

City of Chicago



O2019-310

Office of the City Clerk

Document Tracking Sheet

Meeting Date: 1/23/2019

Sponsor(s): Reilly (42)

Type: Ordinance

Title: Second Amendment to Grant of Easements for pedestrian

ingress and egress with 321 N Clark Property LLC

Committee(s) Assignment: Committee on Transportation and Public Way

ORDINANCE

WHEREAS, the City of Chicago ("City") is a home rule unit of government by virtue of the provisions of the Constitution of the State of Illinois of 1970, and, as such, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, pursuant to ordinance ("Vacation Ordinance") adopted by the City Council of the City of Chicago (the "City Council"), on October 31, 1984, and published in the Journal of the Proceedings of the City Council (the "Journal") for such date at pages 10677 through 10679, the City Council approved the vacation of a portion of that certain alley and a portion of West Carroll Avenue, each as legally described in Section 1 of the Vacation Ordinance, to LaSalle National Bank, as trustee of trust number 104102 ("Trustee 104102"); and

WHEREAS, such vacation was conditioned, in part, on Trustee 104102, or its successors or assigns, recording: (a) a grant of easement for a strip of land 24 feet in width over, upon and across the right of way of Carroll Avenue as vacated in the Vacation Ordinance, to remain open above the existing grade (at track level) and below an elevation of 18 feet above the existing grade for (i) public ingress and egress, (ii) installation, maintenance, removal and operation of public water and sewer lines, and (iii) installation, maintenance, removal, and operation of railroad tracks by the Chicago and North Western Transportation Company, its successors and assigns; and (b) a grant of easement to the City for pedestrian ingress and egress, over, upon and across an area of not less than 25,000 square feet in the aggregate, both along the Chicago River and above the improvements to be constructed over a to-be-established vehicular ingress and egress easement; and

WHEREAS, Trustee 104012 subsequently caused a portion of West Carroll Street vacated by the Vacation Ordinance to be conveyed to LaSalle National Bank, as trustee, pursuant to trust no. 109495 ("Trustee 109495") (Trustee 104102 and Trustee 109495, together, the "Original Owners"); and

WHEREAS, pursuant to that certain "Grant of Easements" dated April 24, 1985, and recorded on June 10, 1985 with the Office of the Recorder of Deeds of Cook County, Illinois (the "Recorder's Office), as document number 85054196, the Original Owners granted the City a vehicular ingress and egress easement in accordance with the Vacation Ordinance, over and across a portion of the "Site" legally described in Exhibit A attached hereto and incorporated herein (the "Vehicular Ingress and Egress Easement"); and

WHEREAS, pursuant to that certain "Grant of Easements for Pedestrian Ingress and Egress" ("Original Agreement") dated April 24, 1985, and recorded on June 10, 1985, with the Recorder's Office, as document number 85054195, the Original Owners granted the City, in accordance with the Vacation Ordinance, certain non-exclusive easements for pedestrian ingress and egress over and across a portion of the Site (the "Pedestrian Ingress and Egress Easement"); and

WHEREAS, pursuant to that certain "First Amendment to Grant of Easements for Pedestrian Ingress and Egress" ("First Amendment") (the Original Agreement, as amended by the First Amendment, the "First Revised Agreement") dated January 14, 1986, and recorded on April 7, 1986, with the Recorder's Office as document number 86131769, entered into by and among the City, LaSalle National Bank, as trustee, pursuant to trust no. 110339 ("Trust 110339"), as the successor in interest to Trust 104102, and Trust 109495, the parties to the First Amendment, among other things, approved new drawings that superseded the drawings

attached to the Original Agreement as Exhibit C; and

WHEREAS, such new drawings included a revised Pedestrian Ingress and Egress Easement and a vehicular and pedestrian easement (the Pedestrian Ingress and Egress Easement, as amended by the First Amendment, together with the vehicular and pedestrian easement established in Section 2 of the First Amendment, collectively, the "Existing Easements", which are depicted in Exhibit B attached hereto); and

WHEREAS, 321 North Clark Property, LLC, a Delaware limited liability company ("Current West Sub-Parcel Owner"), warrants and represents that it owns the west approximately 134.18 feet of the Site (the "West Sub-Parcel"); and

WHEREAS, Current West Sub-Parcel Owner desires to relocate a portion of the Existing Easements located at the Plaza Level and at the River Front Level of the West Sub-Parcel; and

WHEREAS, the contemplated revision to the Existing Easements would allow for the new creation of ADA accessibility, additional commercial development, and would bring the public into closer proximity to the Chicago River; and

WHEREAS, upon due investigation and consideration by the City's Department of Transportation, the Commissioner of the Department of Transportation (the "Commissioner") has determined that the public interest now warrants the relocation of the Existing Easements; **now, therefore,**

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

SECTION 1. The foregoing recitals are hereby adopted as the findings of the City Council.

SECTION 2. The Commissioner or a designee of the Commissioner is each hereby authorized, with the approval of the City's Corporation Counsel as to form and legality, to enter into a Second Amendment to Grant of Easements for Pedestrian Ingress and Egress ("Second Amendment to Grant of Easements") in substantially the form attached hereto as Exhibit C, and to negotiate, execute and deliver such other supporting documents as may be necessary or appropriate to carry out and comply with the provisions of the Second Amendment to Grant of Easements, with such changes, deletions and insertions as shall be approved by the persons executing the Second Amendment to Grant of Easements.

SECTION 3. If any provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such provision shall not affect any of the other provisions of this ordinance.

SECTION 4. All ordinances, resolutions, motions or orders in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION 5. This ordinance shall take effect immediately upon its passage and publication.

Honorable Brendan Reilly Alderman, 42nd Ward

Exhibit A to Ordinance

Legal Description of the Site

All that part of West Carroll Avenue (formerly called New North Water Street) lying North of a line 31.0 feet South of and parallel with the North line of Lots 2, 3 and 4 in Block 2 in Original Town of Chicago in the Southeast Quarter of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian; lying North of a line 31.0 feet South of and parallel with the North line of Lot 1 in Block 2 in Original Town of Chicago aforementioned; said parallel line being also described as the North line of Lot 1 in Assessor's Division of Lot 1 in Block 2 in Original Town of Chicago aforementioned; lying South of a line 31.0 feet North of and parallel with the South line of Lots 5, 6, and 7 in Block 2 in Original Town of Chicago aforementioned; lying South of the South line of Lots 6, 7, 8, and 9 in (Butler's) Subdivision of Lot 8 in Block 2 in Original Town of Chicago aforementioned; lying West of the East line of Lots 1 and 8 and said East line extended across West Carroll Avenue; and lying East of the West line of Lots 4 and 5 and said West lines extended across West Carroll Avenue, all in Block 2 in Original Town of Chicago aforementioned, all in Cook County, Illinois.

AND THE FOLLOWING:

PARCEL 1:

Lots 1, 2, and 3 in Assessor's Division of Lot 1 in Block 2 in Original Town of Chicago in Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

PARCEL 2:

Lots 2, 3 and 4 (except the northerly 31 feet thereof) in Block 2 in the Original Town of Chicago in Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois, said premises being otherwise described and bounded as follows: Beginning at a point where the east line of North Clark Street intersects the south line of New North Water Street in the City of Chicago, Cook County, Illinois; thence running east along said south line of said New North water Street, 240 feet, more or less, to the east line of Lot 2 in Block 2 in Original Town of Chicago aforesaid; thence south along said east line of said Lot 2 to the Chicago River; thence west along and following the north line of said river, 240 feet, more or less, to the point where said north line of said river intersects the east line of said North Clark Street; thence north along the east line of said North Clark Street to the point of beginning (except the northerly 31 feet thereof).

PARCEL 3:

Lots 5, 6 and 7 (except the southerly 31 feet thereof) in Block 2 in the Original Town of Chicago in Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

PARCEL 4:

Lots 1 to 9, all inclusive, in Butler's Subdivision of Lot 8 in Block 2 in Original Town of Chicago together with the vacated alley west of and adjoining the south 5 feet of Lot 3 and all of Lots 4 and 5 aforesaid all in Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

Commonly known as: 321 N. Clark Street, Chicago, Illinois 60654

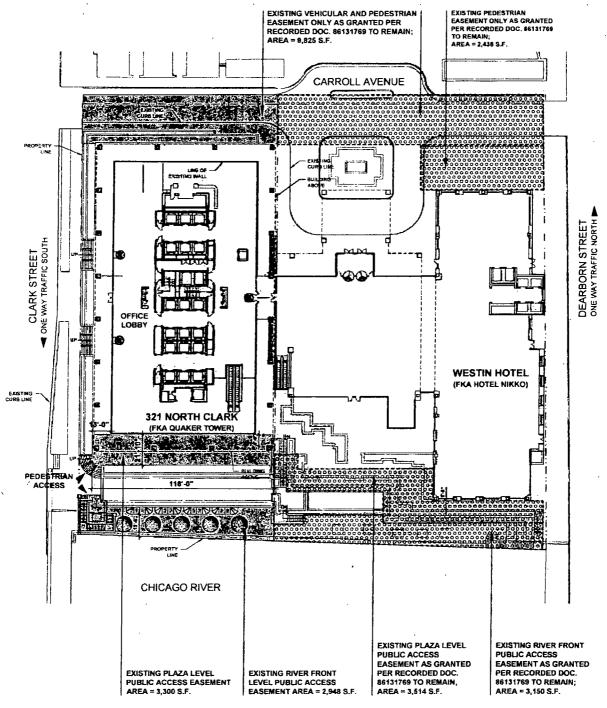
PINs: 17-09-409-008-0000

17-09-409-001-0000 17-09-409-002-0000 17-09-409-003-0000

Exhibit B to Ordinance Depiction of Existing Easements

[Attached]

EXHIBIT B of Ordinance



KEY:

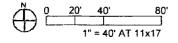
321 NORTH CLARK PUBLIC EASEMENT AREA SUBJECT OF 2ND AMENDMENT

WESTIN HOTEL PUBLIC EASEMENT AREA NOT SUBJECT

EXISTING PUBLIC ACCESS EASEMENT

PLAZA LEVEL AREA = 3,300 S.F.

RIVER FRONT LEVEL AREA = 2,948 S F.



NOVEMBER 16, 2018

PAGE 1

HINES

321 NORTH CLARK

GOETTSCH PARTNERS

Exhibit C to Ordinance

Form of Second Amendment to Grant of Easements for Pedestrian Ingress and Egress
[Attached]

SECOND AMENDMENT TO GRANT OF EASEMENTS FOR PEDESTRIAN INGRESS AND EGRESS

(The Above Space For Recorder's Use Only)

THIS SECOND AMENDMENT TO GRANT OF EASEMENTS FOR PEDESTRIAN INGRESS AND EGRESS (this "Second Amendment") is made on or as of this _____ day of _____, 20__, by and between 321 NORTH CLARK PROPERTY LLC, a Delaware limited liability company ("Current West Sub-Parcel Owner"), and the City of Chicago, an Illinois municipal corporation and home rule unit of local government (the "City"). Capitalized terms used in this Second Amendment but not defined herein shall have the meaning set forth in the "Original Agreement," as amended by the "First Amendment" (as those two terms are defined below).

BACKGROUND

WHEREAS, pursuant to ordinance ("Vacation Ordinance") adopted by the City Council of the City of Chicago (the "City Council"), on October 31, 1984, and published in the Journal of the Proceedings of the City Council (the "Journal") for such date at pages 10677 through 10679, the City Council approved the vacation of a portion of that certain alley and a portion of West Carroll Avenue, each as legally described in Section 1 of the Vacation Ordinance, to LaSalle National Bank, as trustee of trust number 104102 ("Trustee 104102"); and

WHEREAS, such vacation was conditioned, in part, on Trustee 104102, or its successors or assigns, recording: (a) a grant of easement for a strip of land 24 feet in width over, upon and across the right of way of Carroll Avenue as vacated in the Vacation Ordinance, to remain open above the existing grade (at track level) and below an elevation of 18 feet above the existing grade for (i) public ingress and egress, (ii) installation, maintenance, removal and operation of public water and sewer lines, and (iii) installation, maintenance, removal, and operation of railroad tracks by the Chicago and North Western Transportation Company, its successors and assigns; and (b) a grant of easement to the City for pedestrian ingress and egress, over, upon and across an area of not less than 25,000 square feet in the aggregate, both along the Chicago River and above the improvements to be constructed over a to-be-established vehicular ingress and egress easement; and

WHEREAS, Trustee 104012 subsequently caused a portion West Carroll Street vacated by the Vacation Ordinance to be conveyed to LaSalle National Bank, as trustee, pursuant to

trust no. 109495 ("Trustee 109495") (Trustee 104102 and Trustee 109495, together, the "Original Owners"), and

WHEREAS, pursuant to that certain "Grant of Easements" dated April 24, 1985, and recorded on June 10, 1985 with the Office of the Recorder of Deeds of Cook County, Illinois (the "Recorder's Office), as document number 85054196, the Original Owners granted the City a vehicular ingress and egress easement in accordance with the Vacation Ordinance, over and across a portion of the "Site" legally described in Exhibit 1 attached hereto and incorporated herein (the "Vehicular Ingress and Egress Easement"); and

WHEREAS, pursuant to that certain "Grant of Easements for Pedestrian Ingress and Egress" ("Original Agreement") dated April 24, 1985, and recorded on June 10, 1985, with the Recorder's Office, as document number 85054195, the Original Owners granted the City, in accordance with the Vacation Ordinance, certain non-exclusive easements for pedestrian ingress and egress over and across a portion of the Site (the "Pedestrian Ingress and Egress Easement"); and

WHEREAS, pursuant to that certain "First Amendment to Grant of Easements for Pedestrian Ingress and Egress" ("First Amendment") (the Original Agreement, as amended by the First Amendment, the "First Revised Agreement") dated January 14, 1986, and recorded on April 7, 1986, with the Recorder's Office as document number 86131769, entered into by and among the City, LaSalle National Bank, as trustee, pursuant to trust no. 110339 ("Trust 110339"), as the successor in interest to Trust 104102, and Trust 109495, the parties to the First Amendment, among other things, approved new drawings that superseded the drawings attached to the Original Agreement as Exhibit C; and

WHEREAS, such new drawings included a revised Pedestrian Ingress and Egress Easement and a vehicular and pedestrian easement (the Pedestrian Ingress and Egress Easement, as amended by the First Amendment, together with the vehicular and pedestrian easement established in Section 2 of the First Amendment, collectively, the "Existing Easements", which are depicted in Exhibit 2 attached hereto); and

WHEREAS, the First Amendment also included a Kinzie Street level public access easement, as depicted on Exhibit 3 attached hereto (the "Kinzie Easement"); and

WHEREAS, Current West Sub-Parcel Owner warrants and represents that it owns the west approximately 134.18 feet of the Site, as legally described and depicted in Exhibit 4 attached hereto (the "West Sub-Parcel"); and

WHEREAS, Current West Sub-Parcel Owner desires to relocate a portion of the Existing Easements located at the Plaza Level and at the River Front Level of the West Sub-Parcel; and

WHEREAS, the contemplated revision to the Existing Easements would allow for the new creation of ADA accessibility, additional commercial development, and would bring the public into closer proximity to the Chicago River; and

WHEREAS, upon due investigation and consideration by the City's Department of Transportation, the Commissioner of the Department of Transportation has determined that the public interest now warrants the relocation of the such portions of the Existing Easements as described in this Second Amendment; and

WHEREAS, this Second Amendment does not amend, supersede or revise in any respect the Vehicular Ingress and Egress Easement or the Kinzie Easement; and

WHEREAS, this Second Amendment does not amend, alter or supersede any portion of the Existing Easements that are not located on the West Sub-Parcel;

- **NOW, THEREFORE,** in consideration of the above recitals, the mutual covenants herein contained, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:
- 1. INCORPORATION. The foregoing recitals constitute an integral part of this Second Amendment and are incorporated herein by this reference with the same force and effect as if set forth herein as agreements of the parties.
- 2. RELOCATION OF EXISTING EASEMENTS. The plaza level and the river front level portions of the Existing Easements on the West Sub-Parcel are each hereby relocated to the locations identified in <u>Exhibit 5</u> and <u>Exhibit 6</u>, respectively, attached hereto.
- 3. RELEASE. Those certain sections of the Pedestrian Ingress and Egress Easement at the plaza level and at the river front level, as identified in Exhibit 7 and Exhibit 8 attached hereto, respectively, as being released are hereby released from the First Revised Agreement and this Second Amendment.
- 4. AUTHORITY. Current West Sub-Parcel Owner represents that it is a Delaware limited liability company duly organized, validly existing, and in good standing under the laws of the State of Delaware, and validly existing and in good standing under the laws of the State of Illinois, with full power and authority to enter into this Second Amendment, and the person signing this Second Amendment on behalf of the Current West Sub-Parcel Owner has the authority to do so. The City's execution of this Second Amendment is authorized by ordinance ("Second Amendment Ordinance") passed by the City Council on _______, 20___, and published in the Journal for such date at pages ______ through _____. A copy of the Second Amendment Ordinance is attached hereto as Exhibit 9.
- 5. RECORDING. Current West Sub-Parcel Owner shall pay to record this Second Amendment and other documents incidental thereto.
- 6. EXHIBITS. All exhibits referred to herein and attached hereto shall be deemed part of this Second Amendment.
- 7. FULL FORCE AND EFFECT. Except as amended hereby, the First Revised Agreement shall continue in full force and effect as the binding obligations of the City, Current West Sub-Parcel Owner, and any owner of all or any portion of the Site, and their successors and assigns.
- 8. COUNTERPARTS. This Second Amendment may be executed in any number of counterparts, each of which shall be deemed an original and all of which, taken together, shall constitute a single, integrated instrument.

(Signature Page Follows)

IN WITNESS WHEREOF, the parties have caused this Second Amendment to Grant of Easement for Pedestrian Ingress and Egress on or as of the date first above written.

321 NORTH CLARK PROPERTY LLC, a Delaware limited liability company

By:	321	NORTH CLARK STREET VENTURES LLC, its sole member									
	Ву:	H/D 321 INVESTORS LLC, its Managing Member									
		By:	HINES 321 NORTH CLARK STREET LLC, its Managing Member								
	By: HINES 321 NORTH CLARK STREET ASSOCIATES LIMITED PARTNERSHIP, its sole member										
				Ву:	HINES INVESTMENT MANAGEMENT HOLDINGS LIMITED PARTNERSHIP, its general partner						
		By: HIMH GP LLC, its general partner				C, its general partner					
					Ву:	HINES REAL ESTATE HOLDINGS LIMITED PARTNERSHIP, its sole member					
							Ву:	JCH INVESTMENTS, INC., its general partner			
								By:			
								Name:			
								Title:			
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Ву:					_						
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Appro	ved as	to form	and lega	lity:							
By:											
-	Depar	tment o	f Law		_						

STATE OF ILLINOIS)	
	·) SS.	
COUNTY OF COOK)	

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Greg Van Schaack, the Senior Managing Director of JCH Investments, Inc., the general partner of Hines Real Estate Holdings Limited Partnership, the sole member of HIMH GP LLC, the general partner of Hines Investment Management Holdings Limited Partnership, the general partner of Hines 321 North Clark Street Associates Limited Partnership, the sole member of Hines 321 North Clark Street LLC, the managing member of H/D 321 Investors LLC, the managing member of 321 North Clark Street Ventures, LLC, the sole member of 321 North Clark Property LLC, a Delaware limited liability company, and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and, being first duly sworn by me, acknowledged that, as said Commissioner, she signed and delivered the foregoing instrument pursuant to authority given by the City as her free and voluntary act and as the free and voluntary act and deed of the City, for the uses and purposes therein set forth.

GIVEN under my notarial seal this ____ day of ____, 20__.

NOTARY PUBLIC

STATE OF ILLINOIS COUNTY OF COOK)) SS.
COUNTY OF COOK)
hereby certify that Rebeka of the City of Chicago, an be the same person whos me this day in person a Commissioner, she signed	a Notary Public in and for said County, in the State aforesaid, do h Scheinfeld, the Commissioner of the Department of Transportation Illinois municipal corporation ("City"), and personally known to me to e name is subscribed to the foregoing instrument, appeared before and, being first duly sworn by me, acknowledged that, as said and delivered the foregoing instrument pursuant to authority given by untary act and as the free and voluntary act and deed of the City, for rein set forth.
GIVEN under my notarial se	eal this day of, 20
,	NOTARY PUBLIC
4	NOTARY PUBLIC

(sub) Exhibit 1 to Second Amendment

Legal Description of the Site

All that part of West Carroll Avenue (formerly called New North Water Street) lying North of a line 31.0 feet South of and parallel with the North line of Lots 2, 3 and 4 in Block 2 in Original Town of Chicago in the Southeast Quarter of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian; lying North of a line 31.0 feet South of and parallel with the North line of Lot 1 in Block 2 in Original Town of Chicago aforementioned; said parallel line being also described as the North line of Lot 1 in Assessor's Division of Lot 1 in Block 2 in Original Town of Chicago aforementioned; lying South of a line 31.0 feet North of and parallel with the South line of Lots 5, 6, and 7 in Block 2 in Original Town of Chicago aforementioned; lying South of the South line of Lots 6, 7, 8, and 9 in (Butler's) Subdivision of Lot 8 in Block 2 in Original Town of Chicago aforementioned; lying West of the East line of Lots 1 and 8 and said East line extended across West Carroll Avenue; and lying East of the West line of Lots 4 and 5 and said West lines extended across West Carroll Avenue, all in Block 2 in Original Town of Chicago aforementioned, all in Cook County, Illinois.

