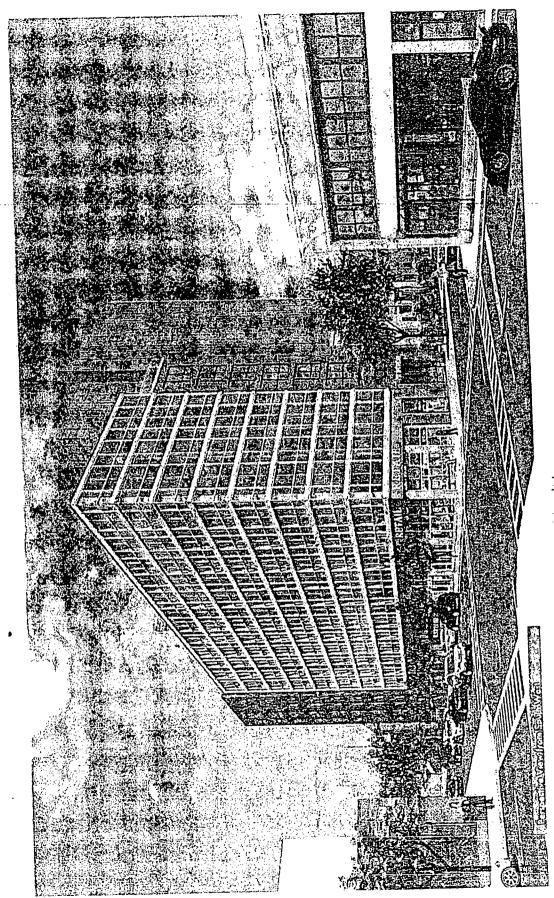




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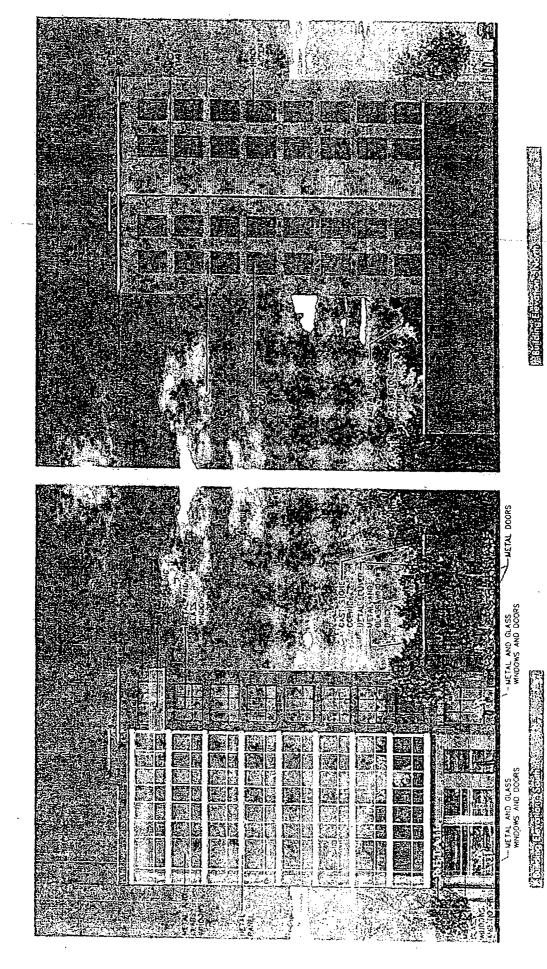
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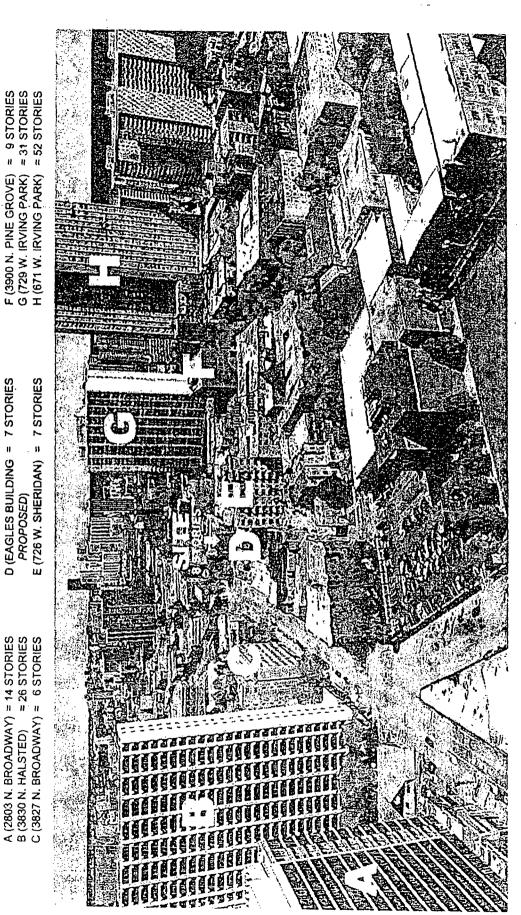


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A (2803 N. BROADWAY) = 14 STORIES B (3830 N. HALSTED) = 26 STORIES C (3827 N. BROADWAY) = 6 STORIES

D (EAGLES BUILDING = 7 STORIES PROPOSED)

E (726 W. SHERIDAN) = 7 STORIES



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B<u>ROADWAY AND SHERIDAN - 27 MAY 2016 - 100 Units - 5.0 MAX FAR - B3-5 ZONING</u> HRSCH ASSOCIATES LLC

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BROADWAY & SHERIDAN: 3901 N. Broodway / 730 Sheridon Rd

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3.5		BULK	BULK PROPOSED ZONING PROPOSED ZONING PROPOSED PROJECT	PROPOSED ZONING	PROPOSED PROJECT
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B 1.5	INVINGEARCH DE	ರ್ಥಾಕ್ಷಣ	Commercial / Residential	Commercial / Residential	-
		Lot Area [SF]	20,307.0 sf	20,397.0 sf	20.307.0 sf
03:5	計した。	MLA assuming max. Efficiency units.	940 sf/DU @ 20% Eff.	179 sf/DU @ 30% EH.	203sf/0 _U
10 10 10 10 10 10 10 10 10 10 10 10 10 1	(F)	# Dwelling Units	21	113	001
		Floor Area Ration [F.A.R.]	2,5	5.0	2.0
		Maximum Area [5F] allowed by F.A.R.	1 44,675.4 sf	101,535.0 sf	101,535.0 sf
	Committee of the control of the cont	Minimum Required Distiness Area (SF)	F) . 4,064 sf	; 4064 sf	3,261 sf
SNERIDAN'RO		PARKING/LOADING	· · · · · · · · · · · · · · · · · · ·		部が行うない。
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2.504		Commercial	craf 2.5 Car/1,000 s-> 4000sf = 0	2.5 Car/1,000 sf > 2x Lot = 0	0
		Accessible Parking Spaces Residential	tial 1 for 21 residential spots	3 for 108 spots	As required for S9 spaces
		Commercial	Clal	Ϋ́Λ	2
	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Off Street Loading Residential	tial 1 @ 10°-0* X 25°-0*	1'@ 10'-0'' X 25'-0"	One 25'-0" Loading Zone On Broadway
6322 63 9 223 5 63 5	100000000000000000000000000000000000000	Commercial		0	0
PECT CAST TO THE PECT TO THE P	1/1	Bicycle Parking Residential	ial 50% required Parking. + 11	50% of required parking =50	30
County days without all and an arranged to the County of t		Commercial		0 ,	٥
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	inous resulting	Setsets [ft]. Front- south	oth SO% adjacent RM-5 = 15'	50% adjacent RM-5 = 15'	0.0
Commercial	જે (Side- east	t Per RM-5 = 5' Max.	Per R.W-5 - 5 Max	
	3	CSide- west	est G::O*	00	0.0
Survey - Buildings subject to Demojition-Delay Ordinarios	Jed to Parceis	Rear north	th Jun 30'.0" @ Residential Flooratin, 30'-0" @ Residential Floor	fin, 30'-0" @ Residential Floor	0.:0
Pigningt Manufactoring	Streets	Coen Spice (Sc)			
	Water Water				(8uroz) "0:,66
Developm Shande [23] Forest Preserve	Cemelon	Rudding Religin (0)	45 -0"	/5 -U unless PD	Date of It Parabell
	Municipalities	Participal Trees	1 per 25' of street frontage	1 per 25' pi street frontage	as required
Teamporation Committee Com		Data-dige lies Area	4N	AN	WA
Zoning Beundalies		Frank Area Criseine	Ren lired	Required	intenor Trash Provided
		Guilla Side Book House	22.00		

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REPORT to the CHICAGO PLAN COMMISSION from the DEPARTMENT OF PLANNING AND DEVELOPMENT

JUNE 16, 2016

FOR APPROVAL: PROPOSED PLANNED

DEVELOPMENT (APPLICATION NO. 18706)

APPLICANT: VERMILION ACQUISITIONS, LLC.

