

### City of Chicago



O2021-1107

## Office of the City Clerk Document Tracking Sheet

**Meeting Date:** 

3/24/2021

Sponsor(s):

Misc. Transmittal

Type:

Ordinance

Title:

Zoning Reclassification Map No. 9-G at 3817-3819 N

Ashland Ave - App No. 20647T1

**Committee(s) Assignment:** 

Committee on Zoning, Landmarks and Building Standards

#20647-T1 INTRO DATE MARCH 24, 2021

### ORDINANCE

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

**SECTION 1.** Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by changing all the B3-2 Community Shopping District symbols and indications as shown on Map No. 9-G in the area bounded by

a line 232.35 feet north of and parallel to West Grace Street; the alley next east of and parallel to North Ashland Avenue; a line 141.10 feet north of and parallel to West Grace Street; and North Ashland Avenue,

to those of a B2-3 Neighborhood Mixed-Use District and a corresponding uses district is hereby established in the area above described.

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

Common address of property:

3817-19 North Ashland Avenue

#### 17-13-0303-C (1) Narrative Zoning Analysis – 3817-19 N. Ashland Ave., Chicago, IL

Proposed Zoning:

B2-3 Neighborhood Mixed-Use District

Lot Area:

14,139 square feet

Proposed Land Use: The Applicant is seeking a zoning change to permit construction of a fivestory building that will contain forty-eight (48) dwelling units. proposed residential building will measure 55 ft.-1 inch in height. The subject property is a Transit Served Location that is located along the N. Ashland Ave. Bus Route. The residential development will be supported

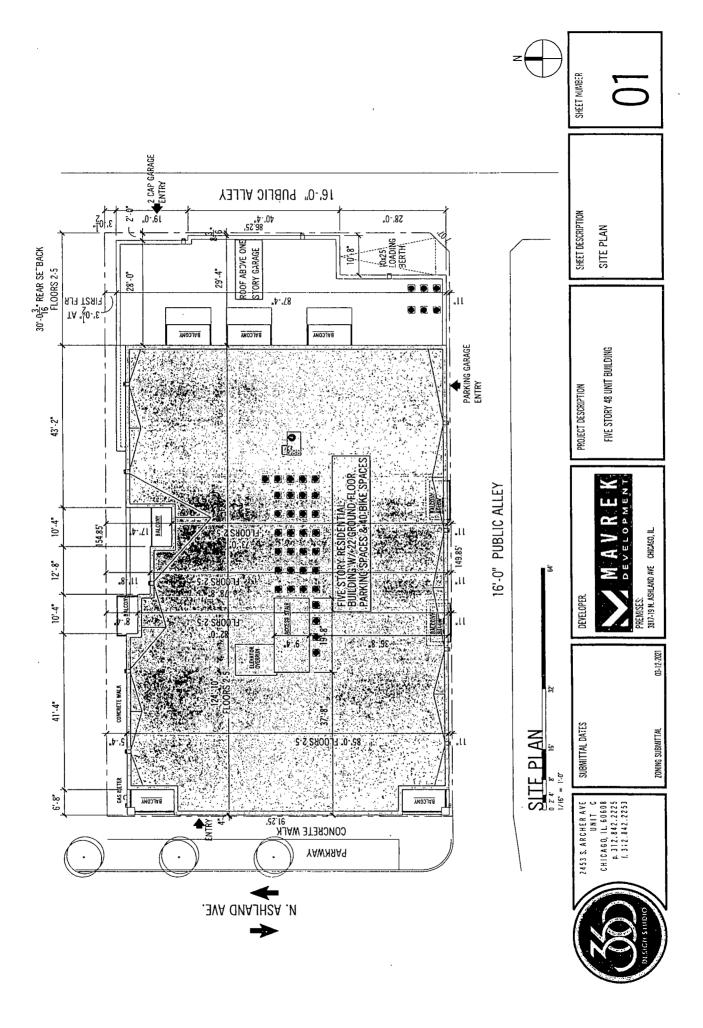
by twenty-two (22) off-street parking spaces.

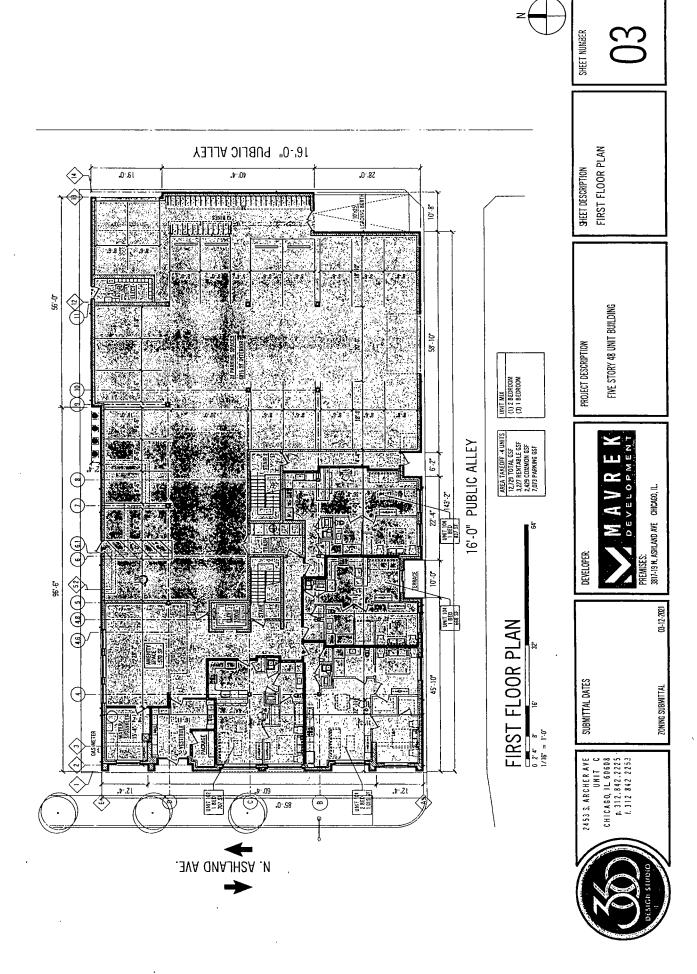
- (A) The Project's Floor Area Ratio: 46,201 square feet (3.268 FAR)
- (B) The Project's Density (Minimum Lot Area Per D.U.): 294.5 sq. ft. / D.U. (Blended) 48 total units proposed
- The amount of off-street parking: 22 vehicular parking spaces (C)
- (D) Setbacks\*:
  - Front Setback: 0 feet-0 inches a.
  - Rear Setback: 30 feet-3/16 of an inch, from the rear lot line b. 25 feet-3/16 of an inch, from the southeast corner
  - Side Setbacks: C.