AND THE FOLLOWING:

PARCEL 1:

Lots 1, 2, and 3 in Assessor's Division of Lot 1 in Block 2 in Original Town of Chicago in Section. 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

PARCEL 2:

Lots 2, 3 and 4 (except the northerly 31 feet thereof) in Block 2 in the Original Town of Chicago in Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois, said premises being otherwise described and bounded as follows: Beginning at a point where the east line of North Clark Street intersects the south line of New North Water Street in the City of Chicago, Cook County, Illinois; thence running east along said south line of said New North water Street, 240 feet, more or less, to the east line of Lot 2 in Block 2 in Original Town of Chicago aforesaid; thence south along said east line of said Lot 2 to the Chicago River; thence west along and following the north line of said river, 240 feet, more or less, to the point where said north line of said river intersects the east line of said North Clark Street; thence north along the east line of said North Clark Street to the point of beginning (except the northerly 31 feet thereof).

PARCEL 3:

Lots 5, 6 and 7 (except the southerly 31 feet thereof) in Block 2 in the Original Town of Chicago in Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

PARCEL 4:

Lots 1 to 9, all inclusive, in Butler's Subdivision of Lot 8 in Block 2 in Original Town of Chicago together with the vacated alley west of and adjoining the south 5 feet of Lot 3 and all of Lots 4 and 5 aforesaid all in Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

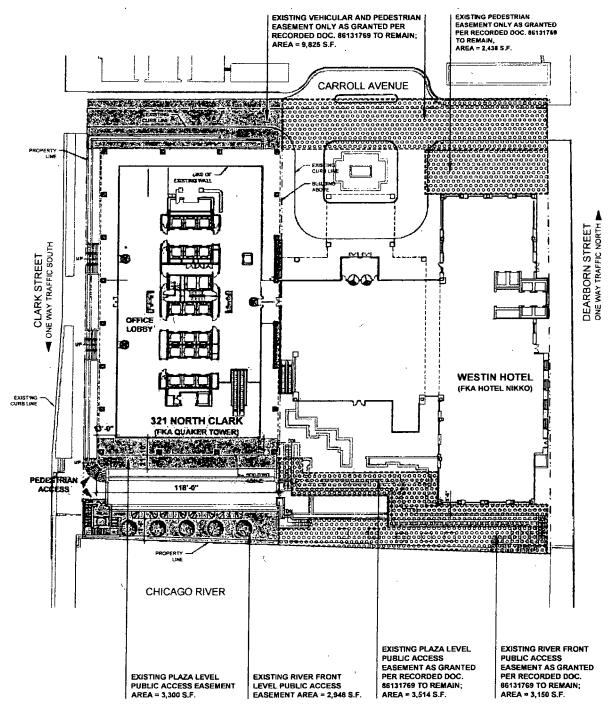
Commonly known as: 321 N. Clark Street, Chicago, Illinois 60654

PINs: 17-09-409-008-0000

17-09-409-001-0000 17-09-409-002-0000 17-09-409-003-0000

(sub) Exhibit 2 to Second Amendment Depiction of Existing Easements [Attached]

EXHIBIT 2 of Second Amendment



KEY

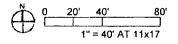
321 NORTH CLARK PUBLIC EASEMENT AREA SUBJECT OF 2ND AMENDMENT

Ses Westin Hotel Public EASEMENT AREA NOT SUBJECT

EXISTING PUBLIC ACCESS EASEMENT

PLAZA LEVEL AREA = 3,300 S.F.

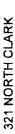
RIVER FRONT LEVEL AREA = 2,948 S.F.



NOVEMBER 16, 2018 PAGE 1

GOETTSCH PARTNERS

(sub) Exhibit 3 to Second Amendment Depiction of Kinzie Street Easement [Attached]



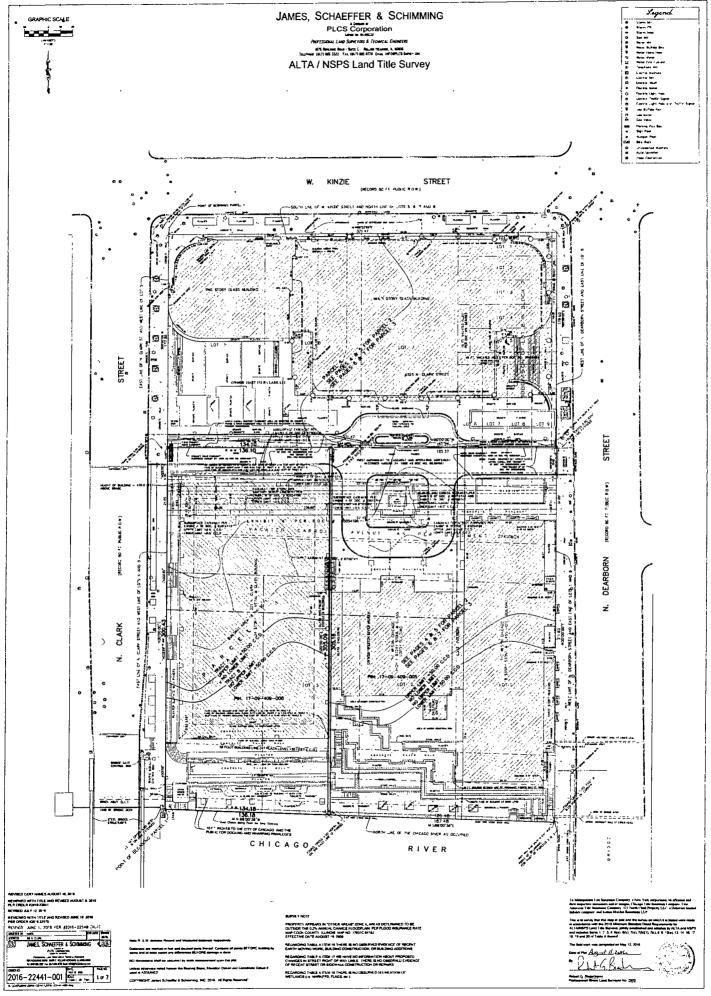
3 of Second Amendment

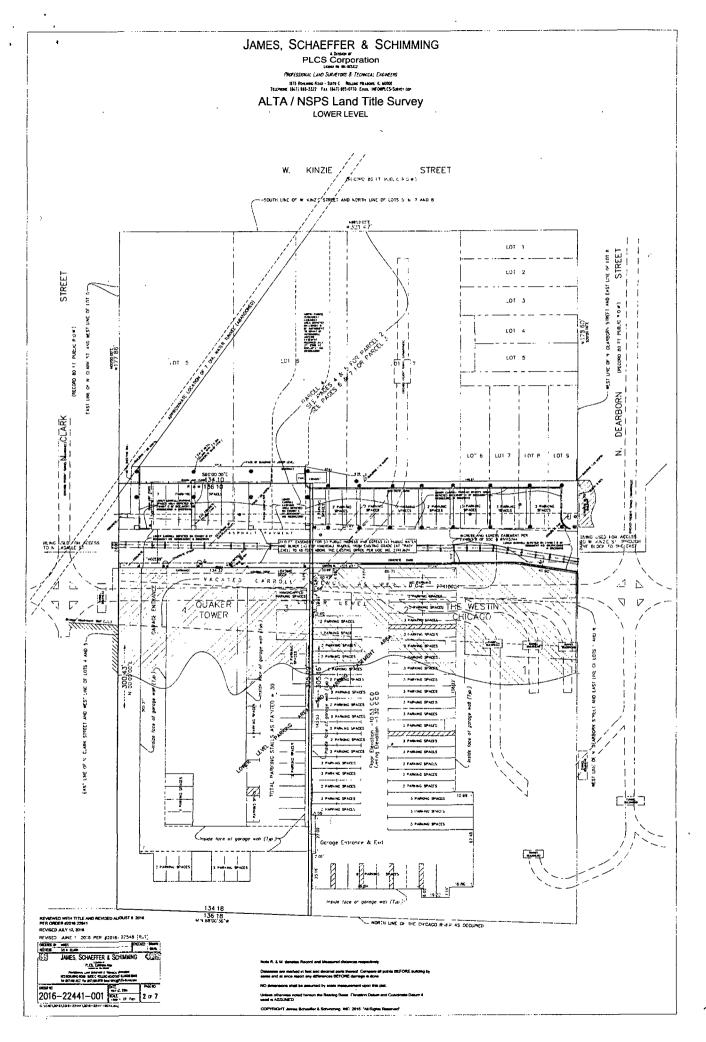
EXHIBIT

HINES

(sub) Exhibit 4 to Second Amendment Legal Description and Depiction of West Sub-Parcel

[Attached]





JAMES, SCHAEFFER & SCHIMMING PLCS Corporation PARCE 1 TRACE A TRACE OF BLOCK 2 IN ORIGINAL TOWN OF CHICAGO IN SECTION 9 TOWNSHIP 28 NORTH, RANGE THE SAST OF THE THIRD PRINCIPAL REPOWN AT IND BLOW THE MOREONIAL PLANS OF "150 OF ELT ARGOFT CHICAGO OFF OR THIRD REMOVED AND OF SORRED AS 50 LONG." PROFESSIONAL LAND SURVEYORS & TECHNICAL ENGINEERS ABOVE CHICAGO CITY DATUM DOLLECTO MAD OF SCIENCE AS A TOTAL CONTROLLECTOR OF STREET (AS A SECRETARIA DE LA CONTROLLECTOR OF STREET). AS COMMENT OF THE CASE THE CONTROLLECTOR OF THE CASE 1875 Rosening Read: SUTE C. ROLLING MEASONS E. 40008 TELEPHONE (847) 885-5322 Fax: (847) 885-0778 Ensac, INFORPLCS-SWINEY CO. ALTA / NSPS Land Title Survey BLENCY HOTE. THIS BLENCY HAS PREPARED BASED ON CHECADO TITLE BELIEVANCE COMPANY TITLE COMMITTION ORDER HOS TO HATERS OF RECORD. ORDER HOS 1441 66666 1431 ED WITH SPETCTINE DATE ALLY 15, 2016 AS TO HATERS OF RECORD. SECOLD ET STATE. 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DECRET ADDRESS OF A 1/2016-22548 [R.J.] JAMES SOMEFIER & SCHAMING (22.5)

1.3. Tomogram

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THE SURVEY DESCRIBES THE SAME PROPERTY DESCRIBED IN CHICAGO TITLE INSURANCE COMPANY TITLE COMMITMENT ORDER NO. 1401 000001431 D2 WITH EFFECTIVE DATE APRIL 8, 2018

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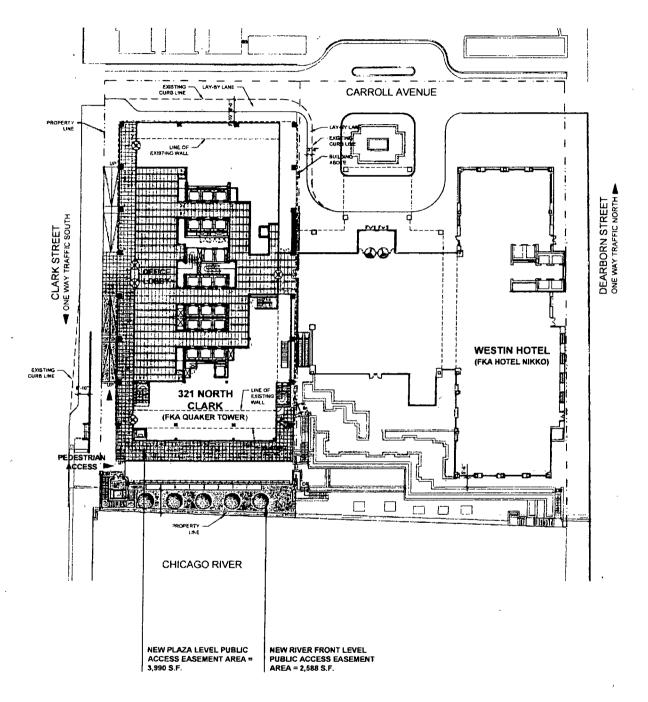
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(sub) Exhibit 5 to Second Amendment

Depiction of Revised Pedestrian Ingress and Egress Easement at the Plaza Level

[Attached]

EXHIBIT 5 of Second Amendment

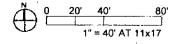


REVISED 321 NORTH CLARK
PUBLIC EASEMENT AREA

REVISED PUBLIC ACCESS EASEMENT

PLAZA LEVEL AREA = 3,990 S.F.

RIVER FRONT LEVEL AREA = 2,588 S.F.



NOVEMBER 16, 2018

PAGE 2

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321 NORTH CLARK

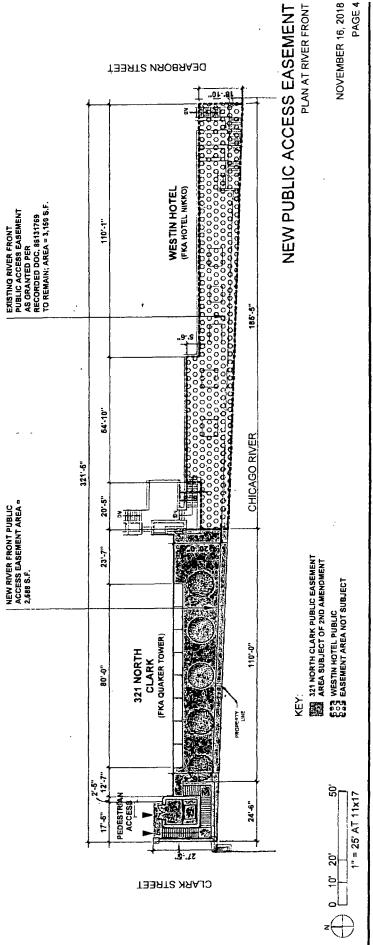
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(sub) Exhibit 6 to Second Amendment

Depiction of Revised Pedestrian Ingress and Egress Easement at the River Front Level [Attached]





6 of Second Amendment

EXHIBIT

HINES

(sub) Exhibit 7 to Second Amendment

Depiction of the Released Portion of the Pedestrian Ingress and Egress Easement at the Plaza Level

[Attached]

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PAGE 6

NOVEMBER 16, 2018

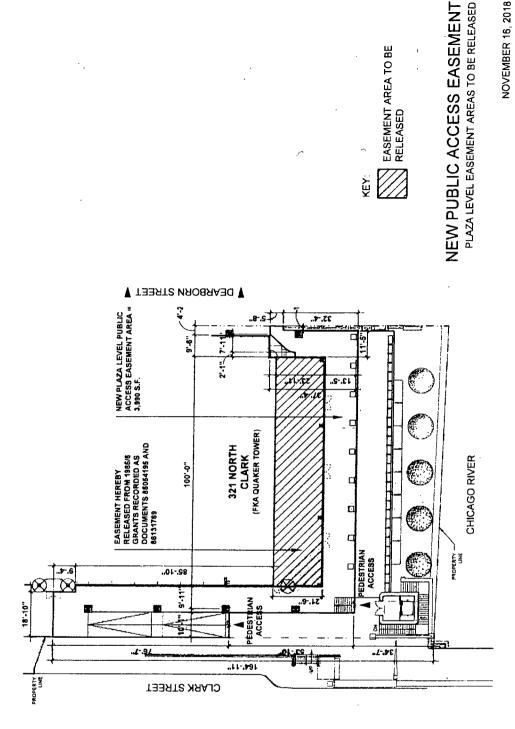
PLAZA LEVEL EASEMENT AREAS TO BE RELEASED

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EXHIBIT 7 of Second Amendment

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321 NORTH CLARK

HINES

1" = 25' AT 11x17

10, 20,

(sub) Exhibit 8 to Second Amendment

Depiction of the Released Portion of the Pedestrian Ingress and Egress Easement at River Front Level

[Attached]

NOVEMBER 16, 2018

RIVER FRONT EASEMENT AREAS TO BE RELEASED

NEW PUBLIC ACCESS EASEMENT EASEMENT AREA TO BE RELEASED

▼ DEARBORN STREET ▼ NEW RIVER FRONT PUBLIC ACCESS EASEMENT AREA = 2,588 S.F. \$0.-0. 23:-7" EASEMENT HEREBY
RELEASED FROM 1886/8
GRANTS RECORDED AS
DOCUMENTS 85054195 AND
88131799 321 NORTH CLARK (FKA QUAKER TOWER) 110.0. 80,0 CHICAGO RIVER PEDESTRIAN ACCESS 24'-6" CLARK STREET

8 of Second Amendment

EXHIBIT

1" = 25' AT 11x17 0 10' 20'

321 NORTH CLARK

HINES

(sub) Exhibit 9 to Second Amendment Second Amendment Ordinance

[To Come]

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: 321 North Clark Property LLC Check ONE of the following three boxes: Indicate whether the Disclosing Party submitting this EDS is: 1. [X] the Applicant OR 2. [] a legal entity currently holding, or anticipated to hold within six months after City action on the contract, transaction or other undertaking to which this EDS pertains (referred to below as the "Matter"), a direct or indirect interest in excess of 7.5% in the Applicant. State the Applicant's legal name:													
							OR 3. [] a legal entity with a direct or indirect right of control of the Applicant (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:	444 West Lake Street, Suite 2400					
								Chicago, Illinois 60606					
C. Telephone: (312) 419-4900 Fax:	Email:greg.vanschaack@hines.com												
D. Name of contact person: Greg Van Schaack													
E. Federal Employer Identification No. (if you													
property, if applicable):	EDS pertains. (Include project number and location of												
Application to amend an easement to relocate plaza leve 321 North Clark Street	l pedestrian easement within the property located at												
G. Which City agency or department is requesti	ing this EDS?CDOT												
If the Matter is a contract being handled by the complete the following:	City's Department of Procurement Services, please												
Specification #	and Contract #												
	e 1 of 15												

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY 1. Indicate the nature of the Disclosing Party: [] Person [x] Limited liability company [] Limited liability partnership Publicly registered business corporation [] Privately held business corporation [] Joint venture Sole proprietorship Not-for-profit corporation [] General partnership (Is the not-for-profit corporation also a 501(c)(3))? [] Limited partnership [] Yes []No Other (please specify) [] Trust 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: Delaware 3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? [x] Yes [] No Organized in Illinois B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY: List below the full names and titles, if applicable, of: (i) all executive officers and all directors of 1. the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability companies, limited liability partnerships or joint ventures, each general partner, managing member, manager or any other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant. NOTE: Each legal entity listed below must submit an EDS on its own behalf. Name Title 321 North Clark Street Ventures LLC Manager

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

Name	Business Address	Percentage Inter	est in the Ap	pplicant
321 North Clark Street Ventures. I	LLC - 444 West Lake Street, Ste. 2400, Chicago	o. IL 60606	100% Direct	Interest
H/D 321 Investors LLC	444 West Lake Street, Ste. 2400, Chicago, I		60% Indirect	
Diversified 321 North Clark LLC	444 West Lake Street, Ste. 2400, Chicago, IL		55% Indirect	
ASVRF Clark Chicago, LLC	515 South Flower Street, 49th Floor, Los Ang	reles, CA 90071	40% Indirect	Interest
	stment Trust 515 South Flower Street, 49th Floo			
American Strategic Value Realty F	Fund, L.P. 515 South Flower Street, 49th Floor,	Los Angeles, CA 90071	39.6% Indire	ct Interest
SECTION III INCO OFFICIALS	ME OR COMPENSATION TO, C	OR OWNERSHIP	BY, CITY	ELECTED
Has the Disclosing Party	provided any income or compensat	tion to any City elec	eted official	during the
12-month period precedi	ing the date of this EDS?	ſ] Yes	[x] No
	<i>8</i>	4	-	. ,
elected official during th	ty reasonably expect to provide any is 12-month period following the data bove, please identify below the name compensation:	te of this EDS? [] Yes	[x] No
inquiry, any City elected Chapter 2-156 of the Mu [] Yes	ficial or, to the best of the Disclosing official's spouse or domestic partne inicipal Code of Chicago ("MCC")) i [x] No below the name(s) of such City electric financial interest(s).	r, have a financial in the Disclosing Pa	nterest (as d arty?	lefined in

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

Name (indicate whether Business Relationship to Disclosing Party Fees (indicate whether retained or anticipated Address (subcontractor, attorney, paid or estimated.) NOTE: to be retained) lobbyist, etc.) "hourly rate" or "t.b.d." is not an acceptable response. DLA Piper LLP - Retained - 444 West Lake Street, Ste. 900, Chicago, IL 60606 Attorney \$5000 (est.) Goettsch Partners - Retained - 224 S. Michigan, Floor 17, Chicago, IL 60604 Architect \$1,250,000 (est.) (Add sheets if necessary) [] Check here if the Disclosing Party has not retained, nor expects to retain, any such persons or entities. **SECTION V -- CERTIFICATIONS** A. COURT-ORDERED CHILD SUPPORT COMPLIANCE Under MCC Section 2-92-415, substantial owners of business entities that contract with the City must remain in compliance with their child support obligations throughout the contract's term. Has any person who directly or indirectly owns 10% or more of the Disclosing Party been declared in arrearage on any child support obligations by any Illinois court of competent jurisdiction? k | No person directly or indirectly owns 10% or more of the Disclosing Party. [] Yes [] No If "Yes," has the person entered into a court-approved agreement for payment of all support owed and is the person in compliance with that agreement? [] Yes [] No

B. FURTHER CERTIFICATIONS

- 1. [This paragraph 1 applies only if the Matter is a contract being handled by the City's Department of Procurement Services.] In the 5-year period preceding the date of this EDS, neither the Disclosing Party nor any Affiliated Entity [see definition in (5) below] has engaged, in connection with the performance of any public contract, the services of an integrity monitor, independent private sector inspector general, or integrity compliance consultant (i.e., an individual or entity with legal, auditing, investigative, or other similar skills, designated by a public agency to help the agency monitor the activity of specified agency vendors as well as help the vendors reform their business practices so they can be considered for agency contracts in the future, or continue with a contract in progress).
- 2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

Ver.2018-1

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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").