LOCATION: 3901 NORTH BROADWAY

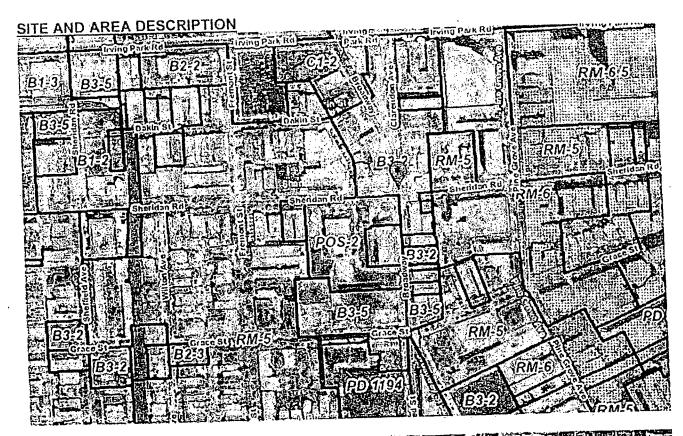
Pursuant to the provisions of the Chicago Zoning Ordinance, Title 17 of the Municipal Code of Chicago, the Department of Planning and Development hereby submits this report and recommendation on a proposed Planned Development for your review and recommendation to the Chicago City Council. The application was introduced to the Chicago City Council on March 16, 2016. Notice of this public hearing was published in the <u>Chicago Sun-Times</u> on June 1, 2016. The Applicant was separately notified of this public hearing.

The property is identified as <u>3901 N. Broadway</u> and is generally located at the northeast corner of North Broadway and West Sheridan Road. The applicant, Vermilion Acquisitions LLC, proposes to construct a ten-story mixed-use building with retail use at the ground floor and 100 dwelling units on the floors above.

This request is being submitted as a mandatory planned development, pursuant to Section 17-08-0512-A, due to the fact that the proposed project exceeds 80'-0" in height in an underlying B3-5 zoning designation.

PROJECT BACKGROUND AND DESCRIPTION

The site consists of approximately 20,000 square feet and is currently improved with a vacant gas station. The applicant proposes to demolish the building and proposes to construct a ten-story mixed use building on the site. The proposed building will have retail and commercial use on the first floor, 57 parking spaces dedicated to the residential units on the ground floor and second floor, and 100 dwelling units on floors 3 through 10. Inside the building space will be dedicated for 93 bicycle parking stalls.

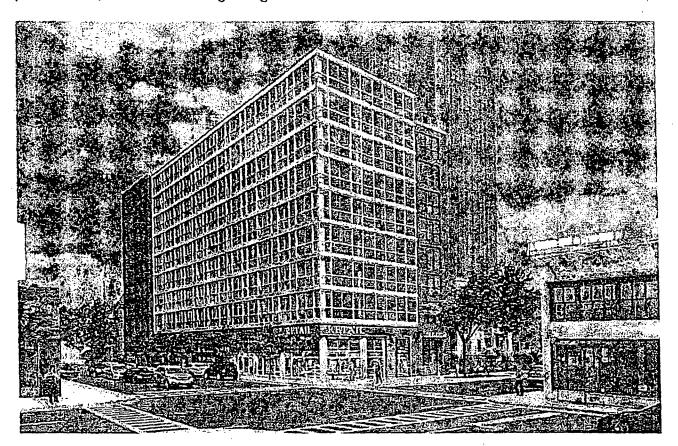




DESIGN

开质点型

The proposed project will be primarily finished with metal and glass panels along the Sheridan and Broadway elevations, the remainder of the building will be finished in brick. Typical accents in the form of cast stone copings, door and windows systems and louvered openings to vent the parking garage will be provided. The building proposes to locate active uses immediately adjacent to the street edge along both Broadway and Sheridan Road. The proposed color palette includes red and brown brick tones, light brown, gray and white metal panel tones, and blue tinted glazing.



LANDSCAPING AND SUSTAINABILITY

The entire planned development will be compliant with the requirements of the Chicago Landscape Ordinance specifically in terms of parkway trees,

The subject site will be designed to be in compliance with the current City of Chicago Sustainable Development policy and will provide a vegetated roof equivalent to a minimum of 50% of the net roof area which equates to 6,259 square feet of area. Additionally, the subject building will obtain LEED certification.

ACCESS / CIRCULATION

Access to the site is provided by way of two driveways both located along North Broadway; these driveways each lead to a separate level of the interior parking provided for the tenants of the building. Trucks providing service to the building will use a loading area provided parallel to the Broadway curb, an ordinance for the location will be obtained by the property owner and renewed on an annual basis. The bicycle parking for the building uses is provided at various locations within the parking garage and will total 93 spaces. All vehicle parking, bicycle

parking/storage and loading docks will be designed to be compliant with Chapter 10 of the Chicago Zoning Ordinance.

BULK / USE / DENSITY

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The current maximum allowable Floor Area Ratio (FAR) for the proposed underlying zoning district (B3-5) is 5.0; the proposed planned development is designed for and will be limited to a maximum FAR of 5.0. The proposed planned development will maintain setbacks that are in compliance with the requirements of the B3-5 zoning designation. All remaining bulk, use and density items will be in substantial compliance with the stipulations of Section 17-3-0400 for B3-5 zoning districts.

RECOMMENDATION

The Department of Planning and Development has reviewed the project materials submitted by the Applicant and compared this proposal to the requirements of the Chicago Zoning Ordinance and existing development in the community. The area around this project is composed of manufacturing uses and is accessible from public transit. Based on that analysis, DPD has concluded that this proposal is appropriate for this site and supports this development for the following reasons:

- Promotes economically beneficial development patterns that are compatible with the character of existing neighborhood (per 17-8-0103), as evidenced by the design of the project, and the fact that the proposed uses are in context with the character of the adjacent properties and also meet the needs of the immediate community;
- 2. Promotes transit, pedestrian and bicycle use, ensures accessibility for persons with disabilities and minimizes conflicts with existing traffic patterns in the vicinity (per 17-8-0904-1-2, 3 & 4), as evidenced by the site's close proximity to public transit in the form of various CTA bus lines as well as the Sheridan Road station situated along the CTA red and CTA purple line; the accessibility accommodations made on-site for the building users; pedestrian and bicycle ingress and egress options provided to the building users in the form of 93 bicycle parking stalls and lastly ensuring that the design of the site works within the confines of the current existing traffic patterns at the site and creates little or no adverse impact to those patterns.
- Building Orientation and Massing (per 17-8-0906-B), as evidenced by the project design which brings the edge of the building up to the street frontage and provides large transparent store front windows to create an active building wall;
- 4. All sides and areas of the buildings that are visible to the public should be treated with materials, finishes, and architectural details that are of high-quality and appropriate for use on primary public-right-of-way-facing façade (per 17-8-0907-A-4), as evidenced through the information contained within this report, the proposed material is to be metal panel and glazing along Broadway and Sheridan and brick

along the north and east elevations. Aluminum window systems, glass garage doors and standard storefront system, as shown on the elevations, are also provided. The design should be consistent with the exhibits for this planned development, and the corresponding proposal renderings.

The project meets the purpose and criteria set forth in the Chicago Zoning Ordinance and its adoption would not have any adverse impact on the public's health, safety or welfare:

- 1. Per 17-13-0308-C, the proposed development is compatible with surrounding commercial, retail, and residential developments in terms of land use, as well as, the density and scale of the physical structure.
- 2. Per 17-13-0308-D, the proposed underlying zoning for this planned development (B3-5) and is consistent with other zoning districts, both adjacent to this site and in the immediate area.
- 3. Per 17-13-0308-E, the public infrastructure facilities and City services will be adequate to serve the proposed development at the time of occupancy and the project will comply with the requirements for access in case of fire and other emergencies. The proposed project has been reviewed by the Mayor's Office for People with Disabilities and the Department of Transportation and all requested changes have been made. Copies of this application have been circulated to other City departments and agencies and no comments have been received which have not been addressed in the application.

Based on the foregoing, it is the recommendation of the Department of Planning and Development that this application for the establishment of a Planned Development be approved and that the recommendation to the City Council Committee on Zoning Landmarks and Building Standards be "Passage Recommended".