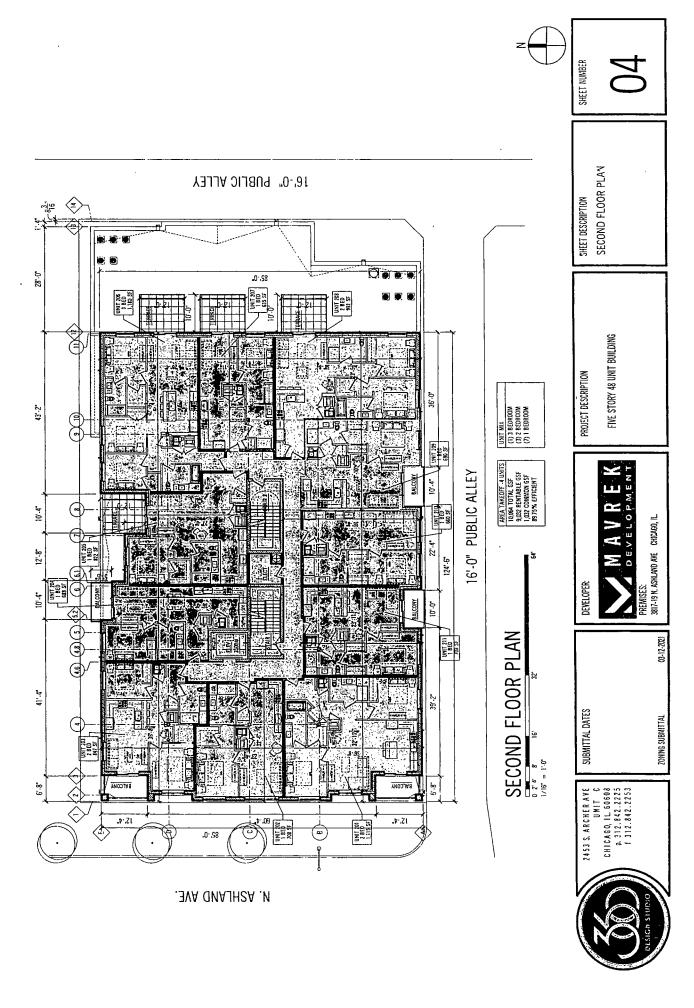
North: 2 feet-10 inches South: 0 foot-0 inches

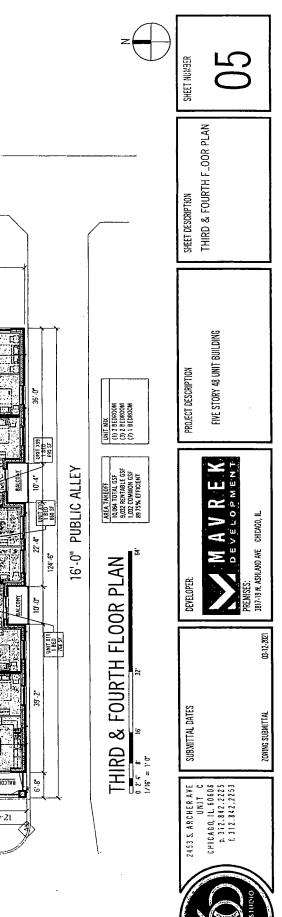
(E) Building Height: 55 feet-1 inch

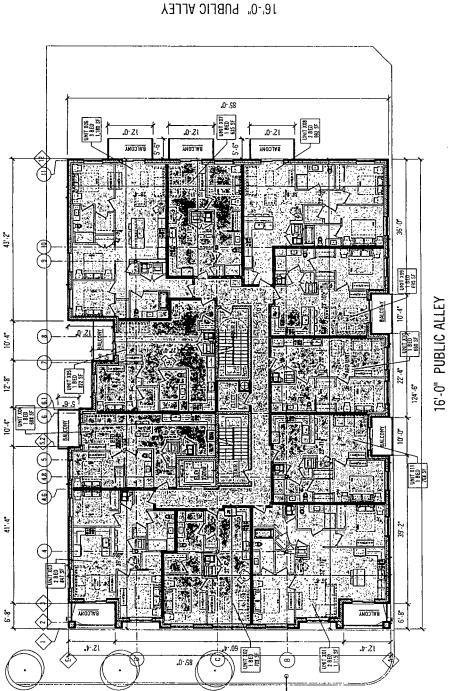
\*The Applicant will pursue an Administrative Adjustment and/or a Variation to permit the proposed dimension.