Ver.2018-1 Page 5 of 15

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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

believe has not provided or cannot provide truthful certifications.
11. 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:
None
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.
12. 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 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
13. 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 \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (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

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

- 1. The Disclosing Party certifies that the Disclosing Party (check one) []is [X] is not
 - a "financial institution" as defined in MCC Section 2-32-455(b).
- 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 MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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."

MCC Section 2-32		because it or any of its affiliates (as defined in in the meaning of MCC Chapter 2-32, explain
-	the word "None," or no response a med that the Disclosing Party certi-	appears on the lines above, it will be fied to the above statements.
D. CERTIFICATION	ON REGARDING FINANCIAL II	NTEREST IN CITY BUSINESS
Any words or terms	s defined in MCC Chapter 2-156 h	ave the same meanings if used in this Part D.
after reasonable inc		ne best of the Disclosing Party's knowledge e of the City have a financial interest in his or ntity in the Matter?
[]Yes	[x] No	
	cked "Yes" to Item D(1), proceed to tems D(2) and D(3) and proceed to	to Items D(2) and D(3). If you checked "No" o Part E.
official or employed other person or enti- taxes or assessment "City Property Sale	e shall have a financial interest in he ty in the purchase of any property s, or (iii) is sold by virtue of legal	idding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, en pursuant to the City's eminent domain e meaning of this Part D.
Does the Matter inv	olve a City Property Sale?	
[] Yes	[] No	
		nes and business addresses of the City officials fy the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
_	Party further certifies that no prohi	bited financial interest in the Matter will be

Ver.2018-1

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 (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step (1) above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.
A. CERTIFICATION REGARDING LOBBYING
1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995, as amended, 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, as amended, 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 Ver.2018-1

Page 9 of 15

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 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 of	uestions below:		
Have you developed and federal regulations? (See 4	=	affirmative action program	ns pursuant to applicable
2. Have you filed with the Compliance Programs, or the applicable filing requirements	ne Equal Employmer	·	
[] Yes	[] No [] Rep	orts not required	
3. Have you participated in equal opportunity clause?	any previous contra	cts or subcontracts subject	to the
[] Yes	[] No		
If you checked "No" to ques	stion (1) or (2) above	please provide an explana	ation:

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

Commission expires: 9 12 22

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

	321 North Clark Property LLC	By:		orth Cla		eet \	/entur	es LLC,	
	(Print or type exact legal name of Disclosing By: My Ma Success (Sign here)	Party)	By: By:	its N	Aanag lines : s Mai Hi	ging N 321 N nagin ines 3	ig Men 321 No	or lark Street LLC,	
Prw	Greg Van Schaack			Ву:				stment Management Holdings Limited ip, its general partner	
	(Print or type name of person signing)				Ву:			H GP LLC, eneral partner	
	Senior Managing Director					Ву:		Hines Real Estate Holdings Limited Partnership, its sole member	
	(Print or type title of person signing)						Ву:	JCH Investments, Inc., its general partner	
	Signed and sworn to before me on (date)	125/	18		,				
	at Cook County, Illinois	(state).							
	Notary Public)							

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes	[x] No	
which such person	is connected; (3) the name	e and title of such person, (2) the name of the legal entity to e and title of the elected city official or department head to o, and (4) the precise nature of such familial relationship.

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.

(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

This recertification is being submitted in a [identify the Matter]. Under penalty of penelty he/she is authorized to execute this EDS r warrants that all certifications and statements.	erjury, the person signing below: (1) warrants that eccertification on behalf of the Disclosing Party, (2) ents contained in the Disclosing Party's original EDS ate furnished to the City and continue to be true,
321 North Clark Property LLC	Date: 1/1/2019
(Print or type legal name of Disclosing Pa	rty) 321 North Clark Street Ventures LLC,
By:	its sole member
by le fred	By: H/D 321 Investors LLC, its Managing Member
(sign para)	By: Hines 321 North Clark Street LLC,
(sign nere)	its Managing Member
Print or type name of signatory:	By: Hines 321 North Clark Street Associates Limited Partnership, its sole member
Greg Van Schaack	By: Hines Investment Management Holdings Limited Partnership, its general partner
Title of signatory:	By: HIMH GP LLC, its general partner
Senior Managing Director	By: Hines Real Estate Holdings Limited Partnership, its sole member
	By: JCH Investments, Inc., its general partner
Signed and sworn to before me on [date]	1/1/2019 by
GREG VAN SCHAACKEL CO	County, LUNDIS [state].
Calle	Notary Public.
Commission expires: 9/12/22	OFFICIAL SEAL G. VAN MOER Notary Public, State of Illinois My Commission Expires 09/12/22

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:
321 North Clark Street Ventures LLC	
Check ONE of the following three boxes:	
the contract, transaction or other undertaking to "Matter"), a direct or indirect interest in excess name: 321 North Clark Property LLC	nticipated to hold within six months after City action on which this EDS pertains (referred to below as the of 7.5% in the Applicant. State the Applicant's legal
State the legal name of the entity in which the I	t right of control of the Applicant (see Section II(B)(1)) Disclosing Party holds a right of control:
B. Business address of the Disclosing Party:	444 West Lake Street, Suite 2400
	Chicago, Illinois 60606
C. Telephone: (312) 419-4900 Fax:	Email: greg.vanschaack@hines.com
D. Name of contact person: Greg Van Schaack	
E. Federal Employer Identification No. (if you	have one):
F. Brief description of the Matter to which this property, if applicable):	EDS pertains. (Include project number and location of
Application to amend an easement to relocate plaza leve 321 North Clark Street	el pedestrian easement within the property located at
G. Which City agency or department is requesti	ing this EDS? CDOT
If the Matter is a contract being handled by the complete the following:	City's Department of Procurement Services, please
Specification #	and Contract #
Ver.2018-1 Pag	ge 1 of 15

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY 1. Indicate the nature of the Disclosing Party: [] Person [x] Limited liability company Publicly registered business corporation [] Limited liability partnership [] Privately held business corporation [] Joint venture [] Sole proprietorship Not-for-profit corporation [] General partnership (Is the not-for-profit corporation also a 501(c)(3))? [] Limited partnership [] Yes [] No [] Trust [] Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: Delaware 3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? [] Yes [x] No [] Organized in Illinois B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY: List below the full names and titles, if applicable, of: (i) all executive officers and all directors of 1. the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability companies, limited liability partnerships or joint ventures, each general partner, managing member, manager or any other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant. **NOTE**: Each legal entity listed below must submit an EDS on its own behalf. Title Name H/D 321 Investors LLC Manager

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

Name	Business Address	Percentage In	terest in the A	pplicant
321 North Clark Street Ventures, I H/D 321 Investors LLC	LLC - 444 West Lake Street, Ste. 2400, Chica 444 West Lake Street, Ste. 2400, Chicago,		100% Direc	
Diversified 321 North Clark LLC	444 West Lake Street, Ste. 2400, Chicago,	IL 60606	55% Indired	
ASVRF Clark Chicago, LLC	515 South Flower Street, 49th Floor, Los Ar	ngeles, CA 90071	40% Indired	
ASVRF Holding Real Estate Inves	tment Trust 515 South Flower Street, 49th Flo Fund, L.P. 515 South Flower Street, 49th Floor	oor, Los Angeles, CA 90	0071 39.6% India 71 39.6% India	
American Strategic Value Realty F	und, L.P. 515 South Flower Sileet, 49th Floor	r, Los Angeles, CA 900	71 39.0% mail	eci interest
SECTION III INCO	ME OR COMPENSATION TO,	OR OWNERSH	IP RV. CITY	ELECTED
OFFICIALS	WIE OR COMI ENDITION 10,	OR OWNERSE.		LECTED
Has the Disclosing Party	provided any income or compensa	ation to any City e	lected officia	l during the
12-month period precedi	ing the date of this EDS?	•	[]Yes	[x] No
1	8		L 1	
	ty reasonably expect to provide any			
elected official during in	e 12-month period following the da	ate of this EDS?	[] Yes	[x] No
If "yes" to either of the a describe such income or	bove, please identify below the nan compensation:	ne(s) of such City	elected offici	ial(s) and
inquiry, any City elected	ficial or, to the best of the Disclosin official's spouse or domestic partnicipal Code of Chicago ("MCC")) [x] No	er, have a financia	al interest (as	
If "yes," please identify the partner(s) and describe the	pelow the name(s) of such City electric financial interest(s).	eted official(s) and	l/or spouse(s)	/domestic
			 	

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)			
[x] Check here if the Disc	closing Party	y has not retained, nor expects to re	tain, any such persons or entities.
SECTION V CERTIF	ICATION	S	
A. COURT-ORDERED	CHILD SUI	PPORT COMPLIANCE	
		antial owners of business entities the support obligations throughout the	-
	-	ectly owns 10% or more of the Disc tions by any Illinois court of compe	<u> </u>
[] Yes [] No [x] 1	No person d	irectly or indirectly owns 10% or m	ore of the Disclosing Party.
If "Yes," has the person en is the person in compliance		a court-approved agreement for pay agreement?	ment of all support owed and
[] Yes [] No			
B. FURTHER CERTIFIC	CATIONS		
Procurement Services.] In Party nor any Affiliated E performance of any public inspector general, or integ investigative, or other sim activity of specified agence	n the 5-year intity [see decontract, the prity compliant in the prity complex in	he Matter is a contract being handle period preceding the date of this El efinition in (5) below] has engaged, he services of an integrity monitor, ance consultant (i.e., an individual of esignated by a public agency to hel s well as help the vendors reform the s in the future, or continue with a contract of the services.	DS, neither the Disclosing in connection with the independent private sector or entity with legal, auditing, p the agency monitor the neir business practices so they

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

Ver.2018-1 Page 4 of 15

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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").

Ver.2018-1

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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

Ver.2018-1 Page 6 of 15

contracto	r/sub	contra	actor t	hat d	oes not pr	ovide such	certifica	ations	or that t	he App	olicant ł	nas re	asoı	n to
believe h	as no	t prov	rided o	or can	not provi	de truthful	certifica	tions.						
			_		• • •								_	

None	
If the letters "NA," the word "None," or no response appears on presumed that the Disclosing Party certified to the above statement	
12. To the best of the Disclosing Party's knowledge after reasonal complete list of all current employees of the Disclosing Party who month period preceding the date of this EDS, an employee, or el of Chicago (if none, indicate with "N/A" or "none"). None	no were, at any time during the 12-
13. To the best of the Disclosing Party's knowledge after reasonal complete list of all gifts that the Disclosing Party has given or catthe 12-month period preceding the execution date of this EDS, to official, of the City of Chicago. For purposes of this statement, a made generally available to City employees or to the general public the course of official City business and having a retail value of lepolitical contribution otherwise duly reported as required by law "none"). As to any gift listed below, please also list the name of	used to be given, at any time during of an employee, or elected or appointed a "gift" does not include: (i) anything olic, or (ii) food or drink provided in ess than \$25 per recipient, or (iii) a (if none, indicate with "N/A" or
None	

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

 [] is [X] is not
 - a "financial institution" as defined in MCC Section 2-32-455(b).
- 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 MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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."

MCC Section 2-32		because it or any of its affiliates (as defined in nin the meaning of MCC Chapter 2-32, explain
	the word "None," or no response med that the Disclosing Party cert	appears on the lines above, it will be ified to the above statements.
D. CERTIFICATI	ON REGARDING FINANCIAL	NTEREST IN CITY BUSINESS
Any words or term	s defined in MCC Chapter 2-156 l	nave the same meanings if used in this Part D.
after reasonable in		the best of the Disclosing Party's knowledge see of the City have a financial interest in his or entity in the Matter?
[] Yes	[x] No	
_	ecked "Yes" to Item D(1), proceed Items D(2) and D(3) and proceed to	to Items D(2) and D(3). If you checked "No" o Part E.
official or employe other person or enti- taxes or assessment "City Property Sale	e shall have a financial interest in ity in the purchase of any property ts, or (iii) is sold by virtue of legal	bidding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, cen pursuant to the City's eminent domain he meaning of this Part D.
Does the Matter inv	volve a City Property Sale?	
[] Yes	[] No	
		mes and business addresses of the City officials ify the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
_	Party further certifies that no proby official or employee.	nibited financial interest in the Matter will be

Ver.2018-1 Page 8 of 15

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 (2). Failure to
comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step (1) above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
SECTION VI CERTIFICATIONS FOR 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.
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
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.
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, as amended, who have made lobbying contacts on behalf of the Disclosing

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 Ver.2018-1

Page 9 of 15

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 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 Par	ty the Applicant?	
[] Yes	[] No	
If "Yes," answer the	three questions be	elow:
Have you develop federal regulations? [] Yes	(See 41 CFR Part	ave on file affirmative action programs pursuant to applicable t 60-2.)
Compliance Program applicable filing requ	ns, or the Equal Endirements?	orting Committee, the Director of the Office of Federal Contract imployment Opportunity Commission all reports due under the
[]Yes	[] No	[] Reports not required
3. Have you particip equal opportunity cla		ous contracts or subcontracts subject to the
[] Yes	[] No	
If you checked "No"	to question (1) or	(2) above, please provide an explanation:

SECTION VII – FULTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

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

By: H/D 321 Investors LLC, its Managing Member By:		321 North naging Me		reet LLC,
(Print or type exact legal name of Disclosing Party)	Ву:			n Clark Street Associates Limited sole member
By: (Sign here)	Ву:			ment Management Holdings Limited its general partner
Senior Managing Director		Ву:		i GP LLC, neral partner
(Print or type name of person signing)		Ву	:	Hines Real Estate Holdings Limited Partnership its sole member
Greg Van Schaack			Ву:	JCH Investments, Inc., its general partner
(Print or type title of person signing)				
Signed and sworn to before me on (date) $\frac{9}{25}$	118			
at Cook County, Illians (state).				
Notary Public				
1 1				

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes	[x] No	
which such person	is connected; (3) the na	me and title of such person, (2) the name of the legal entity to ame and title of the elected city official or department head to hip, 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% (an "Owner"). It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

		t to MCC Section 2-92-416?
[] Yes	[x] No	
	~ .	ablicly traded on any exchange, is any officer or director of code scofflaw or problem landlord pursuant to MCC Section
[] Yes	[] No	[x] The Applicant is not publicly traded on any exchange.
	offlaw or problem	entify below the name of each person or legal entity identified in landlord and the address of each building or buildings to which

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.
· · · · · · · · · · · · · · · · · · ·

(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.	Application to amend an easement to relocate plaza level
This recertification is being submitted in conn	pedestrian easement within the property located at 321 North
[identify the Matter]. Under penalty of perjur	
	tification on behalf of the Disclosing Party, (2)
	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 re-	certification, and (3) reaffirms its
acknowledgments.	
321 North Clark Street Ventures LLC	Date: 1/7/2019
(Print or type legal name of Disclosing Party)	Date. 1111 WC
(Finit of type legal name of Disclosing Faity)	
By:	H/D 321 Investors LLC, its Managing Member
	T. T
ling U Rund	its Managing Member
(sign Here)	By: Hines 321 North Clark Street Associates Limited Partnership, its sole member
Print or type name of signatory:	By: Hines Investment Management Holdings Limited Partnership, its general partner
Greg Van Schaack	By: HIMH GP LLC, its general partner
Title of signatory:	By: Hines Real Estate Holdings Limited Partnership, its sole member
Senior Managing Director	By: JCH Investments, Inc., its general partner
Signed and sworn to before me on [date]! Signed and sworn to before me on [date]! Substitution of the state of t	County, WANDIS [state]. Notary Public. OFFICIAL SEAL G. VAN MOER Notary Public, State of Illinois My Commission Expires 09/12/22

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

Ver.2018-1

A. Legal name of the Disclosing Party submitt	ting this EDS. Include d/b/a/ if applicable:
H/D 321 Investors LLC	
Check ONE of the following three boxes:	
Indicate whether the Disclosing Party submittin 1. [] the Applicant OR	
the contract, transaction or other undertaking to	nticipated to hold within six months after City action on which this EDS pertains (referred to below as the of 7.5% in the Applicant. State the Applicant's legal
OR	t right of control of the Applicant (see Section II(B)(1)) Disclosing Party holds a right of control:
B. Business address of the Disclosing Party:	444 West Lake Street, Suite 2400
,	Chicago, Illinois 60606
C. Telephone: (312) 419-4900 Fax:	Email: greg.vanschaack@hines.com
D. Name of contact person: Greg Van Schaack	
E. Federal Employer Identification No. (if you	have one):
F. Brief description of the Matter to which this property, if applicable):	EDS pertains. (Include project number and location of
Application to amend an easement to relocate plaza levents 1321 North Clark Street	el pedestrian easement within the property located at
G. Which City agency or department is request	ing this EDS? CDOT
If the Matter is a contract being handled by the complete the following:	City's Department of Procurement Services, please
Specification #	and Contract #

Page 1 of 15

SECTION II – DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

1. Indicate the nature of the Disclosing Pa [] Person [] Publicly registered business corporation [] Privately held business corporation [] Sole proprietorship [] General partnership [] Limited partnership [] Trust	[x] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify)
2. For legal entities, the state (or foreign coun	atry) of incorporation or organization, if applicable:
3. For legal entities not organized in the State business in the State of Illinois as a foreign ent	of Illinois: Has the organization registered to do city?
[] Yes [x] No	[] Organized in Illinois
B. IF THE DISCLOSING PARTY IS A LEGA	AL ENTITY:
the entity; (ii) for not-for-profit corporations are no such members, write "no members whice similar entities, the trustee, executor, administ limited partnerships, limited liability compa	plicable, of: (i) all executive officers and all directors of s, all members, if any, which are legal entities (if there the are legal entities"); (iii) for trusts, estates or other trator, or similarly situated party; (iv) for general or unies, limited liability partnerships or joint ventures, ger or any other person or legal entity that directly or of the Applicant.
NOTE: Each legal entity listed below must sub	omit an EDS on its own behalf.
Name Hines 321 North Clark Street, LLC	Title Manager

ownership) in excess of 7.5% of the Applicant. 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

Name	me Business Address Percentage Interest in the Applic		st in the Applicant
321 North Clark Street Ventures,	LLC - 444 West Lake Street, Ste. 2400, Chicago,	IL 60606	100% Direct Interest
H/D 321 Investors LLC	444 West Lake Street, Ste. 2400, Chicago, IL	. 60606	60% Indirect Interest
Diversified 321 North Clark LLC	444 West Lake Street, Ste. 2400, Chicago, IL		55% Indirect Interest
ASVRF Clark Chicago, LLC	515 South Flower Street, 49th Floor, Los Ange	eles, CA 90071	40% Indirect Interest
ASVRF Holding Real Estate Inves	stment Trust 515 South Flower Street, 49th Floor,	Los Angeles, CA 90071	39.6% Indirect Interest
American Strategic Value Realty I	Fund, L.P. 515 South Flower Street, 49th Floor, L	os Angeles, CA 90071	39.6% Indirect Interest
SECTION III INCO OFFICIALS	ME OR COMPENSATION TO, O	R OWNERSHIP I	BY, CITY ELECTED

	rovided any income or compensation to any City		_				
12-month period preceding	g the date of this EDS?	[]Yes	[x] No				
Does the Disclosing Party	reasonably expect to provide any income or comp	pensation to a	ny City				
elected official during the	12-month period following the date of this EDS?	[] Yes	[x] No				
If "yes" to either of the above, please identify below the name(s) of such City elected official(s) and describe such income or compensation:							
inquiry, any City elected of	cial or, to the best of the Disclosing Party's knowledge of the Disclosing Party's knowledge of Chicago ("MCC")) in the Disclosin [x] No	ial interest (as					
If "yes," please identify bel partner(s) and describe the	ow the name(s) of such City elected official(s) ar financial interest(s).	nd/or spouse(s	s)/domestic				
			·				

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)			
[x] Check here if the Disc	closing Party	y has not retained, nor expects to re-	tain, any such persons or entities.
SECTION V CERTIF	ICATION	S	
A. COURT-ORDERED	CHILD SUI	PPORT COMPLIANCE	
		antial owners of business entities the support obligations throughout the	
	-	ectly owns 10% or more of the Disc tions by any Illinois court of compe	•
[]Yes []No [x]	No person d	irectly or indirectly owns 10% or m	ore of the Disclosing Party.
If "Yes," has the person en is the person in compliance		a court-approved agreement for payagreement?	ment of all support owed and
[] Yes [] No			
B. FURTHER CERTIFIC	CATIONS	·	
Procurement Services.] In Party nor any Affiliated E performance of any public inspector general, or integ investigative, or other sim	n the 5-year entity [see dec contract, the rity compliant illar skills, d	he Matter is a contract being handle period preceding the date of this El efinition in (5) below] has engaged, he services of an integrity monitor, in ance consultant (i.e., an individual of esignated by a public agency to help s well as help the vendors reform the	OS, neither the Disclosing in connection with the ndependent private sector r entity with legal, auditing, p the agency monitor the

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

can be considered for agency contracts in the future, or continue with a contract in progress).