Bureau of Zoning and Land Use Department of Planning and Development



DEPARTMENT OF PLANNING AND DEVELOPMENT CITY OF CHICAGO

3901 NORTH BROADWAY PROPOSED RESIDENTIAL BUSINESS PLANNED DEVELOPMENT (APPLICATION NO. 18706)

RESOLUTION

- WHEREAS, the applicant, Vermilion Acquisitions LLC, has submitted an application to establish a planned development; and,
- WHEREAS, the Applicant is proposing to construct a ten-story mixed use building with commercial, retail and parking uses on the ground floor and 100 dwelling units on the floors above, the applicant will provide 57 vehicular parking stalls and 93 bicycle parking stalls; and,
- WHEREAS, the Applicant is proposing to rezone the property from B3-2 (Community Shopping District) to B3-5 (Community Shopping District) and then to a Residential Business Planned Development; and,
- WHEREAS, the Applicant's request to rezone the property was introduced to the City Council on March 16, 2016; and,
- WHEREAS, proper legal notice of the hearing for this application before the Plan Commission was published in the <u>Chicago Sun-Times</u> on June 1, 2016 and the Applicant was separately notified of this hearing; and,
- WHEREAS, the proposed zoning application was considered at a public hearing by this Plan Commission on June 16, 2016; and,
- WHEREAS, the Department of Planning and Development recommended approval of the application, with the recommendation and explanation contained in the written report dated June 16, 2016, a copy of which is attached hereto and made a part hereof; and,
- WHEREAS, the Plan Commission has fully reviewed the application and all associated informational submissions, the report and recommendation of the Department of Planning Development and all other testimony presented at the public hearing held on June 16, 2016, giving consideration to the applicable provisions of the Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE CHICAGO PLAN COMMISSION:

- 1. THAT the final application dated June 16, 2016 be approved as being in conformance with the provisions, terms and conditions of the corresponding zoning application; and,
- 2. THAT the above-stated recitals to this resolution together with the report of the Department of Planning and Development be adopted as the findings of fact of the Plan Commission regarding this zoning map amendment application; and,
- 3. THAT this Plan Commission recommends approval to the City Council Committee on Zoning, Landmarks and Building Standards of the final zoning map amendment application dated June 16, 2016, as being in conformance with the provisions, terms and conditions of the Zoning Ordinance.

Martin Cabrera, Jr.

Chairman

Chicago Plan Commission

PD No.: _____ Approved: <u>June 16, 2016</u>

13706 original into 03/16/16

CITY OF CHICAGO

REVISED APPLICATION FOR AN AMENDMENT TO THE CHICAGO ZONING ORDINANCE

RECEIVED

1.	ADDRESS of the property Applicant is seeking to rezone: JUN 1 6 2018
	3901 North Broadway Initial: Jorul
2.	Ward Number that property is located in: 46
3.	APPLICANT Vermilion Acquisitions, LLC
	ADDRESS 401 North Franklin Street - 4 South CITY Chicago
	STATE Illinois ZIP CODE 60654 PHONE 312.525.8808
	EMAIL Kerry.dickson@vermiliondevelop- CONTACT PERSON Kerry Dickson
4.	Is the applicant the owner of the Property? YES NO X 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 application to proceed.
	OWNER FOG BS, LLC
	ADDRESS 420 East Waterside - #4410 CITY Chicago
	STATE Illinois ZIP CODE 60601 PHONE 312.505.3900
	EMAIL jmintzer@saxonycap.com CONTACT PERSON Joshua A. Mintzer
5.	If the Applicant/Owner of the property has obtained a lawyer as their representative for the rezoning, please provide the following information:
	ATTORNEY Edward J. Kus / Taft Stettinius & Hollister LLP
	ADDRESS 111 East Wacker Drive - Suite 2800
	CITY Chicago STATE Illinois ZIP CODE 60601
	PHONE 312.836.4080 FAX 312.966.8488 EMAIL ekus@taftlaw.com

6.	If the applicant is a legal entity (Corporation, LLC, Partnership, etc.) please provide the names of all owners as disclosed on the Economic Disclosure Statements.
	Dave Cocagne
7.	On what date did the owner acquire legal title to the subject property? unk
8.	Has the present owner previously rezoned this property? If Yes, when?
9.	Present Zoning District B3-2 Proposed Zoning District B3-5 then to RBPD
10.	Lot size in square feet (or dimensions) 20,307 square feet
11.	Current Use of the property Abandoned gas station
12.	Reason for rezoning the property Proposed height of new mixed-use building exceeds 80'
	and requires a planned development.
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 of the proposed building. (BE SPECIFIC)
	Mixed-use building will contain 100 dwelling units with ground floor retail; there will be 57
	on-site parking spaces; ground floor will contain approximately 3,260 square feet of retail;
	Height of building will be 105' to the top of the tallest roof structure.
14.	The Affordable Requirements Ordinance (ARO) requires on-site affordable housing units and/or a financial contribution for residential housing projects with ten or more units that receive a zoning change which, among other triggers, increases the allowable floor area, or, for existing Planned Developments, increases the number of units (see attached fact sheet or visit www.cityofchicago.org/ARO for more information). Is this project subject to the ARO?
	YES X NO

COUNTY OF COOK STATE OF ILLINOIS Kerry Dickson, being first duly sworn on oath, states that all of the above statements and the statements contained in the documents submitted herewith are true and correct. Signature of Applicant Subscribed and Sworn to before me this Aday of June, 2016. CLAYTON L GHEEN OFFICIAL SEAL Notary Public, State of Illinois My Commission Expires Fabruary 16, 2020 For Office Use Only Date of Introduction: File Number:

-Ward:

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclosing Party submitt	ing this EDS. Include d/b/a/ if applicable:
FOG 14, LLC	· · · · · · · · · · · · · · · · · · ·
Check ONE of the following three boxes:	
Indicate whether the Disclosing Party submittind. The Applicant OR	ng this EDS is:
	ect interest in the Applicant. State the legal name of the nolds an interest: FOG 65, LLC
3. A legal entity with a right of control (s which the Disclosing Party holds a right of	ce Section [loB.1.) State the legal name of the entity in control:
B. Business address of the Disclosing Party:	STUD WINTERTHUR RIDGE ATCANTA, CA 30328
C. Telephone: 404 840 4069 Fax:	Email: Moha fogcapital com
D. Name of contact person: MACK D.	
E. Federal Employer Identification No. (if you	have one):
F. Brief description of contract, transaction or which this EDS pertains. (Include project num	other undertaking (referred to below as the "Matter") to ber and location of property, if applicable):
PO APPLIPATION FOR 3901 N	BRUADWAY
	ting this EDS? DPD
*	the City's Department of Procurement Services, please
Specification #	and Contract#

SECTION II - DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PART	ГҮ
1. Indicate the nature of the Disclosing I	Party:
Person	Limited liability company
Publicly registered business corporation	Limited liability partnership
Privately held business corporation	Joint venture
Sole-proprietorship	Not-for-profit corporation
General partnership	(Is the not-for-profit corporation also a 501(c)(3))?
Limited partnership	Yes
Trust	Other (please specify)
3. For legal entities not organized in the business in the State of Illinois as a foreign e	State of Illinois: Has the organization registered to do
☐ Yes ※No	AVA.
B. IF THE DISCLOSING PARTY IS A LE	GAL ENTITY:
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, limite partnership of joint venture, list below the na	all executive officers and all directors of the entity. list below all members, if any, which are legal entities. If its." For trusts, estates or other similar entities, list below ad partnership, limited liability company, limited liability me and title of each general partier, managing member, atrols the day-to-day management of the Disclosing Party
Name	Title
MARIC O. HACIONER	manager
	Company of the Compan

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
a .		Disclosing Party
SUB Partners	, LUP SGOO WINTERTHI	R RIDGE 25%
	, CUP SGOO WINTERTHY ATLANTA, CA	30328
	·	
NO OTHERS 61	UN PURE THAN 17.5%	
•		
SECTION III BI	USINESS RELATIONSHIPS W	TTH CITY ELECTED OFFICIALS
		nip," as defined in Chapter 2-156 of the Municipal before the date this EDS is signed?
⊈ j Yes	≯ No	
If yes, please identif relationship(s):	y 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)	Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary			
X Check here if the Dis	closing Party h	as not retained, nor expects to retain	a, any such persons or entities
SECTION V CERTI	IFICATIONS		
A. COURT-ORDEREE	CHILD SUPP	PORT COMPLIANCE	
-		-415, substantial owners of business th their child support obligations thr	
	-	tly owns 10% or more of the Disclosons by any Illinois court of compete	
Yes X	• • •	lo person directly or indirectly owns sclosing Party.	10% or more of the
If "Yes," has the person is the person in complian		court-approved agreement for paym greement?	ent of all support owed and
Yes I	No		
B. FURTHER CERTIF	ICATIONS		
consult for defined terms submitting this EDS is the	s (c.g., "doing. he Applicant ar	apter 1-23, Article I ("Article I")(who business") and legal requirements), and is doing business with the City, the	if the Disclosing Party ien the Disclosing Party

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

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

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/A
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. \$\infty \text{\Omega} \times \infty \times \text{\Omega} \t
C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION
1. The Disclosing Party certifies that the Disclosing Party (check one)
is ×is not
a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:
"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."
If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary):

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?