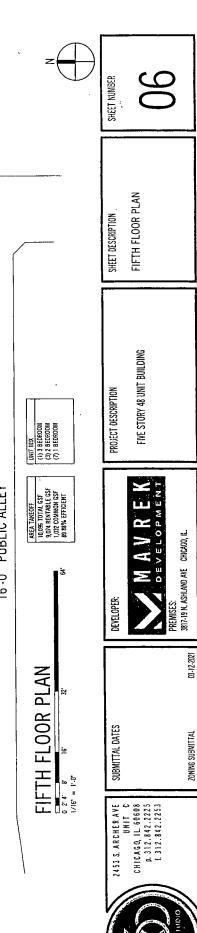


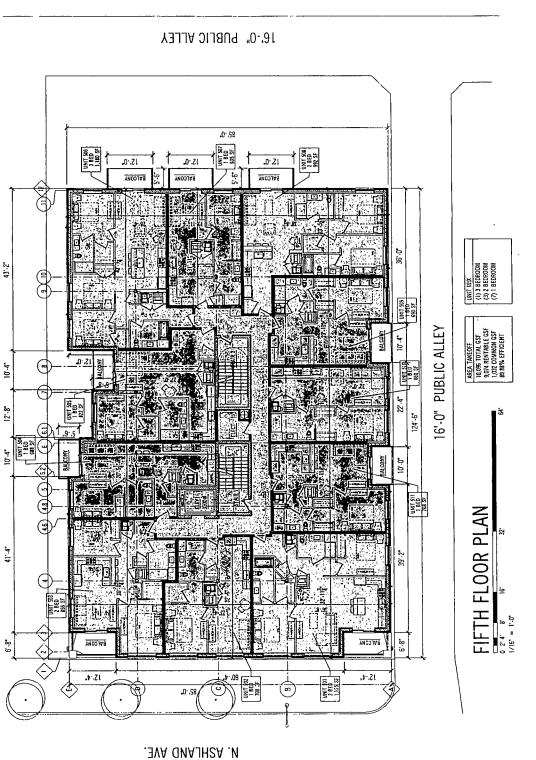


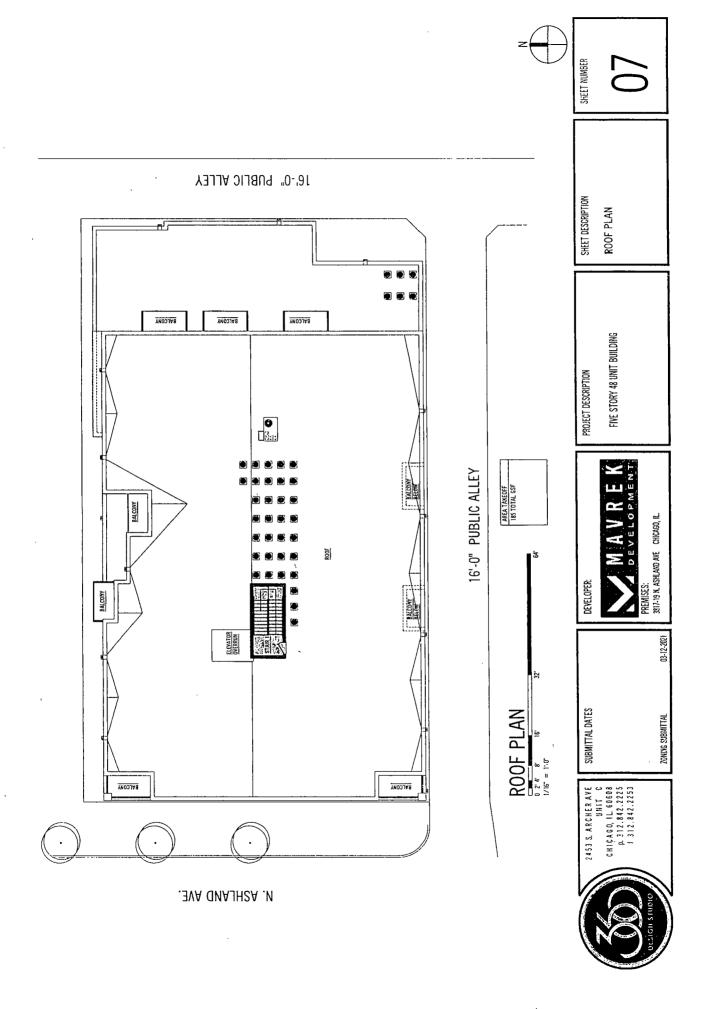


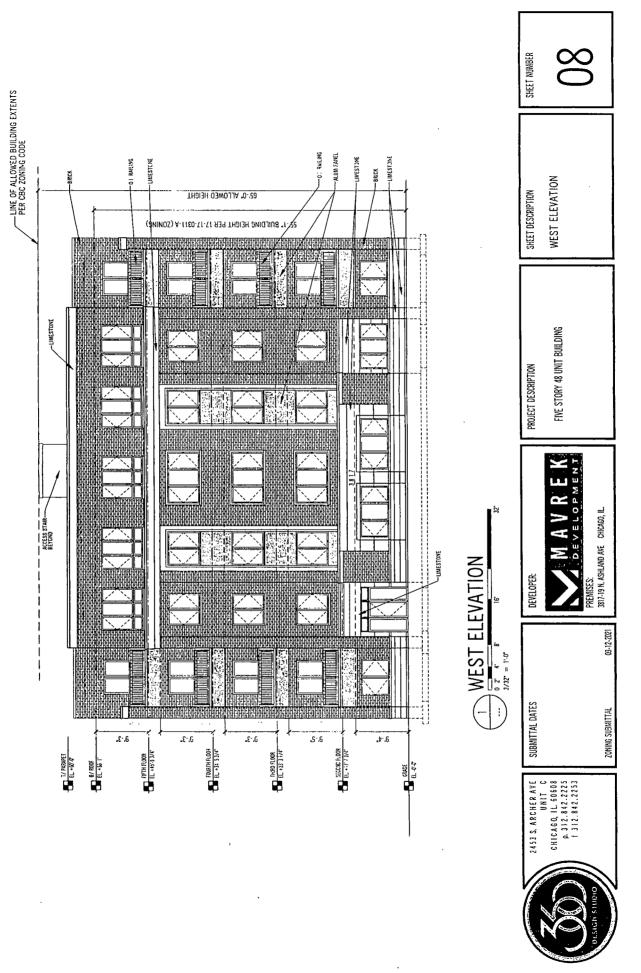


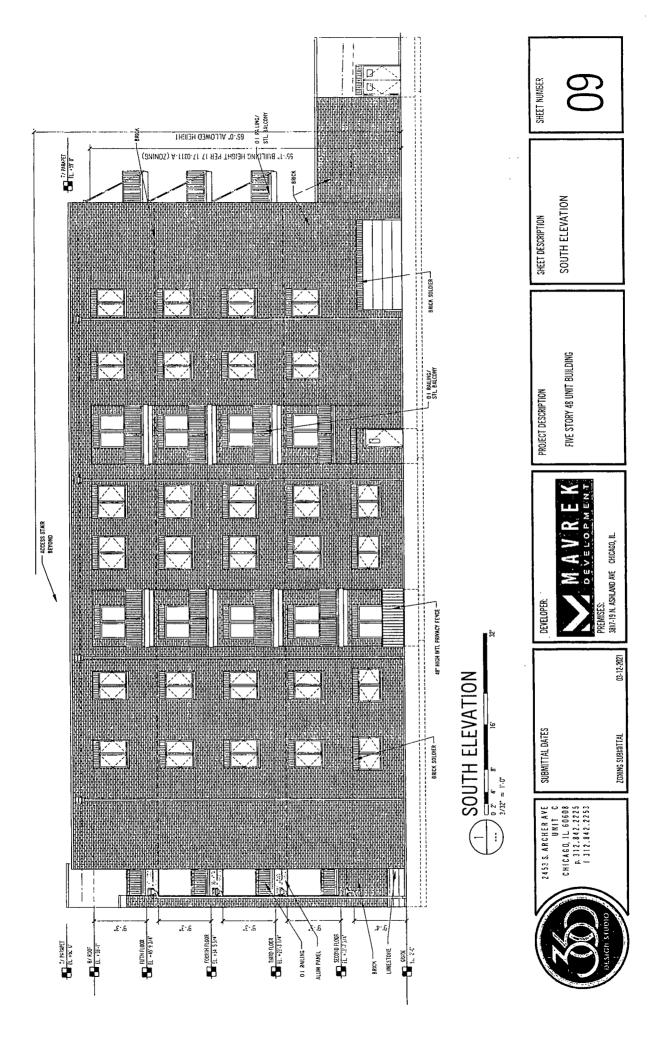
N. ASHLAND AVE.