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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").

Ver.2018-1 Page 5 of 15

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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

Ver.2018-1

believe has not provided or cannot provide truthful certifications.				
11. 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:				
None				
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.				
12. 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 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				
13. 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 \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or 'none"). As to any gift listed below, please also list the name of the City recipient.				
None				

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

[] is [X] is not

a "financial institution" as defined in MCC Section 2-32-455(b).

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 MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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."

MCC Section 2-32		because it or any of its affiliates (as defined in nin the meaning of MCC Chapter 2-32, explain
	" the word "None," or no response med that the Disclosing Party cert	appears on the lines above, it will be fied to the above statements.
D. CERTIFICAT	ION REGARDING FINANCIAL I	NTEREST IN CITY BUSINESS
Any words or term	ns defined in MCC Chapter 2-156 l	nave the same meanings if used in this Part D.
after reasonable in		he best of the Disclosing Party's knowledge see of the City have a financial interest in his or entity in the Matter?
[] Yes	[x] No	
•	ecked "Yes" to Item D(1), proceed Items D(2) and D(3) and proceed t	to Items D(2) and D(3). If you checked "No" o Part E.
official or employed other person or ent taxes or assessment "City Property Sale	ee shall have a financial interest in ity in the purchase of any property its, or (iii) is sold by virtue of legal	hidding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, ten pursuant to the City's eminent domain he meaning of this Part D.
Does the Matter in	volve a City Property Sale?	
[]Yes	[] No	
		mes and business addresses of the City officials fy the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
	Party further certifies that no proh	ibited financial interest in the Matter will be

Ver.2018-1

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 (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step (1) above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.
A. CERTIFICATION REGARDING LOBBYING
1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995, as amended, 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, as amended, 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 Ver 2018-1

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 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 bel	low:
Have you developed an federal regulations? (See [] Yes		ve on file affirmative action programs pursuant to applicable 60-2.)
-	the Equal Em	ting Committee, the Director of the Office of Federal Contract aployment Opportunity Commission all reports due under the
[] Yes	[] No	[] Reports not required
3. Have you participated in equal opportunity clause?	in any previo	us contracts or subcontracts subject to the
[] Yes	[] No	
If you checked "No" to que	estion (1) or (2) above, please provide an explanation:
	·	

Page 10 of 15

Ver.2018-1

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

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

	H/D 321 Investors LLC	ву:			aging Me		reet LLC,	
	(Print or type exact legal name of Disclosing Party)	- ву	:				rk Street Associates Limited member	
	By: Ly Van Sunan		Ву:				nt Management Holdings Limited general partner	
	(Sign/here)			Ву:		iH GP LL eneral p		
SILM	Greg Van Schaack (Print or type name of person signing)				Ву:		s Real Estate Holdings Limited Partnersh ole member	ijρ
	Senior Managing Director				Ву:		JCH investments, inc., its general partner	
	(Print or type title of person signing)							
	Signed and sworn to before me on (date) 9/25/ at Cool County, 111101 (state). Notary Public			•	_•			
	Commission expires: 9/12/22							

*Not completed by the Disclosing Party, per the instructions in bold below.

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes	[] No	
which such person	is connected; (3) the nam	me and title of such person, (2) the name of the legal entity ame and title of the elected city official or department head hip, and (4) the precise nature of such familial relationship.

*Not completed by the Disclosing Party, per the instructions in bold below.

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

			0, is the Applicant or any Owner identified as a building code to MCC Section 2-92-416?
	[] Yes	[] No	
the			olicly traded on any exchange, is any officer or director of ode scofflaw or problem landlord pursuant to MCC Section
	[] Yes	[] No	[] The Applicant is not publicly traded on any exchange.
as	-	w or problem	ntify below the name of each person or legal entity identified landlord and the address of each building or buildings to which
			

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.

(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 Ci	Applica	ation to amend an easement to relocate plaza level	
This recertification is being submitted in conne	ection with	pedestr Clark S	rian easement within the property located at 321 Nor	th
[identify the Matter]. Under penalty of perjury				
he/she is authorized to execute this EDS recert			— • • • • •	
warrants that all certifications and statements of				
are true, accurate and complete as of the date f			•	
accurate and complete as of the date of this rec	ertification	n, and ((3) reaffirms its	
acknowledgments.			ı	
H/D 321 Investors LLC		Date	e: 17/2019	
(Print or type legal name of Disclosing Party)	D.,, L	linas 221	North Clark Street LLC	
Б	•		. North Clark Street LLC, ing Member	
By:	By:	Hines 32	21 North Clark Street Associates Limited	
Cuy Va Sunas	•	Partners	ship, its sole member	
(sign here)	Ву:		s Investment Management Holdings Limited	
(-8)			nership, its general partner	
Print or type name of signatory:	Ву:		MH GP LLC, general partner	
	b		•	
Greg Van Schaack	0	γ:	Hines Real Estate Holdings Limited Partnership, its sole member	
Title of signatory:		Ву:	JCH Investments, Inc., its general partner	
Senior Managing Director				
Cinned and arram to before me on Edetal	11-12.		h	
Signed and sworn to before me on [date]	Coun	<u> </u>	, by ,NO({\ [state].	
The state of the s	Coun	.y, <u></u>	[State].	
Collection	lotary Publ	ic.		
	,			
Commission expires: Q 12 2022	<u>.</u> .	gessees	***************	

OFFICIAL SEAL

G. VAN MOER
Notary Public, State of Illinois
My Commission Expires 09/12/22

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I – GENERAL INFORMATION

Ver.2018-1

A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable:
Hines 321 North Clark Street LLC
Check ONE of the following three boxes:
Indicate whether the Disclosing Party submitting this EDS is: 1. [] the Applicant OR 2. [] a legal entity currently holding, or anticipated to hold within six months after City action on
the contract, transaction or other undertaking to which this EDS pertains (referred to below as the "Matter"), a direct or indirect interest in excess of 7.5% in the Applicant. State the Applicant's legal name:
OR 3. [X] a legal entity with a direct or indirect right of control of the Applicant (see Section II(B)(1)) State the legal name of the entity in which the Disclosing Party holds a right of control: H/D 321 Investors LLC
B. Business address of the Disclosing Party: 444 West Lake Street, Suite 2400
Chicago, Illinois 60606
C. Telephone: (312) 419-4900 Fax: Email: greg.vanschaack@hines.com
D. Name of contact person: Greg Van Schaack
E. Federal Employer Identification No. (if you have one):
F. Brief description of the Matter to which this EDS pertains. (Include project number and location of property, if applicable):
Application to amend an easement to relocate plaza level pedestrian easement within the property located at 321 North Clark Street
G. Which City agency or department is requesting this EDS? CDOT
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:
Specification # and Contract #

Page 1 of 15

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY 1. Indicate the nature of the Disclosing Party: [] Person [x] Limited liability company Publicly registered business corporation [] Limited liability partnership Privately held business corporation [] Joint venture Sole proprietorship Not-for-profit corporation [] General partnership (Is the not-for-profit corporation also a 501(c)(3))? [] Limited partnership [] Yes []No [] Trust Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: Delaware 3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? [] Yes [x] No Organized in Illinois B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY: List below the full names and titles, if applicable, of: (i) all executive officers and all directors of the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability companies, limited liability partnerships or joint ventures, each general partner, managing member, manager or any other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant. **NOTE**: Each legal entity listed below must submit an EDS on its own behalf. Title Name Hines 321 North Clark Street Associates Limited Partnership General Partner 2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. 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."

Percentage Interest in the Applicant

NOTE: Each legal entity listed below may be required to submit an EDS on its own behalf.

Business Address

Manie	Dusiness Audiess	i ciccinage in	iterest in the	тррисан
321 North Clark Street Ventures.	LLC - 444 West Lake Street, Ste. 240	00. Chicago, IL 60606	100% Dire	ct Interest
H/D 321 Investors LLC	444 West Lake Street, Ste. 2400,		60% Indire	
Diversified 321 North Clark LLC	444 West Lake Street, Ste. 2400,	Chicago, IL 60606	55% Indire	ect Interest
ASVRF Clark Chicago, LLC	515 South Flower Street, 49th Floo	or, Los Angeles, CA 90071	40% Indire	ct Interest
	stment Trust 515 South Flower Street			rect Interest
<u>American Strategic Value Realty I</u>	Fund, L.P. 515 South Flower Street, 4	<u>49th Floor, Los Angeles, CA 900</u>	071 39.6% Indi	rect Interest
SECTION III INCO	ME OR COMPENSATIO	N TO, OR OWNERSH	IP BY, CIT	Y ELECTED
OFFICIALS		,	•	
Has the Disclosing Party	provided any income or co	mpensation to any City 6	elected officia	al during the
12-month period preced	ing the date of this EDS?		[] Yes	[x] No
Does the Disclosing Par	ty reasonably expect to prov	ide any income or comp	ensation to a	av City
	e 12-month period following	-		[x] No
J	•			
	bove, please identify below	the name(s) of such City	elected office	cial(s) and
describe such income or	compensation:			
				<u></u>
Does any City elected of	ficial or, to the best of the D	Disclosing Party's knowle	edge after rea	sonable
inquiry, any City elected	official's spouse or domesti	ic partner, have a financi	al interest (as	defined in
				, 40111100 111
=	nicipal Code of Chicago ("N	vice)) in the Disclosing	; rarty:	
[] Yes	[x] No			
If "yes," please identify l	below the name(s) of such C	tity elected official(s) and	1/or spouse(s)/domestic
partner(s) and describe the	ne financial interest(s).	•	~ ``	
parameter, and adoption in	10 11101010010010).			
		· · · · · · · · · · · · · · · · · · ·		
				

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. 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

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)			
[x] Check here if the Disc	closing Party	y has not retained, nor expects to ret	tain, any such persons or entities.
SECTION V CERTIF	ICATION	S	•
A. COURT-ORDERED	CHILD SUI	PPORT COMPLIANCE	
		antial owners of business entities the support obligations throughout the	-
	•	ectly owns 10% or more of the Disc tions by any Illinois court of compe	_ ,
[]Yes []No [x]	No person d	irectly or indirectly owns 10% or m	ore of the Disclosing Party.
If "Yes," has the person er is the person in compliance		a court-approved agreement for pays agreement?	ment of all support owed and
[] Yes [] No			
B. FURTHER CERTIFIC	CATIONS		
Procurement Services.] In Party nor any Affiliated E performance of any public inspector general, or integ investigative, or other sim activity of specified agence	n the 5-year ntity [see deccontract, the rity compliantial skills, decy vendors a	he Matter is a contract being handle period preceding the date of this El efinition in (5) below] has engaged, he services of an integrity monitor, in ance consultant (i.e., an individual of esignated by a public agency to help s well as help the vendors reform the is in the future, or continue with a contract.	OS, neither the Disclosing in connection with the independent private sector or entity with legal, auditing, p the agency monitor the leir business practices so they

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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").

Ver.2018-1 Page 5 of 15

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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

Ver.2018-1

believe has not provided or cannot provide truthful certifications.
11. 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:
None
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.
12. 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 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
13. 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 \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (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

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

- 1. The Disclosing Party certifies that the Disclosing Party (check one)
 [] is [X] is not
 - a "financial institution" as defined in MCC Section 2-32-455(b).
- 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 MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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."

MCC Section 2-3		because it or any of its affiliates (as defined in in the meaning of MCC Chapter 2-32, explain
	ionai pages ii necessary).	
	" the word "None," or no response a med that the Disclosing Party certi	appears on the lines above, it will be fied to the above statements.
D. CERTIFICAT	ION REGARDING FINANCIAL I	NTEREST IN CITY BUSINESS
Any words or term	ns defined in MCC Chapter 2-156 h	ave the same meanings if used in this Part D.
after reasonable in		ne best of the Disclosing Party's knowledge e of the City have a financial interest in his or ntity in the Matter?
[] Yes	[x] No	
	ecked "Yes" to Item D(1), proceed Items D(2) and D(3) and proceed to	to Items D(2) and D(3). If you checked "No" o Part E.
official or employ other person or en- taxes or assessmer "City Property Sal	ee shall have a financial interest in latity in the purchase of any property ats, or (iii) is sold by virtue of legal	idding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, en pursuant to the City's eminent domain e meaning of this Part D.
Does the Matter in	volve a City Property Sale?	
[] Yes	[] No	
_	· · · -	nes and business addresses of the City officials fy the nature of the financial interest:
Name 	Business Address	Nature of Financial Interest
	•	bited financial interest in the Matter will be
acquired by ally Cl	ty official or employee.	

Ver.2018-1

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 (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

X_I. 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, as amended, 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

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 Ver.2018-1

Page 9 of 15

registered under the Lobbying Disclosure Act of 1995, as amended, have made lobbying contacts on

behalf of the Disclosing Party with respect to the Matter.)

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 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		
[] Yes	[] No	
If "Yes," answer the the	ree questions be	elow:
Have you develope federal regulations? (S [] Yes	ee 41 CFR Par	ave on file affirmative action programs pursuant to applicable t 60-2.)
<u> </u>	or the Equal Enements?	orting Committee, the Director of the Office of Federal Contract imployment Opportunity Commission all reports due under the [] Reports not required
	ed in any previ	ous contracts or subcontracts subject to the
If you checked "No" to	question (1) or	(2) above, please provide an explanation:
		

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

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

By: Hines 321 North Clark Street Associates Limited

	Pa	rtnersh	ip, its sole member
Hines 321 North Clark Street LLC	Ву:		nvestment Management Holdings Limited rship, its general partner
(Print or type exact legal name of Disclosing Party)	Ву:		MH GP LLC, general partner
By: (Sign here)	В	y:	Hines Real Estate Holdings Limited Partnership, its sole member
Greg Van Schaack		Ву:	JCH Investments, Inc., its general partner
(Print or type name of person signing)		,	
Senior Managing Director (Print or type title of person signing)			
Signed and sworn to before me on (date) 9/25/2	2018	ب.	
at Cook County, Illinois (state). Notary Public	÷		
110111111111111111111111111111111111111			
Commission expires: 9/12/22			

OFFICIAL SEAL
G. VAN MOER
Notary Public, State of Illinois
My Commission Expires 09/12/22

*Not completed by the Disclosing Party, per the instructions in bold below.

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes	[] No	
which such person	s connected; (3) the name an	d title of such person, (2) the name of the legal entity to d title of the elected city official or department head to d (4) the precise nature of such familial relationship.

*Not completed by the Disclosing Party, per the instructions in bold below.

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

		110, is the Applicant or any Owner identified as a building code at to MCC Section 2-92-416?
[] Yes	[] No	
		ublicly traded on any exchange, is any officer or director of code scofflaw or problem landlord pursuant to MCC Section
[] Yes	[] No	[] The Applicant is not publicly traded on any exchange.
	cofflaw or probler	dentify below the name of each person or legal entity identified in landlord and the address of each building or buildings to which

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.

(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

	t for City procurements unless requested. Application to amend an easement to relocate plaza level pedestrian easement within the property located at 321 North
This recertification is being submitted in connecting [identify the Matter]. Under penalty of perjury, the he/she is authorized to execute this EDS recertifications and statements contained true, accurate and complete as of the date furnaccurate and complete as of the date of this recert acknowledgments.	ne person signing below: (1) warrants that eation on behalf of the Disclosing Party, (2) tained in the Disclosing Party's original EDS ished to the City and continue to be true,
Hines 321 North Clark Street LLC (Print or type legal name of Disclosing Party)	Date: 1/7/2019
	By: Hines 321 North Clark Street Associates Limited Partnership, its sole member
By: In the film	By: Hines Investment Management Holdings Limited Partnership, its general partner
(sign here)	By: HIMH GP LLC, its general partner
Print or type name of signatory:	By: Hines Real Estate Holdings Limited Partnership, its sole member
Greg Van Schaack	By: JCH Investments, Inc., its general partner
Title of signatory:	
Senior Managing Director	
Signed and sworn to before me on [date]	County, ILLINOIS [state]. ary Public. OFFICIAL SEAL G. VAN MOER Notary Public, State of Illinois My Commission Expires 09/12/22

Ver. 11-01-05

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:
Hines 321 North Clark Street Associates Limited Partne	ership
Check ONE of the following three boxes:	
the contract, transaction or other undertaking to "Matter"), a direct or indirect interest in excess name:	ng this EDS is: nticipated to hold within six months after City action or which this EDS pertains (referred to below as the of 7.5% in the Applicant. State the Applicant's legal
OR 3. [X] a legal entity with a direct or indirect State the legal name of the entity in which the I Hines 321 North Clark Property LLC	t right of control of the Applicant (see Section II(B)(1)) Disclosing Party holds a right of control:
B. Business address of the Disclosing Party:	444 West Lake Street, Suite 2400
	Chicago, Illinois 60606
C. Telephone: (312) 419-4900 Fax:	Email: greg.vanschaack@hines.com
D. Name of contact person: Greg Van Schaack	
E. Federal Employer Identification No. (if you	have one):
F. Brief description of the Matter to which this property, if applicable):	EDS pertains. (Include project number and location of
Application to amend an easement to relocate plaza leve 321 North Clark Street	el pedestrian easement within the property located at
G. Which City agency or department is requesti	ing this EDS? CDOT
If the Matter is a contract being handled by the complete the following:	City's Department of Procurement Services, please
Specification #	and Contract #
Ver.2018-1 Pag	ge 1 of 15

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

 Indicate the nature of the Disclosing Pa Person Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership Trust 	[] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify)
2. For legal entities, the state (or foreign coun	ntry) of incorporation or organization, if applicable:
Texas	
3. For legal entities not organized in the State business in the State of Illinois as a foreign ent[] Yes[x] No	e of Illinois: Has the organization registered to do tity? [] Organized in Illinois
B. IF THE DISCLOSING PARTY IS A LEGA	AL ENTITY:
the entity; (ii) for not-for-profit corporations are no such members, write "no members whic similar entities, the trustee, executor, administ limited partnerships, limited liability compa	plicable, of: (i) all executive officers and all directors of s, all members, if any, which are legal entities (if there ch are legal entities"); (iii) for trusts, estates or other trator, or similarly situated party; (iv) for general or unies, limited liability partnerships or joint ventures, ager or any other person or legal entity that directly or to of the Applicant.
NOTE: Each legal entity listed below must sub	omit an EDS on its own behalf.
Name Hines Investment Management Holdings Limited Partne	Title ership General Partner

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

Name	Business Address	Percentage Inter-	est in the Ap	plicant
H/D 321 Investors LLC Diversified 321 North Clark LLC ASVRF Clark Chicago, LLC ASVRF Holding Real Estate Inves	LLC - 444 West Lake Street, Ste. 2400, Chicago 444 West Lake Street, Ste. 2400, Chicago, II 444 West Lake Street, Ste. 2400, Chicago, IL 515 South Flower Street, 49th Floor, Los Ang street Trust 515 South Flower Street, 49th Floor, Fund, L.P. 515 South Flower Street, 49th Floor,	L 60606 - 60606 eles, CA 90071 r, Los Angeles, CA 9007	100% Direct 60% Indirect 55% Indirect 40% Indirect 1 39.6% Indirect 39.6% Indirect	Interest Interest Interest of Interest
SECTION III INCO OFFICIALS	ME OR COMPENSATION TO, O	OR OWNERSHIP	BY, CITY	ELECTED
Has the Disclosing Party	provided any income or compensati	ion to any City elec	ted official	during the
	ing the date of this EDS?	• •] Yes	[x] No
elected official during th	ty reasonably expect to provide any interpretation to provide any	e of this EDS? [] Yes	[x] No
inquiry, any City elected	ficial or, to the best of the Disclosing official's spouse or domestic partner inicipal Code of Chicago ("MCC")) is [x] No	r, have a financial i	nterest (as d	
If "yes," please identify the partner(s) and describe the	pelow the name(s) of such City electente financial interest(s).	ed official(s) and/or	r spouse(s)/c	lomestic
				···

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)			
[x] Check here if the Disc	closing Party	y has not retained, nor expects to re	tain, any such persons or entities.
SECTION V CERTII	EICATION	s	
A. COURT-ORDERED	CHILD SUI	PPORT COMPLIANCE	
		antial owners of business entities the support obligations throughout the	-
· -	•	ectly owns 10% or more of the Disc tions by any Illinois court of compe	
[]Yes []No [x]	No person d	irectly or indirectly owns 10% or m	ore of the Disclosing Party.
If "Yes," has the person en is the person in compliance		a court-approved agreement for pays	ment of all support owed and
[]Yes []No		•	
B. FURTHER CERTIFIC	CATIONS		
Procurement Services.] In Party nor any Affiliated E performance of any public inspector general, or integ	n the 5-year intity [see deccontract, the crity compliant	he Matter is a contract being handle period preceding the date of this El efinition in (5) below] has engaged, he services of an integrity monitor, in ance consultant (i.e., an individual of esignated by a public agency to hel	OS, neither the Disclosing in connection with the independent private sector or entity with legal, auditing,

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

activity of specified agency vendors as well as help the vendors reform their business practices so they

can be considered for agency contracts in the future, or continue with a contract in progress).

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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").