Ycs 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.

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 XNo

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

Name Business Address Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

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.

	y will submit an updated certification at the end of each calendar quarter in at that materially affects the accuracy of the statements and information set d.A.2. above.
501(c)(4) of the Internal Re	y certifies that either: (i) it is not an organization described in section evenue Code of 1986; or (ii) it is an organization described in section evenue Code of 1986 but has not engaged and will not engage in "Lobbying"
form and substance to para subcontract and the Disclos	rty is the Applicant, the Disclosing Party must obtain certifications equal in graphs A.1. through A.4. above from all subcontractors before it awards any sing Party must maintain all such subcontractors' certifications for the must make such certifications promptly available to the City upon request.
B. CERTIFICATION REC	SARDING EQUAL EMPLOYMENT OPPORTUNITY
	nded, federal regulations require the Applicant and all proposed e following information with their bids or in writing at the outset of
Is the Disclosing Party the	Applicant?
Yes	No
If "Yes," answer the three of	questions below:
federal regulations? (Sec 4	•
Yes	No
	the Joint Reporting Committee, the Director of the Office of Federal ams, or the Equal Employment Opportunity Commission all reports due requirements? No
	ed in any previous contracts or subcontracts subject to the
" '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

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.

FOG 14, CCC
(Print or type name of Disclosing Party)
Ву:
(Significate)
MARK U- HACKNER
(Print or type name of person signing)
MANAGER
(Print or type title of person signing)
Signed and sworn to before me on (date) February 22, 2016 at. FALTONIAN CA (state).
at. Factor NNE May, CA (state).
Rulling Work Notary Public.
Commission expression X
Page 12 of 13
"Manually"

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?

If yes, please identify below (1) the name and title of such person, (2) the name of the legal entity to wh	nich
such person is connected; (3) the name and title of the elected city official or department head to whom su	ıch

person has a familial relationship, and (4) the precise nature of such familial relationship.

Yes

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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 (an "Owner"). It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

Yes		No	en e	
the Applicant i	it is a legal critity dentified as a bi Municipal Coc	ilding code scofflaw	ny exchange, is any officer or di or problem landlord pursuant to	S
Ycs		No	Not Applicable	
THE THE STATE OF T	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	e Specific		
identified as a	building code sc	c identify below the offlaw or problem la t code violations app	name of the person or legal enti idlord and the address of the bu ly.	t

FILLING OUT THIS APPENDIX B CONSTITUTES ACKNOWLEDGMENT AND AGREEMENT THAT THIS APPENDIX B IS INCORPORATED BY REFERENCE INTO, AND MADE A PART OF, THE ASSOCIATED EDS, AND THAT THE REPRESENTATIONS MADE IN THIS APPENDIX B ARE SUBJECT TO THE CERTIFICATION MADE UNDER PENALTY OF PERJURY ON PAGE 12 OF THE ASSOCIATED EDS.

(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify fruthfully, the Disclosing Party must complete a new EDS with correct or corrected information)

RECERTIFICATION

Generally, for use with City Council mafters. Notefor City procurements unless requested.

This recertification is being submitted in connection with PD at 3901 N. Broadway [identity the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Disclosing Party, (2) warrants that all certifications and statements confidence in the Disclosing Party's original EDS are true, accorate and complete as of the date furnished to the City and continue to be true, accorate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

FOG:14, LLC	Date: May 25, 2016
(Print or type legal name of Disclosing Party)	
Ву	
(sign here)	
Print of Cypa name of signatory:	
MARK O. HACKNER	
Title of signatory:	
Chaylor	
Signed and soon knissieve of so [duto] Aby 31 3 Count	0-1-1-5 y, <u>G-A</u> [state].
Run Elenes Notary Publi	¢.
Commission Caption United	

Ver. 11-01-05

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION 1 -- GENERAL INFORMATION

A. Legal name of the Disclosing Party submittin	g this EDS. Include d/b/a/ if applicable:
FOG BS, LLC	
Check ONE of the following three boxes:	
	et interest in the Applicant. State the legal name of the
OR ·	e Section II.B.1.) State the legal name of the entity in ontrol:
B. Business address of the Disclosing Party:	420 E. Waterside Unit 4410
	Chicago, IL 60601
C. Telephone: 312-505-3900 Fax:	Email: jmintzer@saxonycap.com
D. Name of contact person: Joshua A. Mintzer	
E. Federal Employer Identification No. (if you h	ave one):
F. Brief description of contract, transaction or o which this EDS pertains. (Include project numb	ther undertaking (referred to below as the "Matter") to er and location of property, if applicable):
Planned Development Application for 3901 N.	Broadway
G. Which City agency or department is requesti	ng this EDS? Dept. of Planning and Development
If the Matter is a contract being handled by the complete the following:	ne City's Department of Procurement Services, please
Specification #	and Contract #

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

•	anized in the State of Illinois: Has the organization registered to do
business in the State of Illino.	as a foreign entity?
	No No.
	No No
Yes B. IF THE DISCLOSING PA	NO ZN/A RTY IS A LEGAL ENTITY:
Yes B. IF THE DISCLOSING PA 1. List below the full nan NOTE: For not-for-profit cor	No No
Yes B. IF THE DISCLOSING PA 1. List below the full nan NOTE: For not-for-profit conthere are no such members, we the legal titleholder(s).	RTY IS A LEGAL ENTITY: es and titles of all executive officers and all directors of the entity. orations, also list below all members, if any, which are legal entities. If te "no members." For trusts, estates or other similar entities, list below
Yes B. IF THE DISCLOSING PA 1. List below the full name NOTE: For not-for-profit contacts are no such members, we the legal titleholder(s). If the entity is a general pa	NO NO NO NATE IN A LEGAL ENTITY: as and titles of all executive officers and all directors of the entity. by orations, also list below all members, if any, which are legal entities. It is "no members." For trusts, estates or other similar entities, list below the nership, limited partnership, limited liability company, limited liability
Yes B. IF THE DISCLOSING Particle 1. List below the full name NOTE: For not-for-profit continues are no such members, where are no such members, where legal titleholder(s). If the entity is a general partnership or joint venture, legal titleholder, so the legal titleholder is a general partnership or joint venture, legal titleholder.	RTY IS A LEGAL ENTITY: es and titles of all executive officers and all directors of the entity. orations, also list below all members, if any, which are legal entities. If te "no members." For trusts, estates or other similar entities, list below
Yes B. IF THE DISCLOSING Paragraph of the full name of the properties of the full manners of the full manners of the full manners of the legal titleholder (s). If the entity is a general paragraph or joint venture, I manager or any other person	RTY IS A LEGAL ENTITY: es and titles of all executive officers and all directors of the entity. corations, also list below all members, if any, which are legal entities. If the "no members." For trusts, estates or other similar entities, list below mership, limited partnership, limited liability company, limited liability t below the name and title of each general partner, managing member,
1. List below the full name NOTE: For not-for-profit conthere are no such members, where legal titleholder(s). If the entity is a general paramership or joint venture, I manager or any other person NOTE: Each legal entity lister.	RTY IS A LEGAL ENTITY: es and titles of all executive officers and all directors of the entity. corations, also list below all members, if any, which are legal entities. If the "no members." For trusts, estates or other similar entities, list below mership, limited partnership, limited liability company, limited liability t below the name and title of each general partner, managing member, centity that controls the day-to-day management of the Disclosing Party below must submit an EDS on its own behalf.
Yes B. IF THE DISCLOSING Paragraph of the full name of the properties of the full manners of the full manners of the full manners of the legal titleholder (s). If the entity is a general paragraph or joint venture, I manager or any other person	RTY IS A LEGAL ENTITY: es and titles of all executive officers and all directors of the entity. corations, also list below all members, if any, which are legal entities. It te "no members." For trusts, estates or other similar entities, list below the name and title of each general partner, managing member, centity that controls the day-to-day management of the Disclosing Party

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
10011, Luc	C P. J. P. D. 7.20617, 1116, GU	30358 SOZ
	135 N. Million 5- 209, Och	
	You E water se & YMI of Ching	recommended to the contract of
	RO. ROX 720017/17+12-12,64 3U	35B 20%
SLDB PAGENZ	\$_64_R	
SECTION III	– BUSINESS RELATIONSHIPS WI	TH CITY ELECTED OFFICIALS
Has the Dis	closing Party had a "business relationship	n; as defined in Chapter 2-156 of the Municipal
	ÿ City elected official in the 12 months bo	HISTELE ALAMAN EL EL COLLI ALTONIO, TALLIA LLIGIA SATURI MARCOLI ALGERTALI INC. INC. EL ATTACTO DE LA CARREST
LiYes	was not No as their works	
If yes) please i	dentify bolow-the hame(s) of such City e	icted official(s) and describe such
relationship(s)		taring and the arministry and against
	The same of the sa	

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 of entity whom the Disclosing Party has retained, or expects to retain in connection with the Matter, asswell 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.