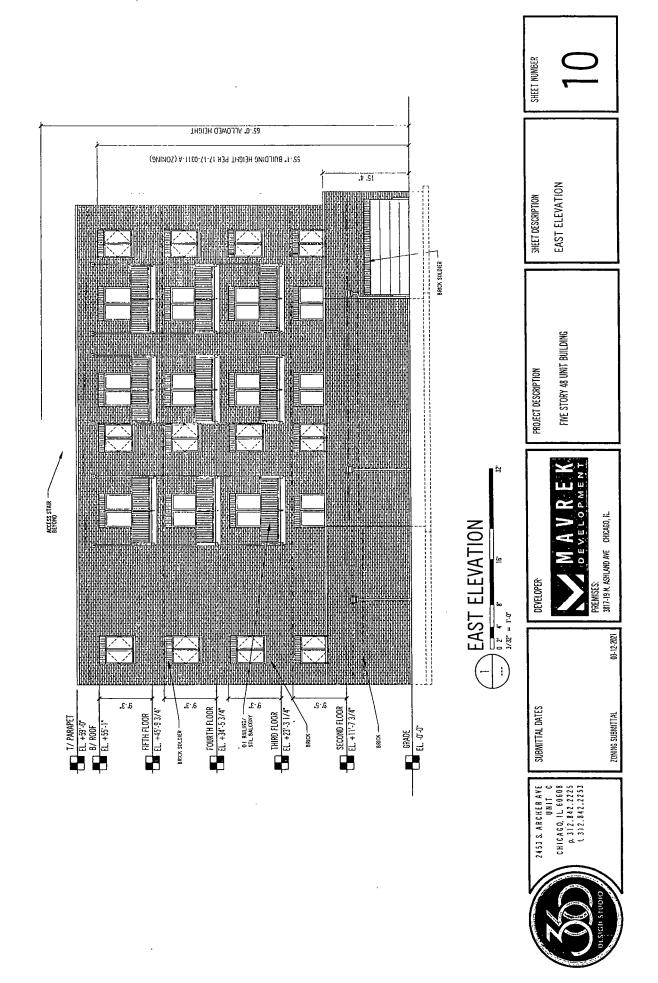


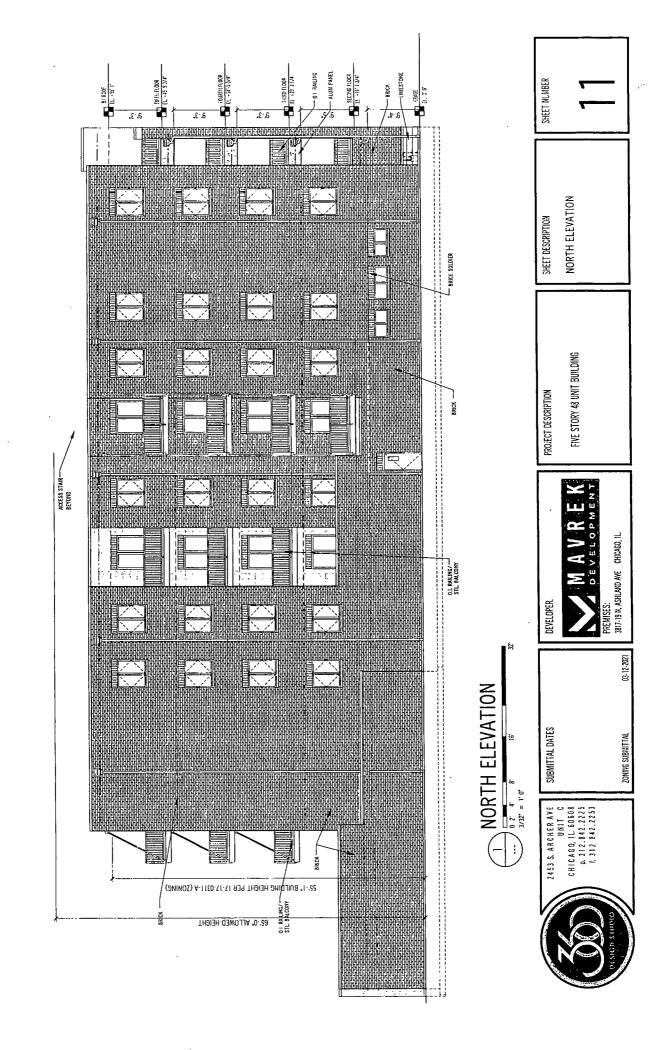










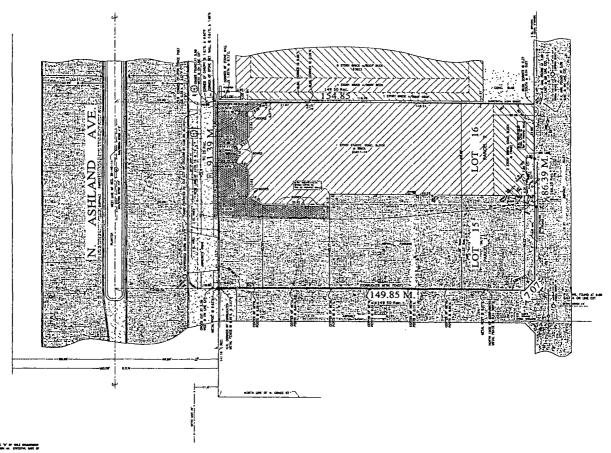


NORTH

## MM SURVEYING CO., INC. PROTESSIONAL DESIGN HIM NO 184-003233 " ALTA/NSPS Land Title Survey "

carce 1. Eat 18 block 6 in lart view high school subdivision of the moathwart V, of the moathwart V, of school 36, Louisians annown. Marce 14 care of the think principal registration, death tanks think west of a line 30 feet 19 km sec. 20 feet 18 feet

PARCEL 2
OUT 4 IN 18 MOST 4 IN 18 A VIEW RICH SCHOOL SUBDIVISION OF THE ADDITIVES I'K OF THE HORTHWIST I'K OF SCHOOL 30 TOWNSHIP AS HORTH BACK IS ASST OF THE THIRD PRINCIPAL REQUIRE, ROLFF THAT FART LITING WEST OF A LINE SERVER OF AN AUGUST OF A LINE SERVER OF A LINE OF SAID SECTION 20 IN COOP COUNTY ILLINOIS
PIN 914 20-105-016-0060 COMMONIVERNOWN AS 3817-19 N ASHLAND AVE, CHICAGO, ILLINDIR 60513 TOTAL LAND AREA = 14 138 Let N. TOTAL BURDINGS AREA (AT FOCIPAINT) = 2,483 Let R.

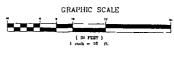


101360 FEBRUARY 23, 2021 MAVREX DEVELOPMENT INC

RE #78763, #100165

16 NO CHESTAND FWISHOS OF CLAREST CAR'S ANNIG MORE, MACHINE CONSTRUCTION ON RELEME ALCOTORS.









\$ 2017 to ASMERNE LLC B) CHEAN THE BOUTHALL COMPANY AT FECRUARY 26-2021

# CITY OF CHICAGO , APPLICATION FOR AN AMENDMENT TO THE CHICAGO ZONING ORDINANCE

#20647-TI INTRO DATE MARCH 24, 2021

1.			ne:		
2.	Ward Number that property is located in: 47				
3.	APPLICANT: 3817 N. Ashla	APPLICANT: 3817 N. Ashland, LLC			
	ADDRESS: 1349 W. Belmor	at, Ste. 1E	CITY: Chicago		
	STATE: Illinois	ZIP CODE: <u>60657</u>	PHONE: 312-782-1983		
	EMAIL: nick@sambankslaw	.com CONTACT PERSO	N: Nicholas J. Ftikas		
4.	Is the Applicant the owner of	the property? YES	NO <u>X</u>		
			provide the following information m the owner allowing the application to		
	OWNER: Calabrese Enterpris	ses, LLC			
	ADDRESS: 428 Leonard P	ark	CITY: Park Ridge		
	STATE: <u>Illinois</u>	ZIP CODE: 60068	PHONE: <u>312-782-1983</u>		
	EMAIL: nick@sambankslaw	.com CONTACT PERSO	N: <u>Nicholas J. Ftikas</u>		
5.	If the Applicant/Owner of the property has obtained a lawyer as their representative for the rezoning, please provide the following information:				
	ATTORNEY: Nicholas Ftikas, Law Offices of Samuel V.P. Banks				