Ver.2018-1 Page 5 of 15

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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

believe has not provided or cannot provide truthful certifications.				
11. 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:				
None				
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.				
12. 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 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				
13. 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 \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.				
None				

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- The Disclosing Party certifies that the Disclosing Party (check one)
 is [X] is not
 - a "financial institution" as defined in MCC Section 2-32-455(b).
- 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 MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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 MCC Section 2-32-455(b)) is a predatory lender within the meaning of MCC Chapter 2-32, explain here (attach additional pages if necessary):				
	" the word "None," or no response umed that the Disclosing Party certi	appears on the lines above, it will be fied to the above statements.		
D. CERTIFICAT	ION REGARDING FINANCIAL I	NTEREST IN CITY BUSINESS		
Any words or term	ns defined in MCC Chapter 2-156 h	ave the same meanings if used in this Part D.		
after reasonable in		he best of the Disclosing Party's knowledge e of the City have a financial interest in his or ntity in the Matter?		
[] Yes	[x] No			
_	ecked "Yes" to Item D(1), proceed Items D(2) and D(3) and proceed to	to Items D(2) and D(3). If you checked "No" o Part E.		
official or employ other person or en taxes or assessmen "City Property Sal	ee shall have a financial interest in tity in the purchase of any property ats, or (iii) is sold by virtue of legal	idding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, ten pursuant to the City's eminent domain he meaning of this Part D.		
Does the Matter in	volve a City Property Sale?			
[] Yes	[] No			
		mes and business addresses of the City officials fy the nature of the financial interest:		
Name	Business Address	Nature of Financial Interest		
-	g Party further certifies that no prohity official or employee.	ibited financial interest in the Matter will be		

Ver.2018-1 Page 8 of 15

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 (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step (1) above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.
A. CERTIFICATION REGARDING LOBBYING
1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995, as amended, 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, as amended, have made lobbying contacts on

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 Ver.2018-1

Page 9 of 15

behalf of the Disclosing Party with respect to the Matter.)

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 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 th	he Applicant?	
[] Yes	[] No	
If "Yes," answer the thre	e questions be	elow:
Have you developed federal regulations? (Se [] Yes	-	ave on file affirmative action programs pursuant to applicable t 60-2.)
Compliance Programs, o applicable filing requirer	r the Equal Ernents?	orting Committee, the Director of the Office of Federal Contract mployment Opportunity Commission all reports due under the
[] Yes	[] No	[] Reports not required
3. Have you participated equal opportunity clause		ous contracts or subcontracts subject to the
[] Yes	[] No	
If you checked "No" to q	uestion (1) or	(2) above, please provide an explanation:

Page 10 of 15

Ver.2018-1

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

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

	Hines 321 North Clark Street Associates Limited Partnership	Ву:	Hines Investment Management Holdings Limited Partnership, its general partner		
	(Print or type exact legal name of Disclosing Party)	Ву:		нім	np, its general partner H GP LLC, eneral partner
	By: My Junes (Signhere)	•	Ву:		Hines Real Estate Holdings Limited Partnership its sole member
COM	Greg Van Schaack			Ву:	JCH Investments, Inc., its general partner
•	(Print or type name of person signing)				
	Senior Managing Director				
	(Print or type title of person signing)				
	Signed and sworn to before me on (date)	8		ر.	
	at Cook County, Illiwis (state).				·
	Notary Public				
	Commission expires: 9/12/22				

*Not completed by the Disclosing Party, per the instructions in bold below.

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes	[] No	
which such person	entify below (1) the name and title of such person, (s connected; (3) the name and title of the elected citas a familial relationship, and (4) the precise nature	ty official or department head to

*Not completed by the Disclosing Party, per the instructions in bold below.

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

		10, is the Applicant or any Owner identified as a building code at to MCC Section 2-92-416?
[] Yes	[] No	
	• • •	ablicly traded on any exchange, is any officer or director of code scofflaw or problem landlord pursuant to MCC Section
[] Yes	[] No	[] The Applicant is not publicly traded on any exchange.
	cofflaw or problem	lentify below the name of each person or legal entity identified in landlord and the address of each building or buildings to which

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.

(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	Application	n to amend ar	ss requested. neasement to relocate plaza level thin the property located at 321 North
This recertification is being submitted in connection	with Clark Stree	i easement wi et	thirt the property located at 321 North
[identify the Matter]. Under penalty of perjury, the			warrants that
he/she is authorized to execute this EDS recertificati			
warrants that all certifications and statements contain			
are true, accurate and complete as of the date furnish		_	• •
accurate and complete as of the date of this recertific	•		
<u>-</u>	ation, and (3)	reallims i	.S
acknowledgments.			
		را ا	1000
Hines 321 North Clark Street Associates Limited Partners	hip Date:		1017
(Print or type legal name of Disclosing Party)			
	•		Management Holdings Limited
By:		nership, its ge	neral partner
lyhshal	•	IIMH GP LLC,	
Musua		s general parti	
(sign here)	Ву:	its sole m	al Estate Holdings Limited Partnership, ember
Print or type name of signatory:		-	H Investments, Inc., its general rtner
Greg Van Shaack			
Title of signatory:			
Senior Managing Director			
1 .			
Signed and sworn to before me on [date]	2019.	by	
	County, LU	2 SIGNIL	statel.
	, c		
Notary Notary	Public.		
Commission expires: 9/12/2022.	Secessor	FICIAL SEA	osocog L
, , , ,	3 G	VAN MOER	8
	9 My Commi	Public, State of I Ission Expires (19/12/22 <i>1</i> 9

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclosing Party submitti	ing this EDS. Include d/b/a/ if applicable:
Hines Investment Management Holdings Limited Parti	nership
Check ONE of the following three boxes:	
the contract, transaction or other undertaking to "Matter"), a direct or indirect interest in excess	aticipated to hold within six months after City action on which this EDS pertains (referred to below as the of 7.5% in the Applicant. State the Applicant's legal
OR	right of control of the Applicant (see Section II(B)(1)) Disclosing Party holds a right of control:
B. Business address of the Disclosing Party:	444 West Lake Street, Suite 2400
	Chicago, Illinois 60606
C. Telephone: (312) 419-4900 Fax:	Email: greg.vanschaack@hines.com
D. Name of contact person: Greg Van Schaack	
E. Federal Employer Identification No. (if you	have one):
property, if applicable):	EDS pertains. (Include project number and location of
Application to amend an easement to relocate plaza leve 321 North Clark Street	I pedestrian easement within the property located at
G. Which City agency or department is requesti	ng this EDS? CDOT
If the Matter is a contract being handled by the Complete the following:	City's Department of Procurement Services, please
Specification #	and Contract #
Ver.2018-1 Page	e 1 of 15

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY 1. Indicate the nature of the Disclosing Party: [] Person [] Limited liability company Publicly registered business corporation [] Limited liability partnership Privately held business corporation [] Joint venture [] Sole proprietorship [] Not-for-profit corporation [] General partnership (Is the not-for-profit corporation also a 501(c)(3))? [x | Limited partnership [] Yes []No [] Trust Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: **Texas** 3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? [] Yes [x] No Organized in Illinois B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY: 1. List below the full names and titles, if applicable, of: (i) all executive officers and all directors of the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability companies, limited liability partnerships or joint ventures, each general partner, managing member, manager or any other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant.

NOTE: Each legal entity listed below must submit an EDS on its own behalf.

Name	Title		
HIMH GP LLC	General Partner of the Disclosing Party		

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

Business Address	Percentage Inte	erest in the	Applicant
444 West Lake Street, Ste. 2400, Ch 444 West Lake Street, Ste. 2400, Chi 515 South Flower Street, 49th Floor, I	icago, IL 60606 cago, IL 60606 Los Angeles, CA 90071	100% Dire 60% Indire 55% Indire 40% Indire	ct Interest ct Interest
			rect Interest rect Interest
ME OR COMPENSATION	TO, OR OWNERSHI	P BY, CIT	Y ELECTED
provided any income or comp	ensation to any City el	ected officia	al during the
ng the date of this EDS?		[]Yes	[x] No
e 12-month period following t	he date of this EDS?	[]Yes	[x] No
compensation:	e name(s) of such City	elected offic	eial(s) and
official's spouse or domestic p	partner, have a financia	interest (as	
elow the name(s) of such City e financial interest(s).	elected official(s) and/	or spouse(s))/domestic
	A44 West Lake Street, Ste. 2400, Ch. 444 West Lake Street, Ste. 2400, Ch. 515 South Flower Street, 49th Floor, Imment Trust 515 South Flower Street, 49th ME OR COMPENSATION provided any income or compand the date of this EDS? y reasonably expect to provide a 12-month period following the compensation: Cicial or, to the best of the Disconficial's spouse or domestic principal Code of Chicago ("MC [x] No elow the name(s) of such City elow the name(s) of such City	LC - 444 West Lake Street, Ste. 2400, Chicago, IL 60606 444 West Lake Street, Ste. 2400, Chicago, IL 60606 444 West Lake Street, Ste. 2400, Chicago, IL 60606 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 ment Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 9007 ME OR COMPENSATION TO, OR OWNERSHI provided any income or compensation to any City elang the date of this EDS? y reasonably expect to provide any income or compensation period following the date of this EDS? ove, please identify below the name(s) of such City compensation: ficial or, to the best of the Disclosing Party's knowled official's spouse or domestic partner, have a financial nicipal Code of Chicago ("MCC")) in the Disclosing [x] No elow the name(s) of such City elected official(s) and/	LC - 444 West Lake Street, Ste. 2400, Chicago, IL 60606 60% Indire 444 West Lake Street, Ste. 2400, Chicago, IL 60606 55% Indire 444 West Lake Street, Ste. 2400, Chicago, IL 60606 55% Indire 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indire ment Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 39.6% Indire ment Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 39.6% Indire ME OR COMPENSATION TO, OR OWNERSHIP BY, CITY provided any income or compensation to any City elected officiang the date of this EDS? [] Yes by reasonably expect to provide any income or compensation to any elected official separation for the date of this EDS? [] Yes bove, please identify below the name(s) of such City elected official or, to the best of the Disclosing Party's knowledge after reasonable Code of Chicago ("MCC")) in the Disclosing Party? [x] No elow the name(s) of such City elected official's spouse or domestic partner, have a financial interest (as nicipal Code of Chicago ("MCC")) in the Disclosing Party? [x] No

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)			
[x] Check here if the Disc	closing Party	y has not retained, nor expects to ret	ain, any such persons or entities.
SECTION V CERTIF	ICATION	S	
A. COURT-ORDERED	CHILD SUI	PPORT COMPLIANCE	
	•	antial owners of business entities that I support obligations throughout the	
		ectly owns 10% or more of the Disc tions by any Illinois court of compe	
[] Yes [] No [x] !	No person d	irectly or indirectly owns 10% or m	ore of the Disclosing Party.
If "Yes," has the person en is the person in compliance		a court-approved agreement for payaggreement?	ment of all support owed and
[] Yes [] No			
B. FURTHER CERTIFIC	CATIONS		
Procurement Services.] In Party nor any Affiliated E performance of any public inspector general, or integ investigative, or other sim	n the 5-year ntity [see dec contract, the rity compliantial skills, d	he Matter is a contract being handle period preceding the date of this El efinition in (5) below] has engaged, he services of an integrity monitor, in ance consultant (i.e., an individual of esignated by a public agency to help s well as help the vendors reform the	OS, neither the Disclosing in connection with the independent private sector or entity with legal, auditing, p the agency monitor the

can be considered for agency contracts in the future, or continue with a contract in progress).

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

Ver.2018-1 Page **4** of **15**

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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").

Ver.2018-1 Page 5 of 15

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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

Ver.2018-1

believe has not provided or cannot provide truthful certifications.
11. 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:
None
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.
12. 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 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
13. 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 \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or (none"). As to any gift listed below, please also list the name of the City recipient.
None

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- The Disclosing Party certifies that the Disclosing Party (check one)
 is [X] is not
 - a "financial institution" as defined in MCC Section 2-32-455(b).
- 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 MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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."

MCC Section 2-3	· ·	because it or any of its affiliates (as defined in in the meaning of MCC Chapter 2-32, explain
——————————————————————————————————————		
	," the word "None," or no response a umed that the Disclosing Party certi	appears on the lines above, it will be fied to the above statements.
D. CERTIFICAT	TON REGARDING FINANCIAL I	NTEREST IN CITY BUSINESS
Any words or terr	ns defined in MCC Chapter 2-156 h	ave the same meanings if used in this Part D.
after reasonable in		ne best of the Disclosing Party's knowledge e of the City have a financial interest in his or ntity in the Matter?
[] Yes	[x] No	
	necked "Yes" to Item D(1), proceed Items D(2) and D(3) and proceed to	to Items D(2) and D(3). If you checked "No" Part E.
official or employ other person or en taxes or assessment "City Property Sal	ee shall have a financial interest in l tity in the purchase of any property ats, or (iii) is sold by virtue of legal	idding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, en pursuant to the City's eminent domain e meaning of this Part D.
Does the Matter in	volve a City Property Sale?	
[] Yes	[] No	
-	, , , <u>.</u>	nes and business addresses of the City officials fy the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
	g Party further certifies that no prohitity official or employee.	bited financial interest in the Matter will be

Ver.2018-1

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

must disclose below or in an attachment to this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step (1) above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.
A. CERTIFICATION REGARDING LOBBYING
1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995, as amended, 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, as amended, 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

Page 9 of 15

Ver.2018-1

Please check either (1) or (2) below. If the Disclosing Party checks (2), the Disclosing Party

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

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

	Hines Investment Management Holdings Limited Partnership			
	(Print or type exact legal name of Disclosing Party)	Ву:		ИН GP LLC, general partner
	By: (Sign here)	Ву:		Hines Real Estate Holdings Limited Partnership, its sole member
GLM	Greg Van Schaack		Ву:	JCH investments, inc., its general partner
	(Print or type name of person signing)			
	Senior Managing Director			
	(Print or type title of person signing)			
	Signed and sworn to before me on (date) 9/25/18 at Cook County, [UNO] (state).		,	
	Notary Public			
	Commission expires: 91222			

*Not completed by the Disclosing Party, per the instructions in bold below.

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes	[] No	
which such person	is connected; (3) the name	e and title of such person, (2) the name of the legal entity to be and title of the elected city official or department head to p, and (4) the precise nature of such familial relationship.

*Not completed by the Disclosing Party, per the instructions in bold below.

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

		10, is the Applicant or any Owner identified as a building code t to MCC Section 2-92-416?
[] Yes	[] No	
		ablicly traded on any exchange, is any officer or director of code scofflaw or problem landlord pursuant to MCC Section
[]Yes	[] No	[] The Applicant is not publicly traded on any exchange.
• ' '	cofflaw or problem	lentify below the name of each person or legal entity identified in landlord and the address of each building or buildings to which

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

_
_

(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

	Application	n to amend an easement to relocate plaza level
This recertification is being submitted in connection with [identify the Matter]. Under penalty of perjury, the person he/she is authorized to execute this EDS recertification on warrants that all certifications and statements contained in are true, accurate and complete as of the date furnished to accurate and complete as of the date of this recertification acknowledgments.	Clark Streen signing the behalf of the Discouth	below: (1) warrants that of the Disclosing Party, (2) closing Party's original EDS and continue to be true,
Hines Investment Management Holdings Limited Partnership (Print or type legal name of Disclosing Party)	Date:	1/7/2019
By:	Ву:	HIMH GP LLC, its general partner
lugh 8am	Ву:	Hines Real Estate Holdings Limited Partnership, its sole member
(sign here)	Ву	JCH Investments, Inc., its general partner
Print or type name of signatory:		·
Greg Van Schaack		
Title of signatory:		
Senior Managing Director		
Signed and sworn to before me on [date] 1/1/2019 ARES VAN SCHAACKAL COOK County Notary Public		by [state].
Commission expires: 9 12 2022.	8585383	OFFICIAL SEAL G. VAN MOER Intery Public, State of Illinois Commission Expires 09/12/22

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclosi	ng Party submit	ting this EDS. Includ	de d/b/a/ if applicable:
HIMH GP LLC			
Check ONE of the following	three boxes:		
the contract, transaction or othe "Matter"), a direct or indirect in name:	tly holding, or a er undertaking t	nticipated to hold wi	thin six months after City action on rtains (referred to below as the icant. State the Applicant's legal
OR 3. [x] a legal entity with a State the legal name of the enti Hines Investment Management F	ty in which the	Disclosing Party hole	the Applicant (see Section II(B)(1)) ds a right of control:
B. Business address of the Dis	closing Party:	2800 Post Oak Blvd, Houston, TX 77056	Suite 4800
C. Telephone: 312-419-4900	Fax:		Email: greg.vanschaack@hines.com
D. Name of contact person: Gr	eg Van Schaack		
E. Federal Employer Identifica	ation No. (if you	ı have one):	
F. Brief description of the Ma property, if applicable):	tter to which thi	s EDS pertains. (Inc	lude project number and location of
Application to amend an easement to 321 North Clark Street	o relocate plaza lev	vel pedestrian easement	within the property located at
G. Which City agency or depa	rtment is reques	ting this EDS? CDOT	
If the Matter is a contract being complete the following:	g handled by the	City's Department o	f Procurement Services, please
Specification #		and Contract #	
Ver.2018-1	Pa	ge 1 of 15	

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY	ℓ
1. Indicate the nature of the Disclosing Par [] Person [] Publicly registered business corporation [] Privately held business corporation [] Sole proprietorship [] General partnership [] Limited partnership [] Trust	rty: [x] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify)
2. For legal entities, the state (or foreign cound Delaware	try) of incorporation or organization, if applicable:
3. For legal entities not organized in the State business in the State of Illinois as a foreign entitle	of Illinois: Has the organization registered to do ity?
[] Yes [x] No	[] Organized in Illinois
B. IF THE DISCLOSING PARTY IS A LEGA	AL ENTITY:
the entity; (ii) for not-for-profit corporations are no such members, write "no members whice similar entities, the trustee, executor, administ limited partnerships, limited liability compares	plicable, of: (i) all executive officers and all directors of, all members, if any, which are legal entities (if there the are legal entities"); (iii) for trusts, estates or other crator, or similarly situated party; (iv) for general or nies, limited liability partnerships or joint ventures, ger or any other person or legal entity that directly or of the Applicant.
NOTE: Each legal entity listed below must sub	omit an EDS on its own behalf.
Name Hines Real Estate Holdings Limited Partnership	Title Sole Member
indirect, current or prospective (i.e. within 6 moownership) in excess of 7.5% of the Applicant.	oncerning each person or legal entity having a direct or onths after City action) beneficial interest (including Examples of such an interest include shares in a p 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

444 West Lake Street, Ste. 2400, 444 West Lake Street, Ste. 2400, 515 South Flower Street, 49th Floo tment Trust 515 South Flower Street fund, L.P. 515 South Flower Street, 4	OO, Chicago, IL 60606 Chicago, IL 60606 Chicago, IL 60606 Or, Los Angeles, CA 90071 C, 49th Floor, Los Angeles, CA 900 19th Floor, Los Angeles, CA 900	100% Direc 60% Indirec 55% Indirec 40% Indirec 0071 39.6% Indirec 071 39.6% Indirec	ct Interest ct Interest ct Interest ct Interest ct Interest rect Interest rect Interest
e.			
_	mpensation to any City of	elected officia	nl during the [x] No
•	-		ıy City [x] No
· •	the name(s) of such City	elected offic	ial(s) and
official's spouse or domesti	ic partner, have a financi	al interest (as	
• •	ity elected official(s) and	d/or spouse(s))/domestic
	LLC - 444 West Lake Street, Ste. 2400, 444 West Lake Street, Ste. 2400, 515 South Flower Street, 49th Flowtment Trust 515 South Flower Street, 49th Flowtment Trust 515 South Flower Street, 49th Flower Stree	LC - 444 West Lake Street, Ste. 2400, Chicago, IL 60606 444 West Lake Street, Ste. 2400, Chicago, IL 60606 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 treent Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 900 ME OR COMPENSATION TO, OR OWNERSH of provided any income or compensation to any City of ing the date of this EDS? Ty reasonably expect to provide any income or compensation to any City of the 12-month period following the date of this EDS? Ty reasonably expect to provide any income or compensation: Ticial or, to the best of the Disclosing Party's knowledge of the City compensation: Ticial or, to the best of the Disclosing Party's knowledge of the City compensation: Ticial Code of Chicago ("MCC")) in the Disclosing [x] No	LC - 444 West Lake Street, Ste. 2400, Chicago, IL 60606 444 West Lake Street, Ste. 2400, Chicago, IL 60606 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirestrent Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirestrent Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirestrend, L.P. 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirestrend, L.P. 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend, L.P. 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend, L.P. 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend, L.P. 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend, L.P. 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend, L.P. 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend, L.P. 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49th Floor, Los Angeles, CA 90071 40% Indirectrend Trust 515 South Flower Street, 49t

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)			
[x] Check here if the Disc	losing Party	has not retained, nor expects to ret	tain, any such persons or entities.
SECTION V CERTIF	CATION	S	
A. COURT-ORDERED	CHILD SUI	PPORT COMPLIANCE	
		ntial owners of business entities the support obligations throughout the	
		ectly owns 10% or more of the Disc tions by any Illinois court of compe	
[]Yes []No [x]!	No person d	irectly or indirectly owns 10% or m	ore of the Disclosing Party.
If "Yes," has the person er is the person in compliance		court-approved agreement for payagreement?	ment of all support owed and
[] Yes [] No			
B. FURTHER CERTIFIC	CATIONS		
Procurement Services.] In Party nor any Affiliated E performance of any public inspector general, or integ investigative, or other sim activity of specified agence	n the 5-year intity [see decontract, the contract, the crity compliant in the crity compliant is a contract, the crity compliant is a contract.	he Matter is a contract being handle period preceding the date of this Ele- efinition in (5) below] has engaged, he services of an integrity monitor, ance consultant (i.e., an individual of esignated by a public agency to hell s well as help the vendors reform the s in the future, or continue with a contract of the services.	DS, neither the Disclosing in connection with the independent private sector or entity with legal, auditing, p the agency monitor the neir business practices so they