"Fobbyist's incans 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, of (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)			
Check here if the Disc	losing Party I	nas not retained, nor expects to retain	n, any such persons or entities
		•	
SECTION V CERTII	ICATIONS		
A. COURT-ORDERED	CHILD SUPI	PORT COMPLIANCE	
•		2-415, substantial owners of busines ith their child support obligations the	
	•	tly owns 10% or more of the Disclo	
∐Yes ÇN		No person directly or indirectly own isclosing Party.	s 10% or more of the
If "Yes," has the person of is the person in complian		court-approved agreement for payn greement?	nent of all support owed and
Yes N	·o		,
n bunatur conace	רי א חיזיר/או פ		

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:
 - 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 Dis	closing Party is un	able to certify to any	of the above states	ments in this Part B (Further
Certifications), t	he Disclosing Part	y must explain below	:	
		NONE	. '	
	The state of the s			
A state on the second of the control of the control of the control of the second of the control		and the second of the second second of the second s	entropy ()	antination television consequence of the second supplier of the Continuous consequence of the second
Principal Control of the Control of	. 1	er hanne en	Brahlagangaya a sa mahi hari da Palaka (P. Sa sa sa pingandan mahi (B. P. Sa sa sa sa	

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 BDS, 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 es inot
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

	A COMMISSION OF THE MENT OF THE PARTY OF THE	
	," the word "None," or no response ap umed that the Disclosing Party certific	
D. CERTIFICAT	TON REGARDING INTEREST IN C	EITY BUSINESS
Any words or term meanings when u	ns that are defined in Chapter 2-156 cosed in this Part D.	f the Municipal Code have the same
	financial interest in his or her own no	nnicipal Code: Does any official or employee nine or in the name of any other person or
NOTE: If you of Item D.1., proceed		Items D.2. and D.3. If you checked "No" to
elected official or any other person for taxes or asses "City Property Sa	employee shall have a financial inter or entity in the purchase of any prope sments, or (iii) is sold by virtue of leg	bidding, or otherwise permitted, no City est 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, n pursuant to the City's eminent domain powering of this Part D.
Does the Matter i	nvolve a City Property Sale?	
Yes	EINo	
	cked "Yes" to Item D.1., provide the appears having such interest and identify	names and business addresses of the City y 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 disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.	v
1. The Disclosing Party verifies that the Disclosing Party has searched any and all records the Disclosing Party and any and all predecessor entities regarding records of investments or prefrom slavery or slaveholder insurance policies during the slavery era (including insurance policies used to slaveholders that provided coverage for damage to or injury or death of their slaves), the Disclosing Party has found no such records.	ofits cies
Disclosing Party has found records of investments or profits from slavery or slaveholder insura 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:	ince
	-
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS	
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not fed funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the C 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 wi respect to the Matter: (Add sheets if necessary):	th
(If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "Nappear, it will be conclusively presumed that the Disclosing Party means that NO persons or enegistered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf Disclosing Party with respect to the Matter.)	ntities
2. The Disclosing Party has not spent and will not expend any federally appropriated fund any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay a	

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.

which there occurs		crtification at the end of each calendar quarter in ne accuracy of the statements and information set
501(c)(4) of the Int	ernal Revenue Code of 1986; or (i	is not an organization described in section i) it is an organization described in section as not engaged and will not engage in "Lobbying
form and substance subcontract and the	to paragraphs A.1. through A.4. a Disclosing Party must maintain a	sclosing Party must obtain certifications equal in bove from all subcontractors before it awards any ll such subcontractors' certifications for the ons promptly available to the City upon request.
B. CERTIFICATION	ON REGARÐING EQUAL EMPI	LOYMENT OPPORTUNITY
		equire the Applicant and all proposed ith their bids or in writing at the outset of
	Takin Takin ta badha ku da	
Is the Disclosing Pa	rrty the Applicant?	
Yes	. No	·
If "Yes," answer th	e three questions below:	4
	veloped and do you have on file a (See 41 CFR Part 60-2.)	ffirmative action programs pursuant to applicable
Contract Complian		nittee, the Director of the Office of Federal ment Opportunity Commission all reports due
3. Have you pa	rticipated in any previous contrac	is or subcontracts subject to the
equal opportunity c		
T Yes	IT 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

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.

FOGBS, LLC		
(Print or type name of Disclosing Party)		
By: A Z	10	•
(Print or type name of person signing)	·	
Manager (Print or type title of person signing)		
Signed and sworn to before me on (date) at	3/9/16 (state).	,
Commission expires: 10/4/19	Notary Public	JERETY A KAYSTOSIK Official Soul Hatery Public - State of Ikinois Hay Commission Exchos Oct 6, 2010
Symmetry on one of the symmetry of the symmetr	enamente e una "	

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.

	ng Party or any "Applicable Pa ionship" with an elected city o	arty" or any Spouse or Domestic Partner thereof currently official or department head?
Yes	[No	
such person is connec	cted; (3) the name and title of t	tle of such person, (2) the name of the legal entity to which the elected city official or department head to whom such se nature of such familial relationship.
		man to an experiment of the state of the sta

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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 (an "Owner"). It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

1.			e Applicant or any Owner identified as a to Section 2-92-416 of the Municipal
	Yes	No	•
2.		a building code scofflaw	ny exchange, is any officer or director of or problem landlord pursuant to Section
	Yes	No	Not Applicable
3.		le scofflaw or problem lan	name of the person or legal entity addord and the address of the building or ly.
		· · · · · · · · · · · · · · · · · · ·	

FILLING OUT THIS APPENDIX B CONSTITUTES ACKNOWLEDGMENT AND AGREEMENT THAT THIS APPENDIX B IS INCORPORATED BY REFERENCE INTO, AND MADE A PART OF, THE ASSOCIATED EDS, AND THAT THE REPRESENTATIONS MADE IN THIS APPENDIX B ARE SUBJECT TO THE CERTIFICATION MADE UNDER PENALTY OF PERJURY ON PAGE 12 OF THE ASSOCIATED EDS.

(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Disclosing Party must complete a new EDS with correct or corrected information)

RECERTIFICATION

Generally, for use with City Council matters. Not for City producements unless requested.

This recertification is being submitted in connection with 1D at 3901 N. Broadway [identify the Matter]. Under penalty of perjuty, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Disclosing Party, (2) warrants that all certifications and statements contained in the Disclosing Party's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledginents.