	ADDRESS: 221 North LaSalle Street, 38th Floor				
	CITY: Chicago	STATE: <u>Illinois</u>	ZIP CODE: 60601		
	PHONE: (312) 782-1983	FAX: 312-782-2433	EMAIL: nick@sambankslaw.com		

6.	If the Applicant is a legal entity (Corporation, LLC, Partnership, etc.), please provide the names of all owners as disclosed on the Economic Disclosure Statements.  Adam Friedberg, Robert Krueger, and Peter Koch (See attached EDS's)		
7.	On what date did the owner acquire legal title to the subject property?  The Applicant's purchase of the subject property is contingent on zoning approval for the proposed multi-unit development.		
8.	Has the present owner previously rezoned this property? If Yes, when? No		
9.	Present Zoning District: <u>B3-2</u> Proposed Zoning District: <u>B2-3</u>		
10.	Lot size in square feet (or dimensions): 14,139 square feet		
11.	Current Use of the Property: The subject property is improved with a one-story retail building and accessory off-street surface parking.		
12.	Reason for rezoning the property: The Applicant is proposing to develop the subject property with a new five-story building containing forty-eight (48) residential units.		
13.	Describe the proposed use of the property after the rezoning. Indicate the number of dwelling unit number of parking spaces; approximate square footage of any commercial space; and height of the proposed building. (BE SPECIFIC): The Applicant is seeking a zoning change to permit construction of a five-story building that will contain forty-eight (48) dwelling units. The proposed residential building will measure 55 feet-1 inch in height. The subject property is a Transit Served Location that is located along the N. Ashland Ave. Bus Route. The residential development will be supported by twenty-two (22) off-street parking spaces.		
14.	The Affordable Requirements Ordinance (ARO) requires on-site affordable housing units and/or a financial contribution for residential housing projects with ten or more units that receive a zoning change which, among other triggers, increases the allowable floor area, or, for existing Planned Developments, increases the number of units (see attached fact sheet or visit www.cityofchicago.org/ARO for more information). Is this project subject to the ARO?  YES X NO		