Ver.2018-1

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

believe has not provided or cannot provide truthful certifications.
11. 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:
None
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.
12. 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 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
13. 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 \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.
None

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- The Disclosing Party certifies that the Disclosing Party (check one)
 is [x] is not
 - a "financial institution" as defined in MCC Section 2-32-455(b).
- 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 MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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 MCC Section 2-32-455(b)) is a predatory lender within the meaning of MCC Chapter 2-32, explain here (attach additional pages if necessary):		
	," the word "None," or no response a umed that the Disclosing Party certi	appears on the lines above, it will be fied to the above statements.
D. CERTIFICAT	TION REGARDING FINANCIAL I	NTEREST IN CITY BUSINESS
Any words or terr	ns defined in MCC Chapter 2-156 h	ave the same meanings if used in this Part D.
after reasonable in		he best of the Disclosing Party's knowledge e of the City have a financial interest in his or ntity in the Matter?
[] Yes	[x] No	
	necked "Yes" to Item D(1), proceed Items D(2) and D(3) and proceed to	to Items D(2) and D(3). If you checked "No" o Part E.
official or employ other person or en taxes or assessment "City Property Sa	ree shall have a financial interest in latity in the purchase of any property nts, or (iii) is sold by virtue of legal	idding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, en pursuant to the City's eminent domain he meaning of this Part D.
Does the Matter in	nvolve a City Property Sale?	
[] Yes	[] No	
		mes and business addresses of the City officials fy the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
	g Party further certifies that no prohity official or employee.	ibited financial interest in the Matter will be

Ver.2018-1

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 (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.
x1. 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, as amended, 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, as amended, 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 Ver.2018-1

Page 9 of 15

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(1) through A(4) above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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

Is the Disclosing Part	y the Applicant?	
[] Yes		·
If "Yes," answer the t	hree questions be	elow:
1. Have you develop federal regulations? ([] Yes	See 41 CFR Part	ave on file affirmative action programs pursuant to applicable t 60-2.)
Compliance Programs applicable filing requirements	s, or the Equal Er irements?	orting Committee, the Director of the Office of Federal Contract imployment Opportunity Commission all reports due under the
[] Yes	[] NO	[] Reports not required
3. Have you participate equal opportunity class		ous contracts or subcontracts subject to the
[] Yes	[] No	
If you checked "No" t	o question (1) or	(2) above, please provide an explanation:

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

GWM

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

	Ву:	Hines Real Estate Holdings Limited Partnership,
HIMH GP LLC	Ву:	its sole member
(Print or type exact legal name of Disclosing Party)		JCH investments, inc., its general partner
By: Cyft flind (Sign/here)		par crec
Greg Van Schaack		
(Print or type name of person signing)		
Senior Managing Director		
(Print or type title of person signing)		
Signed and sworn to before me on (date) 925 at Cook County, Illiwis (state). Notary Public	2018	
Commission expires: 9/12/22		

OFFICIAL SEAL
G. VAN MOER
Notary Public, State of Illinois
My Commission Expires 09/12/22

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

Under MCC 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% 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.

[] Yes [] No

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.

Does the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof

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

		10, is the Applicant or any Owner identified as a building code to MCC Section 2-92-416?
[] Yes	[] No	
	• • •	ablicly traded on any exchange, is any officer or director of code scofflaw or problem landlord pursuant to MCC Section
[] Yes	[] No	[] The Applicant is not publicly traded on any exchange.
•	offlaw or problen	entify below the name of each person or legal entity identified n landlord and the address of each building or buildings to which

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.

(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. Application to amend an easement to relocate plaza level This recertification is being submitted in connection with Clark Street [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. HIMH GP LLC (Print or type legal name of Disclosing Party) By: Hines Real Estate Holdings Limited Partnership, its sole member By: By: JCH investments, Inc., its general partner Print or type name of signatory: Greg Van Schaack Title of signatory: Senior Managing Director Signed and sworn to before me on [date] Notary Public.

OFFICIAL SEAL
G. VAN MOER
Notary Public, State of Illinois
ty Commission Expires 09/12/22

Commission expires:

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

Ver.2018-1

A. Legal name of the Disclosi	ing Party submit	ting this EDS. Include d/b/a/ if applicable:
Hines Real Estate Holdings Limit	ed Partnership	
Check ONE of the following	three boxes:	
Indicate whether the Disclosin 1. [] the Applicant OR	ng Party submitti	ng this EDS is:
the contract, transaction or oth	er undertaking t	nticipated to hold within six months after City action or o which this EDS pertains (referred to below as the of 7.5% in the Applicant. State the Applicant's legal
-		et right of control of the Applicant (see Section II(B)(1)) Disclosing Party holds a right of control:
B. Business address of the Dis	sclosing Party:	2800 Post Oak Blvd, Suite 4800 Houston, TX 77056
C. Telephone: 312-419-4900	Fax:	Email: greg.vanschaack@hines.com
D. Name of contact person: G	reg Van Schaack	
E. Federal Employer Identific	ation No. (if you	have one):
F. Brief description of the Ma property, if applicable):	tter to which this	s EDS pertains. (Include project number and location of
Application to amend an easement t 321 North Clark Street	o relocate plaza lev	rel pedestrian easement within the property located at
G. Which City agency or depa	rtment is reques	ting this EDS? CDOT
If the Matter is a contract being complete the following:	g handled by the	City's Department of Procurement Services, please
Specification #		and Contract #
Ver.2018-1	Pa	ge 1 of 15

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY 1. Indicate the nature of the Disclosing Party: [] Person [] Limited liability company [] Publicly registered business corporation [] Limited liability partnership Privately held business corporation [] Joint venture [] Sole proprietorship [] Not-for-profit corporation [] General partnership (Is the not-for-profit corporation also a 501(c)(3))? [x] Limited partnership [] Yes []No [] Trust Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: Texas 3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? [] Yes [x] No Organized in Illinois B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY: List below the full names and titles, if applicable, of: (i) all executive officers and all directors of 1. the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability companies, limited liability partnerships or joint ventures, each general partner, managing member, manager or any other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant. NOTE: Each legal entity listed below must submit an EDS on its own behalf. Title Name JCH Investments, Inc. **General Partner** 2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including

Ver.2018-1

ownership) in excess of 7.5% of the Applicant. 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

H/D 321 Investors LLC Diversified 321 North Clark LLC ASVRF Clark Chicago, LLC ASVRF Holding Real Estate Inves	Business Address LC - 444 West Lake Street, Ste. 2400 444 West Lake Street, Ste. 2400, Ct 444 West Lake Street, Ste. 2400, Ct 515 South Flower Street, 49th Floor, trnent Trust 515 South Flower Street, 49th, LP, 515 South, LP, 515 South	hicago, IL 60606 hicago, IL 60606 Los Angeles, CA 90071 19th Floor, Los Angeles, CA 900	100% Direct 60% Indirect 55% Indirect 40% Indirect 71 39.6% Indirect	ct Interest ct Interest ct Interest ct Interest rect Interest
SECTION III INCO OFFICIALS	ME OR COMPENSATION	TO, OR OWNERSHI	P BY, CITY	Y ELECTED
	provided any income or coming the date of this EDS?		ected officia [] Yes	I during the [x] No
	ty reasonably expect to provide 12-month period following	-		ny City [x] No
If "yes" to either of the a describe such income or	bove, please identify below the compensation:	ne name(s) of such City of	elected offic	ial(s) and
inquiry, any City elected Chapter 2-156 of the Mu [] Yes	ficial or, to the best of the Disofficial's spouse or domestic inicipal Code of Chicago ("Mo [x] No below the name(s) of such Citae financial interest(s).	partner, have a financial CC")) in the Disclosing I	interest (as Party?	defined in

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. 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 (<u>indicate whether</u> <u>paid or estimated</u> .) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)	 I		
[x] Check here if the Disc	closing Part	y has not retained, nor expects to re	tain, any such persons or entities.
SECTION V CERTII	FICATION	\mathbf{S}	
A. COURT-ORDERED	CHILD SU	PPORT COMPLIANCE	
		antial owners of business entities th I support obligations throughout the	•
		ectly owns 10% or more of the Disc tions by any Illinois court of compe	
[]Yes []No [x]	No person d	irectly or indirectly owns 10% or m	ore of the Disclosing Party.
If "Yes," has the person e is the person in compliance		a court-approved agreement for pay agreement?	ment of all support owed and
[] Yes [] No			
B. FURTHER CERTIFIC	CATIONS		
Procurement Services.] I Party nor any Affiliated E	n the 5-year Entity [<u>see</u> d	the Matter is a contract being handle period preceding the date of this E efinition in (5) below] has engaged, he services of an integrity monitor,	DS, neither the Disclosing in connection with the

- 1. [This paragraph 1 applies only if the Matter is a contract being handled by the City's Department of Procurement Services.] In the 5-year period preceding the date of this EDS, neither the Disclosing Party nor any Affiliated Entity [see definition in (5) below] has engaged, in connection with the performance of any public contract, the services of an integrity monitor, independent private sector inspector general, or integrity compliance consultant (i.e., an individual or entity with legal, auditing, investigative, or other similar skills, designated by a public agency to help the agency monitor the activity of specified agency vendors as well as help the vendors reform their business practices so they can be considered for agency contracts in the future, or continue with a contract in progress).
- 2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

Ver.2018-1

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to
believe has not provided or cannot provide truthful certifications.

11. 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:
None
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.
12. 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 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
13. 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 \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (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

- The Disclosing Party certifies that the Disclosing Party (check one)
 is [x] is not
 - a "financial institution" as defined in MCC Section 2-32-455(b).
- 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 MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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."

MCC Section 2-3		because it or any of its affiliates (as defined in in the meaning of MCC Chapter 2-32, explain
	" the word "None," or no response umed that the Disclosing Party certi	appears on the lines above, it will be fied to the above statements.
D. CERTIFICAT	ION REGARDING FINANCIAL I	NTEREST IN CITY BUSINESS
Any words or terr	ns defined in MCC Chapter 2-156 h	have the same meanings if used in this Part D.
after reasonable in		he best of the Disclosing Party's knowledge se of the City have a financial interest in his or entity in the Matter?
[] Yes	[x] No	
	ecked "Yes" to Item D(1), proceed Items D(2) and D(3) and proceed to	to Items D(2) and D(3). If you checked "No" o Part E.
official or employ other person or en taxes or assessmen "City Property Sal	ee shall have a financial interest in tity in the purchase of any property ats, or (iii) is sold by virtue of legal	hidding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, ten pursuant to the City's eminent domain he meaning of this Part D.
Does the Matter in	volve a City Property Sale?	
[]Yes	[] No	
		mes and business addresses of the City officials fy the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
		
4. The Disclosing	g Party further certifies that no proh	ibited 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 (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, as amended, 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, as amended, 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 Ver.2018-1

Page 9 of 15

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 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 th	ree questions be	elow:
1. Have you develope federal regulations? (S	See 41 CFR Part	ave on file affirmative action programs pursuant to applicable (60-2.)
Compliance Programs, applicable filing requir	, or the Equal Ercements?	rting Committee, the Director of the Office of Federal Contract imployment Opportunity Commission all reports due under the
[] Yes	[] No	[] Reports not required
equal opportunity claus	se?	ous contracts or subcontracts subject to the
[] Yes	[] No	
If you checked "No" to	question (1) or	(2) above, please provide an explanation:

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

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

	Hines Real Estate Holdings Limited Partnership		JCH Investments, Inc., its general partner
	(Print or type exact legal name of Disclosing Party)		·
	By: (Sign here)		
aum	Greg Van Schaack		
•	(Print or type name of person signing)		
	Senior Managing Director		
	(Print or type title of person signing)		
	- (ı	
	Signed and sworn to before me on (date) 925	118	
	at Cook County, [Winds (state).	•	
	Glauleo		
	Notary Public		
	Commission expires: 9 12 22		

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes	[] No	
which such persor	n is connected; (3) the nam	e and title of such person, (2) the name of the legal entity to ne and title of the elected city official or department head to ip, 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% (an "Owner"). It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

		10, is the Applicant or any Owner identified as a building code to MCC Section 2-92-416?
[] Yes	[] No	
		ablicly traded on any exchange, is any officer or director of code scofflaw or problem landlord pursuant to MCC Section
[] Yes	[] No	[] The Applicant is not publicly traded on any exchange.
	cofflaw or problen	lentify below the name of each person or legal entity identified in landlord and the address of each building or buildings to which

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.

(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 C	ity procurements unless requested. Application to amend an easement to relocate plaza level
This recertification is being submitted in connection wit	pedestrian easement within the property located at 321 North
[identify the Matter]. Under penalty of perjury, the pers	
he/she is authorized to execute this EDS recertification of	
warrants that all certifications and statements contained	
are true, accurate and complete as of the date furnished t	
accurate and complete as of the date of this recertification	•
acknowledgments.	(-)
	,
Hines Real Estate Holdings Limited Partnership By: JCH Investments, Inc., its general	ت جا ا
partner	Date: 17 2019
(Print or type legal name of Disclosing Party)	, ,
By:	
by le fruit	
(sign here)	
Print or type name of signatory:	
Greg Van Schaack	
Greg van ochaack	
Title of signatory:	
,	
Senior Managing Director	
	C 1
Signed and sworn to before me on [date] 1201	, oy
ALLES VAN SCHAACKER COOK COUR	nty, [UINOIS[state].
Notary Pub	olic.
Commission expires: 9 (21 2022.	######################################
Commission expires. 12 de 22.	OFFICIAL SEAL
	G. VAN MOER Notary Public, State of Illinois
	My Commission Expires 09/12/22
	and a series in the series of

Ver. 11-01-05

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclosing	, Party submit	ting this EDS. Include d/b/a/ if applicable:
JCH Investments, Inc.		
Check ONE of the following th	ree boxes:	
the contract, transaction or other "Matter"), a direct or indirect intename:	holding, or a undertaking to	and this EDS is: Inticipated to hold within six months after City action on o which this EDS pertains (referred to below as the s of 7.5% in the Applicant. State the Applicant's legal
	in which the	et right of control of the Applicant (see Section II(B)(1)) Disclosing Party holds a right of control:
B. Business address of the Discl	osing Party:	2800 Post Oak Blvd, Suite 4800 Houston, TX 77056
C. Telephone: <u>312-419-4900</u>	Fax:	Email: greg.vanschaack@hines.com
D. Name of contact person: Greg	y Van Schaack	
E. Federal Employer Identificati	on No. (if you	have one):
F. Brief description of the Matte property, if applicable):	er to which this	s EDS pertains. (Include project number and location of
Application to amend an easement to reason 321 North Clark Street	elocate plaza lev	rel pedestrian easement within the property located at
G. Which City agency or departr	nent is reques	ting this EDS? CDOT
If the Matter is a contract being he complete the following:	andled by the	City's Department of Procurement Services, please
Specification #		and Contract #
Ver.2018-1	Pa	age 1 of 15

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

1. Indicate the nature of the Disclosing Party: [] Person [] Limited liability company [] Publicly registered business corporation [] Limited liability partnership k | Privately held business corporation [] Joint venture [] Sole proprietorship [] Not-for-profit corporation [] General partnership (Is the not-for-profit corporation also a 501(c)(3))? [] Limited partnership [] Yes [] No [] Trust [] Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: **Texas** 3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? [] Yes [x] No [] Organized in Illinois B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY: List below the full names and titles, if applicable, of: (i) all executive officers and all directors of the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability companies, limited liability partnerships or joint ventures, each general partner, managing member, manager or any other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant. **NOTE**: Each legal entity listed below must submit an EDS on its own behalf. Name Title See attached list of officers and directors 2. Please provide the following information concerning each person or legal entity having a direct or

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. 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

JCH Investments, Inc. (A Texas Corporation) September 2018

DIRECTORS:

Jeffrey C. Hines

OFFICERS:

Senior Managing Director/Chief Executive Officer C. Kevin Shannahan

Senior Managing Director David McGinnis

Senior Managing Director Gregory Van Schaack

Senior Managing Director Tom D'Arcy

Senior Managing Director Steve Luthman

Senior Managing Director James R. Walsh

limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None."

NOTE: Each legal entity listed below may be required to submit an EDS on its own behalf.

H/D 321 Investors LLC Diversified 321 North Cl ASVRF Clark Chicago, ASVRF Holding Real Es American Strategic Valu		d. Chicago, IL 60606 Chicago, IL 60606 for, Los Angeles, CA 90071 et, 49th Floor, Los Angeles, CA 900 49th Floor, Los Angeles, CA 900	100% Dire 60% Indire 55% Indire 40% Indire 1071 39.6% Indi 71 39.6% Indi	ct Interest ct Interest ct Interest ct Interest rect Interest rect Interest rect Interest
Does the Discloselected official d	ng Party provided any income or conceeding the date of this EDS? ing Party reasonably expect to providing the 12-month period following of the above, please identify below some or compensation:	vide any income or compeng the date of this EDS?	[] Yes ensation to an [] Yes	[x] No ny City [x] No
inquiry, any City Chapter 2-156 of [] Yes If "yes," please io	ected official or, to the best of the I elected official's spouse or domest the Municipal Code of Chicago ("I [x] No lentify below the name(s) of such 0 scribe the financial interest(s).	tic partner, have a financial MCC")) in the Disclosing	al interest (as Party?	defined in

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. 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)			5-1
[x] Check here if the Disc	closing Part	y has not retained, nor expects to re	tain, any such persons or entities.
SECTION V CERTII	FICATION	S	
A. COURT-ORDERED	CHILD SU	PPORT COMPLIANCE	1
	•	antial owners of business entities the support obligations throughout the	•
• •	•	ectly owns 10% or more of the Disc tions by any Illinois court of compe	•
[]Yes []No [x]	No person d	irectly or indirectly owns 10% or n	nore of the Disclosing Party.
If "Yes," has the person e is the person in compliance		a court-approved agreement for pay agreement?	ment of all support owed and
[] Yes [] No			
B. FURTHER CERTIFIC	CATIONS		
Procurement Services.] I Party nor any Affiliated E performance of any public inspector general, or integ investigative, or other sim	n the 5-year Entity [see do c contract, the grity compli- nilar skills, co	the Matter is a contract being handle period preceding the date of this E efinition in (5) below] has engaged the services of an integrity monitor, ance consultant (i.e., an individual designated by a public agency to he as well as help the vendors reform t	DS, neither the Disclosing, in connection with the independent private sector or entity with legal, auditing, lp the agency monitor the

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

can be considered for agency contracts in the future, or continue with a contract in progress).

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

believe has not provided or cannot provide truthful certifications.		
1. 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:		
None	_	
If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusive presumed that the Disclosing Party certified to the above statements.	ely	
12. 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 date of this EDS, an employee, or elected or appointed official, of the C of Chicago (if none, indicate with "N/A" or "none").	ity	
None		
13. 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 appoin official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anythin 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 \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.	ted g	

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

None

The Disclosing Party certifies that the Disclosing Party (check one)
 is [x] is not

a "financial institution" as defined in MCC Section 2-32-455(b).

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 MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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."

MCC Section 2-3		because it or any of its affiliates (as defined in in the meaning of MCC Chapter 2-32, explain
	" the word "None," or no response umed that the Disclosing Party certi	appears on the lines above, it will be fied to the above statements.
D. CERTIFICAT	ION REGARDING FINANCIAL I	NTEREST IN CITY BUSINESS
Any words or term	ns defined in MCC Chapter 2-156 h	ave the same meanings if used in this Part D.
after reasonable in		he best of the Disclosing Party's knowledge e of the City have a financial interest in his or entity in the Matter?
[] Yes	[x] No	
	ecked "Yes" to Item D(1), proceed Items D(2) and D(3) and proceed to	to Items D(2) and D(3). If you checked "No" o Part E.
official or employ other person or en taxes or assessmer "City Property Sal	ee shall have a financial interest in latity in the purchase of any property ats, or (iii) is sold by virtue of legal	idding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, ten pursuant to the City's eminent domain he meaning of this Part D.
Does the Matter in	volve a City Property Sale?	
[] Yes	[] No	
		mes and business addresses of the City officials fy the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
	g Party further certifies that no proh ty official or employee.	ibited financial interest in the Matter will be

Ver.2018-1 Page 8 of 15

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 (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
x 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step (1) above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not
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, as amended, 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, as amended, 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 Ver.2018-1 Page 9 of 15

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 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	e Applicant?	
[] Yes	[] No	
If "Yes," answer the three	questions be	elow:
 Have you developed a federal regulations? (See Yes 		ave on file affirmative action programs pursuant to applicable t 60-2.)
	the Equal Er	orting Committee, the Director of the Office of Federal Contract mployment Opportunity Commission all reports due under the
[] Yes	[] No	[] Reports not required
3. Have you participated equal opportunity clause? [] Yes	in any previo	ous contracts or subcontracts subject to the
If you checked "No" to qu	estion (1) or	(2) above, please provide an explanation:

Page 10 of 15

Ver.2018-1

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

GW

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

JCH Investments, Inc.
(Print or type exact legal name of Disclosing Party)
By: My Paras
(Sign here)
Greg Van Schaack
(Print or type name of person signing)
Senior Managing Director
(Print or type title of person signing)
Signed and sworn to before me on (date) 9/25/18
at Cook County, Illiwis (state).
- Olanha
Notary Public
Commission expires: 91222

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes	[] No	
which such person	is connected; (3) the name	e and title of such person, (2) the name of the legal entity to e and title of the elected city official or department head to o, 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% (an "Owner"). It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

		to MCC Section 2-92-416?
[] Yes	[] No	
* *	0 1	ablicly traded on any exchange, is any officer or director of code scofflaw or problem landlord pursuant to MCC Section
[] Yes	[] No	[] The Applicant is not publicly traded on any exchange.
•	offlaw or problen	lentify below the name of each person or legal entity identified in landlord and the address of each building or buildings to which

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (<u>www.amlegal.com</u>), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes	
[] No	
[x] N/A - I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385	i.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).	
If you checked "no" to the above, please explain.	