FOG ÜS LLCC	Date: May 26, 2016
(Print or type legal name of Disclosing Party)	integrapher (i.e. to the part of a first of
By:	
(sign here)	
Print or type name of signatory:	
CARE O. HACKNEE	
Title of signatory:	
Marage	
and the same of th	
Signed and swor who will be the desired and the control of the con	Div. Div
FALL HAZE	County, 6-A [state].
	y Public.
Commission exploses and the commission exploses are commission exploses and the commission exploses are commission exploses and the commission exploses and the commission exploses are commission exploses and the commission exploses are commission exploses and the commission exploses are commission. The commission exploses are commission exploses and th	
COUNTY	
. Ny Mantana	
Ver. 11361-05	•

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION 1 -- GENERAL INFORMATION

A. Legal name of the Disclosing Party submitt	ing this EDS. Incl	ude d/b/a/ if applicat	ole:
MARS BS, LLC		-	
Check ONE of the following three boxes:			
Indicate whether the Disclosing Party submitting	ng this EDS is:		
1. The Applicant OR	· · · · · · · · · · · · · · · · · · ·		
2. [7] a legal entity holding a direct or indir Applicant in which the Disclosing Party I			egal name of the
LOR 3. □ a legal entity with a right of control (which the Disclosing Party holds a right of		State the legal nam	e of the entity in
B. Business address of the Disclosing Party:	435 North Michigan A	venue, Ste. 2009	
	Chicago, IL 60611		
C. Telephone: 630.954.7354 Eax:		Email: pbryant@midamer	icagrp.com
D. Name of contact person: Paul R. Bryant			
E. Federal Employer Identification No. (if you	gavir of property in a constant	्रा के किया है। स्टब्स्ट्रिक्ट्स के स्टब्स्ट्रिक्ट्स के स्टब्स्ट्रिक्ट्स के स्टब्स्ट्रिक्ट्स के स्टब्स्ट्रिक्ट्स के स्टब्स्ट्रिक	
F. Brief description of contract, transaction or, which this EDS pertains. (Include project num	- Michael	* 1.170 * 12 * 1.170 * 1.188127 *	1.00 1.00 March 10 10 10 10 10 10 10 10 10 10 10 10 10
Planned development application fro 3901 N. Broadway		Tarif - Kar akar seri yar	ing the second s
G. Which City agency or department is reques	المرابع والمرابع المرابع والمرابع والمرابع والمرابع والمرابع والمرابع والمرابع والمرابع والمرابع والمرابع	rtment of Planning	
If the Matter is a contract being handled by			Services, please
complete the following:			
Specification#	and Contract	#	<u>. A. C. Bernag de di de de</u> le c

33

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

1. Indicate the nature of the Disclosing Pa	nrty:		
Person	K Limited liability company		
Publicly registered business corporation	Li 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)		
A This wife and the same of the same of the first the same			
2. For legal entities, the state (or foreign of	country) of incorporation or organization, if applicable:		
TELLINAN S	en e		
The state of the s			
	State of Illinois: Has the organization registered to do		
business in the State of Illinois as a foreign en			
	To have a transfer to the the state of the control of		
) Ŷes	₹ N/A		
	ांत्रा का होते हैं है। है कार पूर्व जेना नवेंद्रियान क्षित्र के लेखा करते । से बाद		
B. IF THE DISCLOSING PARTY IS A LEC	ALENTITY:		
1. List below the full names and titles of	all executive officers, and all directors of the entity.		
NOTE: For not for profit corporations; also I	ist below all members, if any; which are legal entities. If		
。4.1. 6.1. 1915年 李维·阿尔克斯 (1915年) 1915年 1915年 1915年 1915年 1915年 1916年 1916年 1916年 1916年 1916年 1916年 1916年 1916年	rs." For trusts, estates or other similar entities, list below		
the legal titleholder(s)			
	d partnership, limited liability company, limited liability		
	me and title of each general partner, managing member,		
	itrols the day-to-day management of the Disclosing Party.		
NOTE: Each-legal entity-listed below must so	nomican Ep on its own benaur		
	Title		
Name Paul R. Bryant	Manager of MARS BS, EEC		
an auris, Dayant			
The state of the s	A STATE OF THE PROPERTY OF THE		
The state of the s			

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	me Business Address Percentage Interes	
		Disclosing Party
Paul R. Bryant	435 N. Michigan Avenue Ste 2009 Chicago IL 606011	
Dan Tausk	435 N. Michigan Avenue Ste 2009 Chicago IL 606011	
	The state of the s	
The second of the second of the	The state of the s	
Has the Disclosing Part	y had a "business relationship,	H CITY ELECTED OFFICIALS ' as defined in Chapter 2-156 of the Municipal ore the date this EDS is signed?
Xes		er elikere korta ar eta erre eta eta eta karriak Mikaliski. Barriaren eta erre eta eta eta eta eta eta eta eta eta et
If yes, please identify belo	w.the.name(s) of such City ele	cted official(s) and describe such
relationship(s):		

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

retained or anticipated to be retained)	A.ddress	(subcontractor, attorney, lobbyist, etc.)	paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
	<u> </u>		
(Add sheets if necessary)	* ·		
Check here if the Discl	losing Party ha	as not retained, nor expects to retain	i, any such persons or entities.
SECTION V CERTIF	ICATIONS		Karamatan da karam
A. COURT-ORDERED	CHIED SUPP	ORT COMPLIANCE	
그는 그 이 물리가 그는 그리면 하는 그 그 그래를 하지만 한다고 되었다.	Service of the Control of the Contro	415; substantial owners of business the their child support obligations thr	그 가겠지않아 그는 과 한쪽에 가는 사람이를 되었다. 그는 그를 모르자 그를 받는다.
		ly owns 10% or more of the Disclo	
ДYes 🕡 Ņ	and the second of the second o	o person directly or indirectly owns	: 10% or more of the
		ourt-approved agreement for payin	ent of all support owed and
is the person in compliance	K Charles Control		A CONTRACTOR OF THE STATE OF TH
∏Yes' ']N	0		ं वर्षेत्रकेषुर्वाते स्थापितः । १००० स्थाप्याने स्थाप्या । १९४८ मध्येष्टराज्यासम्बद्धाः
B. FURTHER CERTIFIC	ĀTĪŌNŠ		, valdi di Aribani (i 11.20 maja tar diperbeba 1886-ya 1886) mendebah di dengan
1. Pursuant to Munic consult for defined terms submitting this EDS is the certifies as follows: (i) ne	ipal Gode Cha (e.g., "doing b Applicant an ither the Appl	pter 1-23, Article I ("Article I")(wind siness") and legal requirements), dais doing business with the City, I icant nor any controlling person is	nich the Applicant should if the Disclosing Party hen the Disclosing Party currently indicted or charged
criminal offense involving	g actual, attein	er been convicted of, or placed und interpreted of commit brib officer or employee of the City or a	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");

- Parting appropriate Harris 1990 Appropriate Table 1990 Appropria

- 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 incligibility 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 incligible 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 cofficials, 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 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.

The first file of the control of the file of the control of the control of the file of the file of the control
7.						the above		its in this Part B (Further
Certi	fications), the Disclo	sing Part	y must explair	ı below:	,	,	
· · · · ·			,					
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•	يونين بردد	حمد نیاز کی درجی	<u> </u>	$\frac{1}{N}$	<u> </u>	 		
·				in the state of				g garantine on Adams
-					,			

presumed that the Disclosing Party certified to the above statements.	i
8. To the best of the Disclosing Party's knowledge after reasonable is complete list of all current employees of the Disclosing Party who were, month period preceding the execution date of this EDS, an employee, or of the City of Chicago (if none, indicate with "N/A" or "none").	at any time during the 12-
N/A	a.c.
9. To the best of the Disclosing Party's knowledge after reasonable complete list of all gifts that the Disclosing Party has given or caused to 12-month period preceding the execution date of this EDS, to an employ official, of the City of Chicago. For purposes of this statement, a "gift" made generally available to City employees or to the general public, or (course of official City business and having a retail value of less than \$20 with "N/A" or "none"). As to any gift listed below, please also list the n	be given, at any time during the ee, or elected or appointed does not include: (i) anything ii) food or drink provided in the per recipient (if none, indicate
The state of the s	A Company of the Comp
C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION 1. The Disclosing Party certifies that the Disclosing Party (check on is is 71 is 71 is 71 is a defined in Section 2-32-455(b) of the Municipal Control of the Cont	
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2. If the Disclosing Party IS a financial institution, then the Disclosi	ng Party pledges:
"We are not and will not become a predatory lender as defined in Chapte Code. We further pledge that none of our affiliates is, and none of them lender as defined in Chapter 2-32 of the Municipal Code. We understant lender or becoming an affiliate of a predatory lender may result in the lobusiness with the City."	will become, a predatory d that becoming a predatory ss of the privilege of doing
If the Disclosing Party is unable to make this pledge because it or any of Section 2-32-455(b) of the Municipal Code) is a predatory lender within 2-32 of the Municipal Code, explain here (attach additional pages if nec	the meaning of Chapter

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively

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.