COUNTY OF COOK STATE OF ILLINOIS
I, Adam Friedberg, as Manager of 3817 N. Ashland, LLC, an Illinois limited liability company, being first duly sworn on oath, state that all the above statements and the statements contained in the documents submitted herewith are, to the best of my knowledge, true and correct.
Signature of Applicant
Subscribed and Sworn to before me this    ST
For Office Use Only

Date of Introduction:

File Number:

Ward:\_\_\_\_

#### Written Notice, Form of Affidavit: Section 17-13-0107

March 17, 2021

Honorable Thomas Tunney Acting Chairman, Committee on Zoning 121 North LaSalle Street Room 304 - City Hall Chicago, Illinois 60602

To Whom It May Concern:

The undersigned, Nicholas Ftikas, being first duly sworn on oath, deposes and says the following:

That the undersigned certifies that he has complied with the requirements of Section 17-13-0107 of the Zoning Code of the City of Chicago, by sending written notice to such property owners who appear to be the owners of the property within the subject area not solely owned by the Applicant, and on the owners of all property within 250 feet in each direction of the lot line of the subject property, exclusive of the public roads, streets, alleys and other public ways, or a total distance limited to 400 feet. That said written notice was sent by USPS First Class Mail no more than 30 days before filing the application.

That the undersigned certifies that the notice contained the address of the property sought to be rezoned as 3817-19 N. Ashland Ave., Chicago, Illinois; a statement of intended use of said property; the name and address of the Applicant and Property Owner; and a statement that the Applicant intends to file an application for a change in zoning on approximately March 17, 2021.

That the Applicant has made a bonafide effort to determine the addresses of the parties to be notified under Section 17-13-0107 of the Zoning Code of the City of Chicago and that the Applicant certifies that the accompanying list of names and addresses of surrounding property owners within 250 feet is a complete list containing the names and last known addresses of the owners of the property required to be served.

Law Offices of Samuel V.P. Banks

By:

Nicholas J. Ftikas
Attorney for Applicant

Subscribed and Sworn to before me

this 17th day of MANCH

2021.

OFFICIAL SEAL
VINCENZO SERGIO
NOTARY PUBLIC, STATE OF ILLINOIS
My Commission Expires JANUARY 6, 2024

Dear Sir or Madam:

In accordance with the Amendment to the Chicago Zoning Code enacted by the City Council, Section 17-13-0107-A, please be informed that on or about March 17, 2021, I, the undersigned, intend to file an application for a change in zoning from a B3-2 Community Shopping District to a B2-3 Neighborhood Mixed-Use District, on behalf of the contract purchaser and Applicant, 3817 N. Ashland, LLC, for the property located at 3817-19 N. Ashland Ave., Chicago, Illinois.

The Applicant is seeking a zoning change to permit construction of a five-story building that will contain forty-eight (48) dwelling units. The proposed residential building will measure 55 feet-1 inch in height. The subject property is a Transit Served Location that is located along the N. Ashland Ave. Bus Route. The residential development will be supported by twenty-two (22) off-street parking spaces.

The Applicant, 3817 N. Ashland, LLC, maintains offices at 1349 W. Belmont, Ste. 1E, Chicago, Illinois 60657.

The Property Owner, Calabrese Enterprises, LLC, maintains offices at 428 Leonard Park, Park Ridge, Illinois 60068.

I am the attorney for the Applicant. I will serve as the contact person for this zoning application. My address is 221 N. LaSalle St., 38<sup>th</sup> Floor, Chicago, Illinois 60601. My telephone number is (312)-782-1983.

Very truly yours,

Law Offices of Samuel V.P. Banks

Nicholas J. Ftikas

Attorney for the Applicant

\*Please note that the Applicant is NOT seeking to purchase or rezone your property.

\*The Applicant is required by the Chicago Zoning Ordinance to send this notice to you because you are shown to own property located within 250 feet of the property subject to the proposed Zoning Amendment.

#### FORM OF AFFIDAVIT

Chairman, Committee on Zoning Room 304 - City Hall Chicago, IL 60602

To Whom It May Concern:

I, Adam Friedberg, as Manager of 3817 N. Ashland, LLC, an Illinois limited liability company, understand that the Law Offices of Samuel V.P. Banks has filed a sworn affidavit identifying 3817 N. Ashland, LLC, as the Contract Purchaser and Applicant holding interest in land subject to the proposed zoning amendment for the property identified as 3817-3819 N. Ashland Ave., Chicago, IL.

I, Adam Friedberg, as Manager of 3817 N. Ashland, LLC, being first duly sworn under oath, depose and say that 3817 N. Ashland, LLC, holds that interest for itself and no other person, association, or shareholder.

Adam Friedberg 3817 N. Ashland, LLC

Subscribed and Sworn to before me this | St day of MARCH , 2021.

Notary Public

ROBERT KRUEGER Official Seal Notary Public - State of Illinois My Commission Expires Nov 6, 2024 To whom it may concern:

I, Adam Friedberg, as Manager of 3817 N. Ashland, LLC, an Illinois limited liability company, the Contract Purchaser and Applicant concerning the subject property located at 3817-19 N. Ashland Ave., Chicago, IL, authorize the Law Offices of Samuel V.P. Banks to file a Zoning Amendment Application with the City of Chicago for that property.

Adam Friedberg

3817 N. Ashland, LLC

#### 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:		
3817 N. Ashland, LLC		
Check ONE of the following three boxes:		
the contract, transaction or other undertaking to "Matter"), a direct or indirect interest in excess name:  OR	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	
3. \( \sum \) a legal entity with a direct or indirect State the legal name of the entity in which the \( \Gamma \)	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:	1349 W. Belmont Ave., Ste. 1E	
	Chicago, Illinois 60657	
C. Telephone: 312-782-1983 Fax:	Email: nick@sambankslaw.com	
D. Name of contact person: Nicholas J. Ftikas	- Attorney	
E. Federal Employer Identification No. (if you	have one):	
F. Brief description of the Matter to which this property, if applicable):	s EDS pertains. (Include project number and location of	
The Applicant is seeking a Zoning Map Amendment for	the property located at 3817-19 North Ashland Avenue.	
G. Which City agency or department is request	ting this EDS?DPD/COZ	
If the Matter is a contract being handled by the complete the following:	City's Department of Procurement Services, please	
Specification #	and Contract #	

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#### 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 $\overline{\text{(Is)}}$ the not-for-profit corporation also a 501(c)(3))? Limited partnership Yes $\neg$ No Trust Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: Illinois 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 1 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.