(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	or City procurements unless requested. Application to amend an easement to relocate plaza level pedestrian easement within the property located at 321 North
This recertification is being submitted in connection	with Clark Street
[identify the Matter]. Under penalty of perjury, the	person signing below: (1) warrants that
he/she is authorized to execute this EDS recertificati	on on behalf of the Disclosing Party, (2)
warrants that all certifications and statements contain	= *· * *
are true, accurate and complete as of the date furnish	
accurate and complete as of the date of this recertific	· · · · · · · · · · · · · · · · · · ·
acknowledgments.	, , , , , , , , , , , , , , , , , , , ,
ackilowicaginions.	
	1 .
JCH Investments, Inc.	Date: 1/7/2019
	Date. 11 Will
(Print or type legal name of Disclosing Party)	
D.,,	
By:	
ligh french	
(sign here)	
Drint or type name of signatory	
Print or type name of signatory:	·
Greg Van Schaack	
Clog van Conduct	
Title of signature	
Title of signatory:	
Sonior Monaging Director	
Senior Managing Director	
a. 1 1. 1 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	1-19
Signed and sworn to before me on [date] 17	$\frac{\omega_{1}}{\omega_{2}}$, by
CARBO VAN SCHAACKEL CODIZ (County, [U] [state].
Notary	Public.
Commission expires: 9 12 322.	OFFICIAL SEAL
1 '	G. VAN MOER
	Notary Public, State of Illinois My Commission Expires 09/12/22
	Accessors

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:					
Diversified 321 North Clark LLC Check ONE of the following three boxes:					
3. [] a legal entity with a		ct right of control of the Applicant (see Section II(B)(1)) Disclosing Party holds a right of control:			
B. Business address of the Disclosing Party: 444 West Lake Street, Suite 2400 Chicago, Illinois 60606					
				C. Telephone: (312) 651-5459	Fax:
D. Name of contact person:	Jeff Hanisch	······			
E. Federal Employer Identific	cation No. (if you	u have one):			
F. Brief description of the Maproperty, if applicable):	atter to which thi	s EDS pertains. (Include project number and location o			
Application to amend an easement 321 North Clark Street	to relocate plaza lev	vel pedestrian easement within the property located at			
G. Which City agency or depart	artment is reques	sting this EDS? CDOT			
If the Matter is a contract bein complete the following:	g handled by the	e City's Department of Procurement Services, please			
Specification #		and Contract #			
Ver.2018-1	Pa	age 1 of 15			

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY 1. Indicate the nature of the Disclosing Party: [] Person [x] Limited liability company [] Publicly registered business corporation [] Limited liability partnership [] Privately held business corporation [] Joint venture [] Sole proprietorship [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] General partnership [] Limited partnership [] Yes [] No [] Trust Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: Delaware 3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? [] Yes [x] No [] Organized in Illinois B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY: 1. List below the full names and titles, if applicable, of: (i) all executive officers and all directors of the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability companies, limited liability partnerships or joint ventures, each general partner, managing member, manager or any other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant. **NOTE**: Each legal entity listed below must submit an EDS on its own behalf. Name Title Manager of Disclosing Party Michael Miller

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

Name	Business Address	Percentage Interest in the Applicant					
H/D 321 Investors LLC Diversified 321 North Clark LLC ASVRF Clark Chicago, LLC ASVRF Holding Real Estate Investor	LLC - 444 West Lake Street, Ste. 2400, Chicago 444 West Lake Street, Ste. 2400, Chicago, IL 444 West Lake Street, Ste. 2400, Chicago, IL 515 South Flower Street, 49th Floor, Los Ange stment Trust 515 South Flower Street, 49th Floor, I Fund, L.P. 515 South Flower Street, 49th Floor, I	. 60606 60606 eles, CA 90071 , Los Angeles, CA 9007	100% Direct 60% Indirect 55% Indirect 40% Indirect 1 39 6% Indirect 39 6% Indirect	ct Interest ct Interest ct Interest ect Interest			
SECTION III INCOME OR COMPENSATION TO, OR OWNERSHIP BY, CITY ELECTED OFFICIALS							
Has the Disclosing Party provided any income or compensation to any City elected official during the 12-month period preceding the date of this EDS? [] Yes [x] No							
Does the Disclosing Party reasonably expect to provide any income or compensation to any City elected official during the 12-month period following the date of this EDS? [] Yes [x] No							
If "yes" to either of the above, please identify below the name(s) of such City elected official(s) and describe such income or compensation:							
Does any City elected official or, to the best of the Disclosing Party's knowledge after reasonable inquiry, any City elected official's spouse or domestic partner, have a financial interest (as defined in Chapter 2-156 of the Municipal Code of Chicago ("MCC")) in the Disclosing Party? [] Yes [x] No							
If "yes," please identify below the name(s) of such City elected official(s) and/or spouse(s)/domestic partner(s) and describe the financial interest(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 (as defined in MCC Chapter 2-156), 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. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)			
[x] Check here if the Disc	closing Part	y has not retained, nor expects to ret	tain, any such persons or entities.
SECTION V CERTII	FICATION	\mathbf{s}	
A. COURT-ORDERED	CHILD SU	PPORT COMPLIANCE	
	•	antial owners of business entities the support obligations throughout the	
- 1	•	ectly owns 10% or more of the Disc tions by any Illinois court of compe	
[]Yes []No [x]	No person d	lirectly or indirectly owns 10% or m	ore of the Disclosing Party.
If "Yes," has the person e is the person in compliance		a court-approved agreement for pay agreement?	ment of all support owed and
[] Yes [] No			
B. FURTHER CERTIFIC	CATIONS		
Procurement Services.] I Party nor any Affiliated E performance of any public	n the 5-year Entity [see d c contract, t	the Matter is a contract being handled period preceding the date of this Elefinition in (5) below] has engaged, the services of an integrity monitor, ance consultant (i.e., an individual of	DS, neither the Disclosing in connection with the independent private sector

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

investigative, or other similar skills, designated by a public agency to help the agency monitor the activity of specified agency vendors as well as help the vendors reform their business practices so they

can be considered for agency contracts in the future, or continue with a contract in progress).

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

None	
If the letters "NA," the word "None," or no response presumed that the Disclosing Party certified to the above	
12. To the best of the Disclosing Party's knowledge a complete list of all current employees of the Disclosi month period preceding the date of this EDS, an emp of Chicago (if none, indicate with "N/A" or "none"). None	ng Party who were, at any time during the 12-
13. To the best of the Disclosing Party's knowledge a complete list of all gifts that the Disclosing Party has the 12-month period preceding the execution date of official, of the City of Chicago. For purposes of this made generally available to City employees or to the the course of official City business and having a retain political contribution otherwise duly reported as requirence."). As to any gift listed below, please also list the	given or caused to be given, at any time during this EDS, to an employee, or elected or appointed statement, a "gift" does not include: (i) anything general public, or (ii) food or drink provided in it value of less than \$25 per recipient, or (iii) a tired by law (if none, indicate with "N/A" or
None	

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

believe has not provided or cannot provide truthful certifications.

2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

a "financial institution" as defined in MCC Section 2-32-455(b).

"We are not and will not become a predatory lender as defined in MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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."

[] is [X] is not

MCC Section 2-32		because it or any of its affiliates (as defined in in the meaning of MCC Chapter 2-32, explain
	the word "None," or no response a med that the Disclosing Party certi	appears on the lines above, it will be fied to the above statements.
D. CERTIFICATI	ON REGARDING FINANCIAL I	NTEREST IN CITY BUSINESS
Any words or term	ns defined in MCC Chapter 2-156 h	ave the same meanings if used in this Part D.
after reasonable in		he best of the Disclosing Party's knowledge e of the City have a financial interest in his or ntity in the Matter?
[] Yes	[x] No	
•	ecked "Yes" to Item D(1), proceed Items D(2) and D(3) and proceed to	to Items D(2) and D(3). If you checked "No" o Part E.
official or employed other person or ent taxes or assessment "City Property Sal	ee shall have a financial interest in latity in the purchase of any property its, or (iii) is sold by virtue of legal	idding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, en pursuant to the City's eminent domain he meaning of this Part D.
Does the Matter in	volve a City Property Sale?	
[] Yes	[] No	
		mes and business addresses of the City officials fy the nature of the financial interest:
Name	Business Address	Nature of Financial 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

(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, as amended, 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 Ver.2018-1

Page 9 of 15

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 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 belo	ow:
 Have you developed an federal regulations? (See 4 Yes 	•	re on file affirmative action programs pursuant to applicable 50-2.)
<u> </u>	the Equal Em	ing Committee, the Director of the Office of Federal Contract ployment Opportunity Commission all reports due under the
[] Yes	[] No	[] Reports not required
3. Have you participated i equal opportunity clause?	n any previou	us contracts or subcontracts subject to the
[] Yes	[] No	
If you checked "No" to que	estion (1) or (2	2) above, please provide an explanation:
	-	

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

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

25,2018

OFFICIAL SEAL

JACQUELINE M DECOURCEY

NOTARY PUBLIC, STATE OF ILLINOIS

My Commission Expires 03/08/2022

*Not completed by the Disclosing Party, per the instructions in bold below.

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes	[] No	
which such person	is connected; (3) the nam	ne and title of such person, (2) the name of the legal entity to ne and title of the elected city official or department head to ip, and (4) the precise nature of such familial relationship.

*Not completed by the Disclosing Party, per the instructions in bold below.

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

		10, is the Applicant or any Owner identified as a building code to MCC Section 2-92-416?
[] Yes	[] No	
* *	• • •	ablicly traded on any exchange, is any officer or director of code scofflaw or problem landlord pursuant to MCC Section
[] Yes	[] No	[] The Applicant is not publicly traded on any exchange.
•	offlaw or problen	lentify below the name of each person or legal entity identified in landlord and the address of each building or buildings to which

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.

CERTIFICATION

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

Diversified 321 North Clark LLC
(Print or type exact legal name of Disclosing Party)
By: Jeffry Hamiel (Sign here)
JEFFREY R HANISCH
(Print or type name of person signing) CHIEF FINANCIAL OFFICER DIVERSIFIED REAL FESTATE CAPITAL, LLC MANAGER
(Print or type title of person signing)
Signed and sworn to before me on (date)
at \ 0 0 12 County, \ \ \ (state).
Jacqueline M. De Cruy
Sacqueline M. Decourier
at County, 1 (state). Jacqueline M. De (DUVICY Notary Public
Commission expires: 3.8-2022

OFFICIAL SEAL
JACQUELINE M DECOURCEY
NOTARY PUBLIC, STATE OF ILLINOIS
My Commission Expires 03/08/2022

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclo	sing Party submit	ting this EDS. Include d/b/a/ if applicable:
ASVRF Clark Chicago, LLC		
Check ONE of the following	g three boxes:	
the contract, transaction or o "Matter"), a direct or indirect name: OR 321 North Clark Pr	ently holding, or a ther undertaking to t interest in excess operty LLC	ng this EDS is: nticipated to hold within six months after City action on o which this EDS pertains (referred to below as the of 7.5% in the Applicant. State the Applicant's legal
- -		Disclosing Party holds a right of control:
B. Business address of the D	Disclosing Party:	c/o American Realty Advisors 515 South Flower Street, 49th Floor Los Angeles, CA 90071
C. Telephone: (213) 233-5700	Fax:	Email: siezman@aracapital.com
D. Name of contact person:	Stanley L. lezman	• -
E. Federal Employer Identif	ication No. (if you	have one):
property, if applicable):		s EDS pertains. (Include project number and location of
321 North Clark Street	to relocate plaza lev	el pedestrian easement within the property located at
G. Which City agency or dep	partment is request	ting this EDS? CDOT
If the Matter is a contract bei complete the following:	ng handled by the	City's Department of Procurement Services, please
Specification #		and Contract #
Ver.2018-1	Pa	ge 1 of 15

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY 1. Indicate the nature of the Disclosing Party: [] Person [x] Limited liability company [] Publicly registered business corporation [] Limited liability partnership Privately held business corporation [] Joint venture [] Not-for-profit corporation [] Sole proprietorship [] General partnership (Is the not-for-profit corporation also a 501(c)(3))? [] Limited partnership [] Yes []No [] Trust Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: Delaware 3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? [] Yes [x] No [] Organized in Illinois B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY: 1. List below the full names and titles, if applicable, of: (i) all executive officers and all directors of the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability companies, limited liability partnerships or joint ventures, each general partner, managing member, manager or any other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant. **NOTE**: Each legal entity listed below must submit an EDS on its own behalf. Name Title None

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

Name	Business Address	Percentage Inte	erest in the	Applicant
H/D 321 Investors LLC Diversified 321 North Clark LLC ASVRF Clark Chicago, LLC ASVRF Holding Real Estate Inves	LC - 444 West Lake Street, Ste. 24 444 West Lake Street, Ste. 2400 444 West Lake Street, Ste. 2400, 515 South Flower Street, 49th Flo tment Trust 515 South Flower Stree	Chicago, IL 60606 Chicago, IL 60606 or, Los Angeles, CA 90071 t, 49th Floor, Los Angeles, CA 900	55% Indire 40% Indire 071 39.6% Indi	ect Interest ect Interest ect Interest irect Interest
	und, L.P. 515 South Flower Street, ME OR COMPENSATIO			rect Interest Y ELECTED
	provided any income or cong the date of this EDS?	-	ected official [] Yes	al during the [x] No
_	ry reasonably expect to prove 12-month period following	-		ny City [x] No
If "yes" to either of the aldescribe such income or	bove, please identify below compensation:	the name(s) of such City	elected offic	cial(s) and
inquiry, any City elected	ficial or, to the best of the I official's spouse or domest nicipal Code of Chicago ("I [x] No	ic partner, have a financia	l interest (as	
If "yes," please identify by partner(s) and describe the	pelow the name(s) of such one financial interest(s).	City elected official(s) and	or spouse(s)/domestic
SECTION IV DISCI	OCUDE OF CURCONTR	ACTODS AND OTHER	DETAINI	TO DADTIES

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. 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 (<u>indicate whether</u> <u>paid or estimated</u> .) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)	ı		
[x] Check here if the Disc	closing Part	y has not retained, nor expects to re	tain, any such persons or entities
SECTION V CERTII	FICATION	S	
A. COURT-ORDERED	CHILD SU	PPORT COMPLIANCE	
		antial owners of business entities the support obligations throughout the	
		ectly owns 10% or more of the Disc tions by any Illinois court of compe	
[] Yes [] No [x]	No person d	lirectly or indirectly owns 10% or m	nore of the Disclosing Party.
If "Yes," has the person e is the person in complian-		a court-approved agreement for pay agreement?	ment of all support owed and
[] Yes [] No			
B. FURTHER CERTIFIC	CATIONS		•
Procurement Services.] I Party nor any Affiliated E performance of any publi inspector general, or integinvestigative, or other sin activity of specified agence	n the 5-year Entity [see decontract, the grity complication of the contract of the complication of the contract of the contrac	the Matter is a contract being handle period preceding the date of this Enefinition in (5) below] has engaged, the services of an integrity monitor, ance consultant (i.e., an individual of designated by a public agency to help as well as help the vendors reform the ts in the future, or continue with a contract of the	DS, neither the Disclosing in connection with the independent private sector or entity with legal, auditing, the agency monitor the heir business practices so they

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

Ver.2018-1

believe has not provided or cannot provide truthful certifications. 11. 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.				
12. 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 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				
13. 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 \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.				
None				
C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION				
1. The Disclosing Party certifies that the Disclosing Party (check one) [] is [X] is not				

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

a "financial institution" as defined in MCC Section 2-32-455(b).

"We are not and will not become a predatory lender as defined in MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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 MCC Section 2-32-455(b)) is a predatory lender within the meaning of MCC Chapter 2-32, 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 FINANCIAL INTEREST IN CITY BUSINESS
Any words or terms defined in MCC Chapter 2-156 have the same meanings if used in this Part D.
1. In accordance with MCC Section 2-156-110: To the best of the Disclosing Party's knowledge after reasonable inquiry, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter?
[] Yes [x] No
NOTE: If you checked "Yes" to Item D(1), proceed to Items D(2) and D(3). If you checked "No" to Item D(1), skip Items D(2) and D(3) and 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 official or employees having such financial interest and identify the nature of the financial interest:
Name Business Address Nature of Financial 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

must disclose below or in an attachment to this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
X_1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step (1) above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
· ·
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.
A. CERTIFICATION REGARDING LOBBYING
1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995, as amended, 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, as amended, have made lobbying contacts or 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 party 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

Page 9 of 15

Ver.2018-1

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 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 bel	ow:
 Have you developed at federal regulations? (See Yes 	-	ve on file affirmative action programs pursuant to applicable 60-2.)
Compliance Programs, or applicable filing requirements	the Equal Ements?	ting Committee, the Director of the Office of Federal Contract ployment Opportunity Commission all reports due under the
[] Yes	[] No	[] Reports not required
3. Have you participated equal opportunity clause?	in any previo	us contracts or subcontracts subject to the
[] Yes	[] No	
If you checked "No" to qu	estion (1) or (2) above, please provide an explanation:

Page 10 of 15

Ver.2018-1

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

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

ASVRF Clark Chicago, LLC By: ASVRF Management, LLC, its manager By: American Realty Advisors, its manager
(Print or type exact legal name of Disclosing Party)
By: (Sign here)
Scott Darling
(Print or type name of person signing)
President
(Print or type title of person signing)
Signed and sworn to before me on (date)
at (state).
atCounty,(state). SEE ATTACHED
Notary Public
Commission expires:

*Not completed by the Disclosing Party, per the instructions in bold below.

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[].Yes	[] No	
which such persor	entify below (1) the name and title of such person, (2) the name of a sconnected; (3) the name and title of the elected city official or de has a familial relationship, and (4) the precise nature of such familial	partment head to
	·	

*Not completed by the Disclosing Party, per the instructions in bold below.

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

		10, is the Applicant or any Owner identified as a building code to MCC Section 2-92-416?
[] Yes	[] No	
• •		ablicly traded on any exchange, is any officer or director of code scofflaw or problem landlord pursuant to MCC Section
[] Yes	[] No	[] The Applicant is not publicly traded on any exchange.
	cofflaw or problen	entify below the name of each person or legal entity identified n landlord and the address of each building or buildings to which

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.

(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 matte	rs. Not for City	procure pplication	ements unless n to amend an ea	requested. sement to relocate pl	aza level
This recertification is being submitted in c	p connection with s	edestriar	n easement withir	the property located	at 321 North
[identify the Matter]. Under penalty of per					
he/she is authorized to execute this EDS re				· · · ·	
warrants that all certifications and statemen					
are true, accurate and complete as of the da		•		to be true,	
accurate and complete as of the date of this	s recertification,	and (3)	reaffirms its		
acknowledgments.					
ASVRF Clark Chicago, LLC By: ASVRF Management, LLC, its manager By: American Realty Advisors, its manager		Date:	DECEMBE	5R 27,2018	
(Print or type legal name of Disclosing Par	ty)				
_					
By:					
75.5	YSKE				
(sign hom)					
(sign here)					
Print or type name of signatory:					
a and or of ho amino or promovel.					
Scott Darling					
Title of signatory:					
President					
Troducit					
Signed and sworn to before me on Idatel			by		
Signed and sworn to before me on [date], at	County	:	,oy ∫sta	ite]	
, 40		,].	
SEE ATTACHED	Notary Public				
	,				
Commission expires:					
^					

Ver. 11-01-05

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA)	
) ss:	
COUNTY OF LOS ANGELES)	
Subscribed and sworn to (or affirmed) before m	ne on DECEMBER 27,2018 by
SCOTT DARLING, proved to me of	on the basis of satisfactory evidence to be the
person who appeared before me.	·
	φ
Notary P	rublic: XISA LEE
My Com	mission Expires: VULY 19, 2022



CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclosi	ng Party submit	ting this EDS. Include d/b/a/ if applicable:		
ASVRF Holding Real Estate Investment Trust				
Check ONE of the following	three boxes:			
the contract, transaction or oth "Matter"), a direct or indirect i	itly holding, or a er undertaking to nterest in excess	ng this EDS is: nticipated to hold within six months after City action on which this EDS pertains (referred to below as the of 7.5% in the Applicant. State the Applicant's legal		
OR 3. [] a legal entity with a	direct or indirec	et right of control of the Applicant (see Section II(B)(1)) Disclosing Party holds a right of control:		
B. Business address of the Dis	sclosing Party:	American Strategic Value Realty Fund, L.P. c/o American Realty Advisors 515 South Flower Street, 49th Floor Los Angeles, CA 90070		
C. Telephone: (213) 233-5700	Fax:	Email:siezman@aracapital.com		
D. Name of contact person: S	tanley L. lezman			
E. Federal Employer Identifies	ation No. (if you	have one):		
F. Brief description of the Ma property, if applicable):	tter to which this	s EDS pertains. (Include project number and location of		
Application to amend an easement to 321 North Clark Street	o relocate plaza lev	el pedestrian easement within the property located at		
G. Which City agency or depa	rtment is request	ting this EDS? CDOT		
If the Matter is a contract being complete the following:	g handled by the	City's Department of Procurement Services, please		
Specification #		and Contract #		
Ver.2018-1		ge 1 of 15		

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY

1 Domon				
] Person	[] Limited liability company			
Publicly registered business corporation	[] Limited liability partnership [] Joint venture			
Privately held business corporation				
Sole proprietorship	Not-for-profit corporation			
] General partnership	(Is the not-for-profit corporation also a 501(c)(3))?			
Limited partnership	[] Yes [] No			
x] Trust	[] Other (please specify)			
P. For legal entities, the state (or foreign con Maryland Real Estate Investment Trust	untry) of incorporation or organization, if applicable:			
Maryland Real Estate Investment Trust	te of Illinois: Has the organization registered to do			

B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:

1. List below the full names and titles, if applicable, of: (i) all executive officers and all directors of the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability companies, limited liability partnerships or joint ventures, each general partner, managing member, manager or any other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant.