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

/Yes // No

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

2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City clected 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 of 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 ERABUSINESS

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

1. The Disclosing Party verifies that the Disclosing Party has searched any the Disclosing Party and any and all predecessor entities regarding records of infrom slavery or slaveholder insurance policies during the slavery era (including issued to slaveholders that provided coverage for damage to or injury or death o the Disclosing Party has found no such records.	vestments or profits insurance policies
2. The Disclosing Party verifies that, as a result of conducting the search in Disclosing Party has found records of investments or profits from slavery or slav policies. The Disclosing Party verifies that the following constitutes full disclosure records, including the names of any and all slaves or slaveholders described in the slaves of slaveholders described in the slaves.	veholder insurance sure of all such hose records:
	• •
NOTE: If the Matter is federally funded, complete this Section VI. If the Maturded, proceed to Section VII. For purposes of this Section VI, tax credits alloand 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 Disclosure Act of 1995 who have made lobbying contacts on behalf of the Discrespect to the Matter: (Add sheets if necessary):	ocated by the City al Lobbying
The state of the s	<u>Lagrania de Santa de Lagrania de la Santa de Lagrania de la Companyo de la Compa</u>
(If no explanation appears or begins on the lines above, or if the letters "NA" or appear, it will be conclusively presumed that the Disclosing Party means that N registered under the Lobbying Disclosure Act of 1995 have made lobbying cont Disclosing Party with respect to the Matter.) 2. The Disclosing Party has not spent and will not expend any federally appany person or entity listed in Paragraph A.1. above for his or her lobbying activ	O persons or entities tacts on behalf of the propriated funds to pay
person or entity to influence or attempt to influence an officer or employee of a applicable federal law, a member of Congress, an officer or employee of Congress, in connection with the award of any federally funded confederally funded grant or loan, entering into any cooperative agreement, or to expend the confederally funded grant or loan, entering into any cooperative agreement, or to expend the confederal transfer of	ny agency, as defined by ess, or an employee of a tract, making any

comply with these disclosure requirements may make any contract entered into with the City in

connection with the Matter voidable by the City.

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 No If "Yes," answer the three questions below: 1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.) MY Yes ПNo 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? M Yes 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 -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

of Employing the operation of the second

- 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.

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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.

Distrist 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 events 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 of 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:

ANT BROWN A FAR

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CERTIFICATION	
Under penalty of penjury, the person signing below (11) warrants that	
this EDS and Appendix A (if applicable) on behalf of the Disclosing	多数,但是我们的,我们就是这个人,我们还是我们的,我们就是我们的一个人,我们就没有一个人的。""我们的,我们们的一个人,我们们也不是一个人,我们们就是一个人,我
certifications and statements contained in this EDS and Appendix A (
and/complete as of the date furnished to the City	
MARS B'S LLC	
(Print or lyne hame of Disclosing Party)	
RETINEOUT AND	
By W. V. C. Carlotte and the second s	
Sibuliary)	outra in the Missing Control of the Control
Paul R. Bryanti.	a kominakili malan akoali ma
(Print or type name of person signing):	
MANAGER	The state of the s
(Print or type title of person signing)	
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	二等企業 医安静性皮肤透明的人
Signed and sworn to before me on (date) FEBRUARY 25, 20/6,	
at (state).	
Apoly - M Hotec / H Notary Public.	OFFICIAL SEAL
Apply - Milling & Hollary & Hollary & Hollary	CAROLYN M HRONEC NOTARY PUBLIC - STATE OF ILLINOIS
Commission expires: July 15, 2017	LAY COMMESSION EXPIRES 07/19/17

(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Disclosing Party must complete a new EDS with correct or corrected information)

RECERTIFICATION

Generally, for use with City Council matters. Not for City procurements unless requested.

This recertification is being submitted in connection with PD at 3901 N. Broadway [identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Disclosing Party; (2) warrants that all certifications and statements contained in the Disclosing Party's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

MARS BS, LLC	Date: May 25, 2016
(Print or type legal name of Disclosing Party)	
Ву	
(sign here)	
Print or type marke of signatury	
Title of signatory:	
Munugar	
Signed and sworn to before me on [date] M	Ay. 25, 2016 by County, /////015 [state].
	Notary Public.
Commission expires: July 15 201	
	OFFICIAL SEAL CAROLYN M HRONEC
Ver. 11-01-05	MOTARY PUBLIC - STATE OF ILLINOIS MY CONSURSION EXPIRES 07/15/17

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 it, 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) alliprincipal 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:

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ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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 (an interest in the Applicant exceeding 7.5 p est in the Approximence comes indirect ownership interest in all cutity which has only an indirect ownership interest in

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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;
SCOB Partners, LCLP
Check ONE of the following three boxes:
Indicate whether the Disclosing Party submitting this EDS is: 1. 1 the Applicant OR
2. \searrow 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: Fob \$5, 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: 5900 WINTEETHUR RIDGE ATLANTA, CA 30328
C. Telephone: 404-340-4049 Pax: Email: Mohafogcapital.ton
D. Name of contact person: MARK Q. HACKNER
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):
PLANNED DEVELOPMENT AT 3901 N. BROHOWAY
G. Which City agency or department is requesting this EDS? DPD
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

Person Publicly regis	ership	Limited liability company Limited liability partnership Joint venture Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))?
Trust	автр	Other (please-specify)
2. For legal e	ntities, the state (or foreign c	ountry) of incorporation or organization, if applicable:
GEORG	HA, USA.	, and the same of
_	ntities not organized in the S ate of Illinois as a foreign en	·
" Yes	No	`}: ;-` N/A
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B. IF THE DISC	LOSING PARTY IS A LEG	
1. List below NOTE: For not-f there are no such the legal titlehold. If the entity is a partnership or joil managor or any of	the full names and titles of a or-profit corporations, also liminibers, write "no members or (s). I general partnership, limited at venture, list below the namber person or entity that contents.	ALENTITY: 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 be and title of each general partner, managing member, trols the day-to-day management of the Disclosing Party.
l. List below NOTE: For not-f there are no such the legal titlehold. If the entity is a partnership or joil managor or any of	the full names and titles of a or-profit corporations, also liminibers, write "no members or (s). I general partnership, limited at venture, list below the namber person or entity that contents.	ALENTITY: all executive officers and all directors of the entity. as 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 as and title of each general partner, managing member,
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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	Disclosing Party
STACY C. HACICE	VER 14744 CAICE MAG	
/	CIRCUG, MAMPA, A	DE LINÉ -C 33613
SECTION III BU	SINESS RELATIONSHIPS V	ITH CITY ELECTED OFFICIALS
_	•	hip," as defined in Chapter 2-156 of the Municipal before the date this EDS is signed?
_ ; Yes	× No	
If yes, please identify relationship(s):	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 not an acceptable response.
	which the beat distributions are a season or selection wheelper		
(Add sheets if necessary)	·		
Check here if the Disc	losing Party h	as not retained, nor expects to retain	i, any such persons or entities
SECTION V CERTIF	FICATIONS	•	
A. COURT-ORDERED	CHILD SUPP	ORT COMPLIANCE	
3		-415, substantial owners of busines th their child support obligations the	
	*	tly owns 10% or more of the Disclo	
Yes XN		lo person directly or indirectly own sclosing Party.	s 10% or more of the
If "Yes," has the person of is the person in complian		court-approved agreement for paying greement?	nent of all support owed and
Yes N	0		
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. 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 ILB.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	r
Certifications), the Disclosing Party must explain below:	
NONE .	
	,
	······································

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").
NowE
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. NONE
C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION
1. The Disclosing Party certifies that the Disclosing Party (check one)
is kis 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 correlusively

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 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.

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

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

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

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

3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.
4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".
5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A.I. through A.4. above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.
B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY
If the Matter is federally funded, federal regulations require the Applicant and all proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.
Is the Disclosing Party the Applicant?
· Yes No
If "Yes," answer the three questions below:
1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.) Yes No
2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements? Yes No
3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause? 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, JL 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

SLDB PARTNERS, ULP
(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.

Ву:
(Sign liere)
MARK O. HACKNER
(Print or type name of person signing)
TAPTUER
(Print or type title of person signing)
Signed and sworn to before me on (date) Felomary 22, 7016
at Lucy on Manky GA (state).
Ruh Aire of Perfect Notary Public.
Along T
Commission expires 10 BLV
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?

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 APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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 (an "Owner"). It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

1.	Pursuant to Munic building code scot Code?			the Applicant or an ant to Section 2-92-		
	Yes		:No			
2.	If the Applicant is the Applicantiden 2-92-416 of the M	tified as a build	ling/code scoffla	any exchange, is a w og problem landle		
	Yes-		No	Not .	Applicable	
3.	If yes to (1) or (2) identified as a buil buildings to which	ding code scof	flaw or problem	landlord and the ad-		ing o
		.,			· .	
	J 		en e			
	. <u> </u>		Table 19 Comment of the State o			

FILLING OUT THIS APPENDIX B CONSTITUTES ACKNOWLEDGMENT AND AGREEMENT THAT THIS APPENDIX B IS INCORPORATED BY REVERENCE INTO, AND MADE A PART OF, THE ASSOCIATED EDS, AND THAT THE REPRESENTATIONS MADE IN THIS APPENDIX B ARE SUBJECT TO THE CERTIFICATION MADE UNDER PENALTY OF PERJURY ON PAGE 12 OF THE ASSOCIATED EDS.