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

Title

Manager

Manager

Manager

Ver.2018-1

Name

Adam Friedberg

Robert Krueger

Peter Koch

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** 

Adam Friedberg	1349 West Belmont Avenue, Suite 1E	33.333%
Peler Koch	Chlcago, IllInols 60657	33.333%
Robert Krueger		33.333%
SECTION III OFFICIALS	- INCOME OR COMPENSATION TO	O, OR OWNERSHIP BY, CITY ELECTED

Percentage Interest in the Applicant

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?
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 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:
N/A
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  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).
N/A

#### 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 whe retained or anticipa- to be retained)		•	p to Disclosing Party tor, attorney, c.)	Fees (indicate whether paid or estimated.) <b>NOTE:</b> "hourly rate" or "t.b.d." is not an acceptable response.
Law Offices of	221 N. LaSalle St., 3	38th Floor	Attorney	\$15,500 (est.)
Samuel V.P. Banks	Chicago, IL 60601			,
(Add sheets if neces	ssary)	;		
Check here if th	e Disclosing Part	y has not reta	ined, nor expects to re	tain, any such persons or entities.
SECTION V CE	ERTIFICATION	S		
A. COURT-ORDE	RED CHILD SU	PPORT COM	IPLIANCE .	
	•		of business entities the	at contract with the City must contract's term.
			0% or more of the Disc Illinois court of comp	closing Party been declared in etent jurisdiction?
∐Yes  ✓ No	No person o	lirectly or ind	lirectly owns 10% or n	nore of the Disclosing Party.
If "Yes," has the pe is the person in con		~ ~	oved agreement for pay	ment of all support owed and
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.

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- 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").

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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

	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:			
No	ne			
	the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively esumed that the Disclosing Party certified to the above statements.			
coi	To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a implete list of all current employees of the Disclosing Party who were, at any time during the 12-onth period preceding the date of this EDS, an employee, or elected or appointed official, of the City Chicago (if none, indicate with "N/A" or "none").			
No	ne .			
the off ma the po	To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a implete list of all gifts that the Disclosing Party has given or caused to be given, at any time during a 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 litical contribution otherwise duly reported as required by law (if none, indicate with "N/A" or one"). As to any gift listed below, please also list the name of the City recipient.			
<u> </u>	CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION			
1.	The Disclosing Party certifies that the Disclosing Party (check one)  is is not			
	a "financial institution" as defined in MCC Section 2-32-455(b).			
2.	If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:			
ple	We are not and will not become a predatory lender as defined in MCC Chapter 2-32. We further edge that none of our affiliates is, and none of them will become, a predatory lender as defined in CC Chapter 2-32. We understand that becoming a predatory lender or becoming an affiliate of a			

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

believe has not provided or cannot provide truthful certifications.

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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):		
None		
	e word "None," or no response a d that the Disclosing Party certif	ppears on the lines above, it will be ied to the above statements.
D. CERTIFICATION	REGARDING FINANCIAL IN	NTEREST IN CITY BUSINESS
Any words or terms de	efined in MCC Chapter 2-156 ha	ave the same meanings if used in this Part D.
after reasonable inquir		ne best of the Disclosing Party's knowledge e of the City have a financial interest in his or ntity in the Matter?
Yes	<b>✓</b> No	
-	ed "Yes" to Item $D(1)$ , proceed to $D(2)$ and $D(3)$ and proceed to	to Items D(2) and D(3). If you checked "No" o Part E.
official or employee s other person or entity taxes or assessments, "City Property Sale").	hall have a financial interest in hall have a financial interest in hall in the purchase of any property 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 invol	ve a City Property Sale?	
Yes	<b>✓</b> No	
		mes and business addresses of the City officials fy the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
N/A		

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.			
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 parany person or entity listed in paragraph A(1) above for his or her lobbying activities or to pay any			

person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee

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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 below:				
1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  Yes  No				
2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contrac Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  Yes  Reports not required				
3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  Yes  No				
If you checked "No" to question (1) or (2) above, please provide an explanation:				

#### SECTION VII -- 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 <a href="https://www.cityofchicago.org/Ethics">www.cityofchicago.org/Ethics</a>, 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 certifies that and statements contained in this EDS, and all applicable Appendices, are true, accurate and complete as of the date furnished to the City.

3817 N. ASHLAND,	LLC
(Print or type exact legal na	me of Disclosing Party)
By:	
(Sign here)	
<i>y</i>	
ADAM FRIEDBERG	
(Print or type name of perso	on signing)
MANAGER	
(Print or type title of person	signing)
Signed and sworn to before	me on (date) MARCH 15, 2021,
at Cook County	y, <u>IL</u> (state).
	<del></del>
Notary Public	ROBERT KRUEGER Official Seal
Commission evniros	Notary Public - State of Illinois My Commission Expires Nov 6, 2024

#### 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

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

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

#### BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

N/A			
NI/A		·	· · · · · · · · · · · · · · · · · · ·
•	code scoffla	w or problen	entify below the name of each person or legal entity identified a landlord and the address of each building or buildings to which
Yes		No	The Applicant is not publicly traded on any exchange.
			blicly traded on any exchange, is any officer or director of code scofflaw or problem landlord pursuant to MCC Section
Yes		<b>✓</b> No	
			0, is the Applicant or any Owner identified as a building code to MCC Section 2-92-416?