NOTE: Each legal entity listed below must submit an EDS on its own behalf.

Name	Title		
Stanley L. lezman	Chairman of the Board / Chief Executive Officer / Treasurer		
Scott Darling	President / Secretary		
Kirk Helgeson	Executive Vice President / Assistant Secretary		
Paul Vacheron	Vice President		
Glenn Anderson	Vice President / Assistant Secretary		
Kristin Adrian	Vice President / Assistant Secretary		

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

Name	Business Address	Percentage In	terest in the	Applicant
321 North Clark Street Ventures, H/D 321 Investors LLC	LLC - 444 West Lake Street, Ste. 240 444 West Lake Street, Ste. 2400,			ct Interest
Diversified 321 North Clark LLC ASVRF Clark Chicago, LLC	444 West Lake Street, Ste. 2400, 515 South Flower Street, 49th Flo		55% Indire	ect Interest
	stment Trust 515 South Flower Street			rect Interest
American Strategic Value Realty I	Fund, L.P. 515 South Flower Street,	49th Floor, Los Angeles, CA 900	71 39 6% Indi	rect Interest
SECTION III INCO OFFICIALS	ME OR COMPENSATIO	N TO, OR OWNERSH	IP BY, CIT	Y ELECTED
Has the Disclosing Party	provided any income or co	mnensation to any City e	lected offici	al during the
	ing the date of this EDS?	impensation to any enty e	[] Yes	[x] No
	ty reasonably expect to prov le 12-month period followin	-		ny City [x] No
If "yes" to either of the a describe such income or	bove, please identify below compensation:	the name(s) of such City	elected offic	cial(s) and
inquiry, any City elected Chapter 2-156 of the Mu	fficial or, to the best of the E l official's spouse or domest unicipal Code of Chicago ("N	ic partner, have a financi	al interest (as	
[] Yes	[x] No			
If "yes," please identify partner(s) and describe to	below the name(s) of such Che financial interest(s).	City elected official(s) and	d/or spouse(s)/domestic

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. 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.

,	Address	(subcontractor, attorney, lobbyist, etc.)	paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)			
[x] Check here if the Discle	osing Party	has not retained, nor expects to re-	tain, any such persons or entities.
SECTION V CERTIFI	ICATIONS	S	
A. COURT-ORDERED C	HILD SUP	PORT COMPLIANCE	
	-	ntial owners of business entities the support obligations throughout the	•
* -	•	ctly owns 10% or more of the Disc ions by any Illinois court of compe	~ ·
[] Yes [] No [x] No	o person di	rectly or indirectly owns 10% or m	ore of the Disclosing Party.
If "Yes," has the person ent is the person in compliance		court-approved agreement for payagreement?	ment of all support owed and
[] Yes [] No		•	
B. FURTHER CERTIFICA	ATIONS		
Procurement Services.] In Party nor any Affiliated Enperformance of any public of inspector general, or integrit investigative, or other simil activity of specified agency	the 5-year patity [see de contract, the ity complia lar skills, de vendors as	ne Matter is a contract being handle period preceding the date of this Elfinition in (5) below] has engaged, e services of an integrity monitor, note consultant (i.e., an individual of esignated by a public agency to help is well as help the vendors reform the is in the future, or continue with a cont	DS, neither the Disclosing in connection with the independent private sector or entity with legal, auditing, p the agency monitor the neir business practices so they

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

	1. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further ertifications), the Disclosing Party must explain below:
_	None
	The letters "NA," the word "None," or no response appears on the lines above, it will be conclusively resumed that the Disclosing Party certified to the above statements.
m of	2. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a emplete list of all current employees of the Disclosing Party who were, at any time during the 12-conth period preceding the date of this EDS, an employee, or elected or appointed official, of the City f Chicago (if none, indicate with "N/A" or "none").
th of m th	B. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a simplete 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 ficial, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything ade generally available to City employees or to the general public, or (ii) food or drink provided in a course of official City business and having a retail value of less than \$25 per recipient, or (iii) a colitical contribution otherwise duly reported as required by law (if none, indicate with "N/A" or none"). As to any gift listed below, please also list the name of the City recipient.
— С.	CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION
1.	The Disclosing Party certifies that the Disclosing Party (check one) [] is [X] is not
	a "financial institution" as defined in MCC Section 2-32-455(b).
2.	If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

believe has not provided or cannot provide truthful certifications.

"We are not and will not become a predatory lender as defined in MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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 MCC Section 2-32-455(b)) is a predatory lender within the meaning of MCC Chapter 2-32, explain here (attach additional pages if necessary):			
-			
	the word "None," or no respons med that the Disclosing Party ce	e appears on the lines above, it will be rtified to the above statements.	
D. CERTIFICATI	ON REGARDING FINANCIAL	INTEREST IN CITY BUSINESS	
Any words or term	s defined in MCC Chapter 2-156	have the same meanings if used in this Part D.	
after reasonable in		o the best of the Disclosing Party's knowledge yee of the City have a financial interest in his or entity in the Matter?	
[] Yes	[x] No		
•	ecked "Yes" to Item $D(1)$, proceed Items $D(2)$ and $D(3)$ and proceed	d to Items D(2) and D(3). If you checked "No" to Part E.	
official or employed other person or ent taxes or assessmen "City Property Sale	te shall have a financial interest in ity in the purchase of any propert ts, or (iii) is sold by virtue of lega	bidding, or otherwise permitted, no City elected in his or her own name or in the name of any by that (i) belongs to the City, or (ii) is sold for all process at the suit of the City (collectively, aken pursuant to the City's eminent domain the meaning of this Part D.	
Does the Matter in	volve a City Property Sale?		
[] Yes	[] No		
		names and business addresses of the City officials at the nature of the financial interest:	
Name	Business Address	Nature of Financial 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 (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step (1) above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.
A. CERTIFICATION REGARDING LOBBYING
1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995, as amended, 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, as amended, 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 Ver.2018-1

Page 9 of 15

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(1) through A(4) above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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

Is the Disclosing Part	y the Applicant?	
[] Yes	[] No	
If "Yes," answer the t	hree questions be	elow:
Have you develop federal regulations? ((See 41 CFR Part	ave on file affirmative action programs pursuant to applicable t 60-2.)
	s, or the Equal Er	orting Committee, the Director of the Office of Federal Contract imployment Opportunity Commission all reports due under the
		[] Reports not required
3. Have you particip equal opportunity cla		ous contracts or subcontracts subject to the
[] Yes	[] No	
If you checked "No" t	to question (1) or	(2) above, please provide an explanation:

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

		·	
·			
·			
	·		
		·	

CERTIFICATION

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

ASVRF Holding Real Estate Investment Trust
(Print or type exact legal name of Disclosing Party)
By: (Sign here)
Scott Darling
(Print or type name of person signing)
President
(Print or type title of person signing)
Signed and sworn to before me on (date)
at (state).
SEE ATTACHED
Notary Public
Commission expires:

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss:
COUNTI OF LOS ANGELES	,
Subscribed and sworn to (or affir	med) before me on OCTOBER >, 2018 by
	proved to me on the basis of satisfactory evidence to be the
person who appeared before me.	

Notary Public: _

My Commission Expires: July 19, 2012



*Not completed by the Disclosing Party, per the instructions in bold below.

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes	[] No	
which such person	is connected; (3) the nan	ne and title of such person, (2) the name of the legal entity to me and title of the elected city official or department head to hip, and (4) the precise nature of such familial relationship.

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.
,

(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. Application to amend an easement to relocate plaza level
This recertification is being submitted in con	pedestrian easement within the property located at 321 North
	ry, the person signing below: (1) warrants that
	ertification on behalf of the Disclosing Party, (2)
	s contained in the Disclosing Party's original EDS
•	
• • • • • • • • • • • • • • • • • • •	furnished to the City and continue to be true,
accurate and complete as of the date of this re	ecertification, and (3) reaffirms its
acknowledgments.	
	2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
ASVRF Holding Real Estate Investment Trust	Date: DECEMBER 27, 2018
(Print or type legal name of Disclosing Party))
_	
By:	•
77.7	
	YSK#
(sign here)	
Print or type name of signatory:	
0 40 4	
Scott Darling	
The second second	
Title of signatory:	
President	
President	
	•
Signed and sworn to before me on [date]	, by
, at	, by County,[state].
(FF A FTA - 14-2	
SEE ATTACHED	Notary Public.
	ı
Commission expires:	'

Ver. 11-01-05

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA	
) ss:
COUNTY OF LOS ANGELES	
Subscribed and sworn to (or affire	ned) before me on DECEMBER 27, 2018 by
SCOTT DARLING, P	roved to me on the basis of satisfactory evidence to be the

Notary Public

person who appeared before me.

My Commission Expires: VULY 19, 2022



CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclosing Party submi	itting this EDS. Include d/b/a/ if applicable:	
American Strategic Value Realty Fund, L.P.		
Check ONE of the following three boxes:		
	anticipated to hold within six months after City action on to which this EDS pertains (referred to below as the	
	ss of 7.5% in the Applicant. State the Applicant's legal	
OR	ect right of control of the Applicant (see Section II(B)(1)) e Disclosing Party holds a right of control:	
B. Business address of the Disclosing Party:	American Strategic Value Realty Fund, L.P. c/o American Realty Advisors 515 South Flower Street, 49th Floor Los Angeles, CA 90070	
C. Telephone: (213) 233-5700 Fax:	Email: siezman@aracapital.com	
D. Name of contact person: Stanley L. lezman		
E. Federal Employer Identification No. (if yo	ou have one):	
F. Brief description of the Matter to which the property, if applicable):	is EDS pertains. (Include project number and location of	
Application to amend an easement to relocate plaza le 321 North Clark Street	evel pedestrian easement within the property located at	
G. Which City agency or department is reque	esting this EDS? CDOT	
If the Matter is a contract being handled by th complete the following:	e City's Department of Procurement Services, please	
Specification #	and Contract #	
Ver.2018-1	Page 1 of 15	

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF THE DISCLOSING PARTY	Y
 Indicate the nature of the Disclosing Pa Person Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership Trust 	[] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify)
2. For legal entities, the state (or foreign cour	ntry) of incorporation or organization, if applicable:
Delaware	
3. For legal entities not organized in the State business in the State of Illinois as a foreign en	e of Illinois: Has the organization registered to do tity?
[] Yes [x] No	[] Organized in Illinois
B. IF THE DISCLOSING PARTY IS A LEG	AL ENTITY:
the entity; (ii) for not-for-profit corporations are no such members, write "no members whice similar entities, the trustee, executor, adminis limited partnerships, limited liability comparence.	oplicable, of: (i) all executive officers and all directors of s, all members, if any, which are legal entities (if there ch are legal entities"); (iii) for trusts, estates or other strator, or similarly situated party; (iv) for general or anies, limited liability partnerships or joint ventures, ager or any other person or legal entity that directly or t of the Applicant.
NOTE: Each legal entity listed below must su	bmit an EDS on its own behalf.
Name None	Title

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. 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: Each legal entity listed below may be required to submit an EDS on its own behalf.

Name	Business Address	Percentage Inte	rest in the Ap	oplicant
	LLC - 444 West Lake Street, Ste. 2400, Chicago		100% Direct I	
H/D 321 Investors LLC Diversified 321 North Clark LLC	444 West Lake Street, Ste. 2400, Chicago, IL 444 West Lake Street, Ste. 2400, Chicago, IL		60% Indirect I 55% Indirect I	
ASVRF Clark Chicago, LLC	515 South Flower Street, 49th Floor, Los Ang		40% Indirect I	
	stment Trust 515 South Flower Street, 49th Floo			
American Strategic Value Realty I	Fund, L.P. 515 South Flower Street, 49th Floor,	Los Angeles, CA 90071	39.6% Indirec	t Interest
SECTION III INCO OFFICIALS	OME OR COMPENSATION TO, (OR OWNERSHII	P BY, CITY	ELECTED
Has the Disclosing Part	y provided any income or compensat	tion to any City ele	cted official	during the
	ling the date of this EDS?] Yes	[x] No
12-month period preced	ang the date of this LDS:	L] 103	[^] [10
	ty reasonably expect to provide any he 12-month period following the da			City [x] No
If "yes" to either of the a describe such income or	above, please identify below the name compensation:	e(s) of such City e	lected officia	al(s) and
inquiry, any City elected	fficial or, to the best of the Disclosind official's spouse or domestic partner unicipal Code of Chicago ("MCC")) [x] No	er, have a financial	interest (as c	
If "yes," please identify partner(s) and describe t	below the name(s) of such City elect the financial interest(s).	ted official(s) and/o	or spouse(s)/	domestic

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), 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. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessary)			
[x] Check here if the Disc	closing Part	y has not retained, nor expects to ret	tain, any such persons or entities.
SECTION V CERTIF	ICATION	S	
A. COURT-ORDERED	CHILD SU	PPORT COMPLIANCE	
		antial owners of business entities the support obligations throughout the	
V 4	•	ectly owns 10% or more of the Disc tions by any Illinois court of compe	
[] Yes [] No [x] I	No person d	irectly or indirectly owns 10% or m	ore of the Disclosing Party.
If "Yes," has the person en is the person in compliance		a court-approved agreement for payaggreement?	ment of all support owed and
[] Yes [] No			
B. FURTHER CERTIFIC	CATIONS		
Procurement Services.] In Party nor any Affiliated E performance of any public inspector general, or integ investigative, or other simulactivity of specified agence	n the 5-year intity [see do contract, the grity complication of the contract o	the Matter is a contract being handled period preceding the date of this Elefinition in (5) below] has engaged, the services of an integrity monitor, ance consultant (i.e., an individual of designated by a public agency to help seel as help the vendors reform that in the future, or continue with a con	DS, neither the Disclosing in connection with the independent private sector or entity with legal, auditing, p the agency monitor the neir business practices so they

2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.

- 3. 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, during the 5 years before 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 subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before 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.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) 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 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 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 subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or .
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant 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 MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant 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 Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

Ver.2018-1

believe has not provided or cannot provide truthful certifications.			
11. 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:			
None			
If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusivel presumed that the Disclosing Party certified to the above statements.			
12. 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 date of this EDS, an employee, or elected or appointed official, of the Cit of Chicago (if none, indicate with "N/A" or "none"). None			
13. 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 \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (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)			

contractor/subcontractor that does not provide such certifications or that the Applicant has reason to

2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

a "financial institution" as defined in MCC Section 2-32-455(b).

"We are not and will not become a predatory lender as defined in MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. 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 MCC Section 2-32-455(b)) is a predatory lender within the meaning of MCC Chapter 2-32, explain here (attach additional pages if necessary):			
	onar pagos ir moossaay).		
	" the word "None," or no response med that the Disclosing Party cert	appears on the lines above, it will be ified to the above statements.	
D. CERTIFICAT	ON REGARDING FINANCIAL	INTEREST IN CITY BUSINESS	
Any words or term	as defined in MCC Chapter 2-156	have the same meanings if used in this Part D.	
after reasonable in		the best of the Disclosing Party's knowledge ee of the City have a financial interest in his or entity in the Matter?	
[] Yes	[x] No		
	ecked "Yes" to Item $D(1)$, proceed Items $D(2)$ and $D(3)$ and proceed	to Items D(2) and D(3). If you checked "No" to Part E.	
official or employed other person or ent taxes or assessment "City Property Sale	ee shall have a financial interest in ity in the purchase of any property its, or (iii) is sold by virtue of lega	bidding, or otherwise permitted, no City elected his or her own name or in the name of any that (i) belongs to the City, or (ii) is sold for process at the suit of the City (collectively, ken pursuant to the City's eminent domain the meaning of this Part D.	
Does the Matter in	volve a City Property Sale?		
[] Yes	[] No		
		ames and business addresses of the City officials tify the nature of the financial interest:	
Name	Business Address	Nature of Financial 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

must disclose below or in an attachment to this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.
X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profit from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
2. The Disclosing Party verifies that, as a result of conducting the search in step (1) above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:
SECTION VI. CERTIFICATIONS FOR FEREDALL VEINDER MATTERS
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, as amended, 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 entitie registered under the Lobbying Disclosure Act of 1995, as amended, have made lobbying contacts of 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 Ver.2018-1

Page 9 of 15

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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(1) through A(4) above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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

Is the Disclosing Part	y the Applicant?	
[] Yes	[] No	
If "Yes," answer the t	hree questions be	elow:
Have you develop federal regulations? (See 41 CFR Part	eve on file affirmative action programs pursuant to applicable 60-2.)
-	s, or the Equal En	rting Committee, the Director of the Office of Federal Contract imployment Opportunity Commission all reports due under the
[] Yes	[] No	[] Reports not required
equal opportunity clas	ise?	ous contracts or subcontracts subject to the
[] Yes	[] No	
If you checked "No" t	o question (1) or	(2) above, please provide an explanation:

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

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 Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance 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 this ordinance.
- 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 City transactions. 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 in, and appended to, this EDS may be made publicly available 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 MCC Chapter 1-23, Article I (imposing **PERMANENT INELIGIBILITY** for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

CERTIFICATION

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

American Strat		P. t, LLC, its general partner alty Advisors, its manager	
(Print or typ	e exact legal name of	Disclosing Party)	
By:(Sign	There)		
Scott Darling	/		
(Print or typ	e name of person sign	ing)	
President			
(Print or typ	e title of person signin	g)	
Signed and	sworn to before me on	(date)	
at	County,	(state).	
_Set	ATTACHED		
	ry Public		
Commission	expires:		

*Not completed by the Disclosing Party, per the instructions in bold below.

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

Under MCC 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% ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[]Yes	[] No	
which such person	is connected; (3) the nan	ne and title of such person, (2) the name of the legal entity to ne and title of the elected city official or department head to ip, and (4) the precise nature of such familial relationship.

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.amlegal.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

On behalf of an Applicant that is a contractor pursuant to MCC Section 2-92-385, I hereby certify that the Applicant is in compliance with MCC Section 2-92-385(b)(1) and (2), which prohibit: (i) screening job applicants based on their wage or salary history, or (ii) seeking job applicants' wage or salary history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

[] Yes
[] No
[x] N/A – I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385.
This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).
If you checked "no" to the above, please explain.
•

(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 matter	ers. Not for City	y procur Applicatio	ements unles	s requested. easement to reloca	ite plaza level
	This recertification is being submitted in c	connection with	pedestria Clark Stre	n easement with eet	nin the property loc	ated at 321 North
	[identify the Matter]. Under penalty of pe he/she is authorized to execute this EDS re	• • •				
	warrants that all certifications and stateme					
	are true, accurate and complete as of the d	late furnished to	the City	and continu	e to be true,	
	accurate and complete as of the date of thi acknowledgments.	is recertification	, and (3)) reaffirms its		
mei	rican Strategic Value Realty Fund, L.P.					
	By: ASVRF Management, LLC, its of By: American Realty Advisor				_	r.
	· · · · · · · · · · · · · · · · · · ·	-	Date:	DECEMBE	TR 27, 2010	3
	(Print or type legal name of Disclosing Par	rty)				
	By:					
	X	YSK#				
	(sign here)	-				
	(cigii mara)					
	Print or type name of signatory:	•				
	Scott Darling					
	·	_				
	Title of signatory:					
	President					
		-				
	Signal and arrays to hafare me on Idetal			her		
	Signed and sworn to before me on [date], at	Count		_, by [s	tatel.	
				L-		
	SEE ATTACHED	Notary Publ	ic.			
	Commission expires:					
	COMMISSION ON PROOF	·				

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA)
) ss:
COUNTY OF LOS ANGELES)
	2707122
Subscribed and sworn to (or affir	med) before me on DECFMBER 27, 2018 by
SCOTT DARLING,	proved to me on the basis of satisfactory evidence to be the
person who appeared before me.	

Notary Publica

My Commission Expires: JWY 19, 2022