(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If mable to recertify truthfully, the Disclosing Party must complete a new EDS with correct or corrected information)

RECERTIFICATION

Generally, for use with City Council matters. Not for City procurements unless requested.

This recertification is being submitted in connection with PD at 3901 N. Broadway [identify the Matter]. Under penalty of periody, the person signing below: (1) warrants that he/she is suthorized to execute this BDS recertification on behalf of the Disclosing Party, (2) warrants that all certifications and statements contained in the Disclosing Party's original EDS are true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

SLDB Patiners LLP	Date:	May 25, 2018
(Print or type logal name of Disclosing Patty)		
Ву: 227		
(sign, here)		
Print or type name of signatory:		
MARIC O. HACKNER		
Title of signatory:		
Partner		
O-		
Signed and swerly balling all partidates	County, G	by Great
TO NO INC.		A [state].
Ruh British Jene Noting	y Public.	
Commission come: 11:20		
W. COUNTY, O'LL		

Ver. 11-01-05

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclosing Party submitt	ting this EDS. Include d/b/a/ if applicable:
Vermilion Acquisitions, LLC	ndo-filaded in agillat a, in an analysis, also happen supply supply as a non-re-
Check ONE of the following three boxes:	
	rect interest in the Applicant. State the legal name of the holds an interest:
3. a legal entity with a right of control (see Section II.B.1.) State the legal name of the entity in control:
B. Business address of the Disclosing Party:	401 North Franklin, Suite 4 South : Chicago, IL 60654
C. Telephone: (312) 239-3534 Fax:	Email: dave.cocagne@vermiliondevelopment.com
D. Name of contact person: Dave Cocagne	
E. Federal Employer Identification No. (if you	have one):
F. Brief description of contract, transaction or which this EDS pertains. (Include project nun	other undertaking (referred to below as the "Matter") to ober and location of property, if applicable):
Planned Development Application3901 North Broadway	
G. Which City agency or department is reques	sting this EDS? Department of Planning and Development
If the Matter is a contract being handled by complete the following:	the City's Department of Procurement Services, please
Enacification #	and Contract #

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

] Person	nip hip	Limited liability compa Limited liability partne Joint venture Not-for-profit corporate (Is the not-for-profit corpo Yes Other (please specify)	rship
2. For legal ent	ities, the state (or foreign o	country) of incorporation or o	rganization, if applicable:
Illinois			
_	ities not organized in the Se of Illinois as a foreign en	State of Illinois: Has the organitity?	nization registered to do
B. IF THE DISCLO	OSING PARTY IS A LEG	SAL ENTITY:	
1. List below the full names and titles of all executive officers and all directors of the entity. NOTE: For not-for-profit corporations, also list below all members, if any, which are legal entities. If there are no such members, write "no members." For trusts, estates or other similar entities, list below the legal titleholder(s). If the entity is a general partnership, limited partnership, limited liability company, limited liability partnership or joint venture, list below the name and title of each general partner, managing member, manager or any other person or entity that controls the day-to-day management of the Disclosing Party. NOTE: Each legal entity listed below must submit an EDS on its own behalf.			
Name Dave Cocagne, Managing	n Member	Title	•
Dave Cocagne, Ivianaging	3 Michine		
			i
	···		

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

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

Percentage Interest in the

Name	Business Address	Percentage Interest in the
Dave Cocagne	401 N. Franklin, Suite 4 South, Chicago	Disclosing Party
	401 N. Franklin, Suite 4 South, Chicago	
SECTION III BU	USINESS RELATIONSHIPS WIT	TH CITY ELECTED OFFICIALS
	g Party had a "business relationship elected official in the 12 months be	o," as defined in Chapter 2-156 of the Municipal efore the date this EDS is signed?
[]] Yes	☑ No	
If yes, please identif relationship(s):	y below the name(s) of such City el	lected official(s) and describe such
-		

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

Name (indicate whether Business retained or anticipated Address 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.
Taft LawEd Kus	111 E. Wacker, Suite 2800, Chicago	Attorney	\$25,000
Hirsch Associates	225 W Hubbard, Fifth Floor, Chicago	Architect	\$40,000
(Add sheets if nec	essary)		
Check here if t	he Disclosing Party h	as not retained, nor expects to retain	n, any such persons or entities
SECTION V C	ERTIFICATIONS		
A. COURT-ORD	ERED CHILD SUPP	ORT COMPLIANCE	
•		-415, substantial owners of business th their child support obligations thr	
	•	tly owns 10% or more of the Disclo	
[] Yes [] No person directly or indirectly owns 10% or more of the Disclosing Party.			s 10% or more of the
· -	person entered into a empliance with that ag	court-approved agreement for paymgreement?	ent of all support owed and
[] Yes	☑ No		<i>,</i>

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

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

		appears on the lines above, it will be ified to the above statements.
	EGARDING INTEREST IN	
Any words or terms that meanings when used in the	-	of the Municipal Code have the same
		Municipal Code: Does any official or employee name or in the name of any other person or
NOTE: If you checked Item D.1., proceed to Par		to Items D.2. and D.3. If you checked "No" to
elected official or employ 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 prop or (iii) is sold by virtue of l	ive bidding, or otherwise permitted, no City terest in his or her own name or in the name of perty that (i) belongs to the City, or (ii) is sold egal process at the suit of the City (collectively, ken pursuant to the City's eminent domain power aning of this Part D.
Does the Matter involve	a City Property Sale?	
Yes	No	
•		e names and business addresses of the City tify the nature of such interest:
Name	Business Address	Nature of Interest
4. The Disclosing P be acquired by any City	arty further certifies that no	prohibited financial interest in the Matter will

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.
A. CERTIFICATION REGARDING LOBBYING
1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary):
(If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.)
2. The Disclosing Party has not spent and will not expend any federally appropriated funds to parany person or entity listed in Paragraph A.1. above for his or her lobbying activities or 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 Pa	rty the Applicant?	
[] Yes	□No	·
If "Yes," answer the	three guestions belo	ow:
	veloped and do you l (See 41 CFR Part 6	have on file affirmative action programs pursuant to applicabl 60-2.)
Contract Compliand	-	porting Committee, the Director of the Office of Federal Equal Employment Opportunity Commission all reports due s?
[] Yes	□No	
3. Have you pa equal opportunity c		vious contracts or subcontracts subject to the
[] Yes	□] No	•
If you checked "No	" to question 1. or 2.	. above, please provide an explanation:
	a transference and a sector to contain debrack and a gave beautiful and the sector and a sector and a sector a	

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 No.

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

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

Vermilion Acquisitions, LLC	
(Print or type name of Disclosing Party)	
By: (1) (2) (4)	
(Sign here)	-
Dave Cocagne	
(Print or type name of person signing)	
Managing Member	
(Print or type title of person signing)	
· ·	
Signed and sworn to before me on (date) 3	3 16,
at (67) County, Mings (s	rate).
MM No	etary Public.
	(*) OFFICIAL SEAL (*) KIMBERLY E COLEMAN (*)
Commission expires: 3/10/18.	NOTARY PUBLIC - STATE OF HUMOIS
	MY COMMISSION EXPIRES:03/06/18

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.

	ionship" with an elected	•	- -	suc Partner merec	or currently
Yes	No				
such person is connec	tify below (1) the name eted; (3) the name and t relationship, and (4) the	itle of the electe	d city official or de	partment head to	•
					- .
•		-			·

(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Disclosing Party must complete a new EDS with correct or corrected information)

RECERTIFICATION

Generally, for use with City Council matters. Not for City procurements unless requested.

This recertification is being submitted in connection with <u>PD at 3901 N. Broadway</u> [identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Disclosing Party, (2) warrants that all certifications and statements contained in the Disclosing Party's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

Vermillori Acquisitions, LLC	Dute: May 25, 2016			
(Print of type legal name of Disclosing Party)				
By: (sign here)				
Print or type name of signutory:				
Dave Cocagne				
Title of signatory:				
Managing Member				
Signed and sworn to before me on [date] May 2. Dave Corney at Cook Co				
Commission expires: Z/16/2020.	CLAYTON L GREEN OFFICIAL SEAL Notary Public, State of Himols			
Ver. #1-01-05	My Commission Expires February 16, 2020			