## 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.

·
$\[ \]$ 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.
N/A

To whom it may concern:

I, Joseph Calabrese, as Manager of Calabrese Enterprises, LLC, an Illinois limited liability company and Owner of the subject property located at 3817-19 N. Ashland Δve., Chicago, IL, authorize the Law Offices of Samuel V.P. Banks to file a Zoning Amendment Application on behalf of the Contract Purchaser and Applicant, 3817 N. Ashland, LLC, with the City of Chicago for that property.

 $\frac{\text{MC(l} 3\cdot 3^{-})}{\text{Joseph Calabrese}}$ 

Calabrese Enterprises, LLC

# CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

## **SECTION I -- GENERAL INFORMATION**

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A. Legal name of the Disclosing Party submitted	ing this EDS. Include d/b/a/ if applicable:
Calabrese Enterprises, Inc.	
Check ONE of the following three boxes:	
the contract, transaction or other undertaking to "Matter"), a direct or indirect interest in excess name:  OR	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 et right of control of the Applicant (see Section II(B)(1))
B. Business address of the Disclosing Party:	428 Leonard Street
	Park Ridge, Illinois 60068
C. Télephone: 312-782-1983 Fax:	Email: nick@sambankslaw.com
D. Name of contact person: Nicholas J. Ftikas	- Attorney
E. Federal Employer Identification No. (if you	
F. Brief description of the Matter to which this property, if applicable):	s EDS pertains. (Include project number and location of
The Applicant is seeking a Zoning Map Amendment for	r the property located at 3817-19 North Ashland Avenue.
G. Which City agency or department is reques	ting this EDS?DPD/ZBA
If the Matter is a contract being handled by the complete the following:	City's Department of Procurement Services, please
Specification #	and Contract #

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#### 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 $\overline{\text{(Is)}}$ the not-for-profit corporation also a 501(c)(3))? Limited partnership Yes Trust Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: Illinois 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 Organized in Illinois ΓNο 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 Joseph Calabrese President Mary Calabrese 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 Joseph Calabrese	Business Address 428 Leonard Street	Percentage Interest in the Applicant 50%
Mary Calabrese	Park Ridge, Illinois 60068	50%
SECTION III IN OFFICIALS	COME OR COMPENSATION T	O, OR OWNERSHIP BY, CITY ELECTED
•	arty provided any income or composeding the date of this EDS?	ensation to any City elected official during the Yes No
_	Party reasonably expect to provide g the 12-month period following the	any income or compensation to any City le date of this EDS? Yes No
If "yes" to either of to describe such incom-	<u>-</u>	name(s) of such City elected official(s) and
N/A		
inquiry, any City ele	·	closing Party's knowledge after reasonable partner, have a financial interest (as defined in C")) in the Disclosing Party?
• •	rify below the name(s) of such City be the financial interest(s).	elected official(s) and/or spouse(s)/domestic
N/A		

# 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.) <b>NOTE:</b> "hourly rate" or "t.b.d." is not an acceptable response.
Attorney Retained by the App	olicant		
(Add sheets if necessary)			
Check here if the Disc	closing Part	y has not retained, nor expects to re	tain, any such persons or entities.
SECTION V CERTIF	FICATION	NS .	
A. COURT-ORDERED	CHILD SU	PPORT COMPLIANCE	
		tantial owners of business entities the dampert obligations throughout the	· · · · · · · · · · · · · · · · · · ·
		rectly owns 10% or more of the Discations by any Illinois court of comp	
☐ Yes ✓ No ☐	No person o	directly or indirectly owns 10% or r	nore of the Disclosing Party.
If "Yes," has the person of is the person in compliant		a court-approved agreement for pay t agreement?	ment of all support owed and
Yes No		,	
D FIDTIED OFFITT	CA MICATO		

#### 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.

- 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").

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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

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
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 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

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

believe has not provided or cannot provide truthful certifications.

predatory lender may result in the loss of the privilege of doing business with the City."

MCC Section 2-32		ecause it or any of its affiliates (as defined in the meaning of MCC Chapter 2-32, explain
None		
	the word "None," or no response a med that the Disclosing Party certification.	· <del>-</del>
D. CERTIFICATI	ON REGARDING FINANCIAL IN	ITEREST IN CITY BUSINESS
Any words or term	s defined in MCC Chapter 2-156 ha	we the same meanings if used in this Part D.
after reasonable inc		e best of the Disclosing Party's knowledge of the City have a financial interest in his or atity in the Matter?
Yes	✓ No	
	ecked "Yes" to Item D(1), proceed to Items D(2) and D(3) and proceed to	o Items D(2) and D(3). If you checked "No" Part E.
official or employed other person or ent taxes or assessmen "City Property Sale	te shall have a financial interest in hit ity in the purchase of any property its, or (iii) is sold by virtue of legal j	dding, or otherwise permitted, no City elected is 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 the meaning of this Part D.
Does the Matter in	volve a City Property Sale?	
Yes	No	
=	, , <u> </u>	mes and business addresses of the City officials fy the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
N/A		

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.
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):

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

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

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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 below:
1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  Yes  No
2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contrac Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  Yes  No Reports not required
3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  No
If you checked "No" to question (1) or (2) above, please provide an explanation:

#### SECTION VII -- 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 <a href="www.cityofchicago.org/Ethics">www.cityofchicago.org/Ethics</a>, 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.

Calabrese Enterprises, Inc.
(Print or type exact legal name of Disclosing Party)
By: M. (((
Joseph Calabrese
(Print or type name of person signing)
President
(Print or type title of person signing)
Signed and sworn to before me on (date) 3-16-21,  at Cook County, IL (state).  Notary Public OFFICIAL SEAL
Commission expires:  VINCENZO SERGIO  NOTARY PUBLIC, STATE OF ILLINOIS  My Commission Expires JANUARY 6. 2024

## 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.

Currently have a "familial relationship" with an elected city official or department head?

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.

N/A

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	<b>✓</b> No	
		blicly 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	entify below the name of each person or legal entity identified n landlord and the address of each building or buildings to which
N/A		

## 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.

~	
N/A	
If you checked "no" to the abo	ve, please explain.
This certification shall serve as	s the affidavit required by MCC Section 2-92-385(c)(1).
N/A − I am not an Applican	nt that is a "contractor" as defined in MCC Section 2-92-385.
No	
Yes	