



# Office of the City Clerk

City Hall  
121 N. LaSalle St.  
Room 107  
Chicago, IL 60602  
www.chicityclerk.com

## Legislation Details (With Text)

**File #:** O2015-3710  
**Type:** Ordinance  
**File created:** 5/6/2015  
**Status:** Passed  
**In control:** City Council  
**Final action:** 6/17/2015  
**Title:** Negotiated sale of City-owned property at 3648 S Prairie Ave to Marc S. Powell and Kaitin McGrath Hannon Powell  
**Sponsors:** Emanuel, Rahm  
**Indexes:** Sale  
**Attachments:** 1. O2015-3710.pdf

| Date      | Ver. | Action By                            | Action              | Result |
|-----------|------|--------------------------------------|---------------------|--------|
| 6/17/2015 | 1    | City Council                         | Passed              | Pass   |
| 6/15/2015 | 1    | Committee on Housing and Real Estate | Recommended to Pass | Pass   |
| 5/6/2015  | 1    | City Council                         | Referred            |        |

OFFICE OF THE MAYOR

CITY OF CHICAGO

RAHM EMANUEL  
MAYOR

May 6,2015

TO THE HONORABLE, THE CITY COUNCIL OF THE CITY OF  
CHICAGO

Ladies and Gentlemen:

At the request of the Commissioner of Planning and Development, I transmit herewith ordinances authorizing the sale of city-owned property.

Your favorable consideration of these ordinances will be appreciated.

Mayor

Very truly yours,

## **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, the City is the owner of the vacant parcel of property located at 3648 South Prairie Avenue (Rear), Chicago, Illinois 60653, which is legally described on Exhibit A attached hereto (the "Property"), which property is located in the Bronzeville Redevelopment Project Area ("Area") established pursuant ordinances adopted by the City Council of the City on November 4, 1998, published in the Journal of Proceedings of the City Council for such date at pages 80642 and 80644 through 80778; and

WHEREAS, Marc S. Powell and Kaitin McGrath Hannon Powell (the "Grantees"), of 3648 South Prairie Avenue, Chicago Illinois 60653, have offered to purchase the Property from the City for the sum of Eleven Thousand Seven Hundred and No/100 Dollars (\$11,700.00), such amount being the appraised fair market value of the Property, to improve with a parking space thereon; and

WHEREAS, pursuant to Resolution No. 15-029-21 adopted on March 19, 2015, by the Plan Commission of the City of Chicago (the "Commission"), the Commission approved the negotiated sale of the Property to the Grantees; and

WHEREAS, public notice advertising the City's intent to enter into a negotiated sale of the Property with the Grantees and requesting alternative proposals appeared in the Chicago Sun-Times, a newspaper of general circulation, on March 2, 2015, and March 9, 2015; and

WHEREAS, no alternative proposals were received by the deadline indicated in the aforesaid notice; now, therefore,

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

SECTION 1. The City Council of the City hereby approves the sale of the Property to the Grantees for the amount of Eleven Thousand Seven Hundred and No/100 Dollars (\$11,700.00).

SECTION 2. The Mayor or his proxy is authorized to execute, and the City Clerk or Deputy City Clerk is authorized to attest, a quitclaim deed conveying the Property to the Grantees. The quitclaim deed shall also contain language substantially in the following form:

This conveyance is subject to the express condition that: 1) the Property is improved with a parking space within twelve (12) months of the date of this deed.

In the event that the condition is not met, the City of Chicago may re-enter the Property and re-vest title in the City of Chicago. Grantees, at the request of the City of Chicago, covenants to execute and deliver to the City a reconveyance deed to the Property to further evidence such re-vesting of title.

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.

**1**

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

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

2  
**EXHIBIT A**

**Purchasers: Purchaser's Address: Purchase Amount: Appraised Value:**

Marc S. Powell and Kaitin McGrath Hannon Powell 3648 South Prairie Avenue, Chicago, Illinois 60653  
\$11,700.00 \$11,700.00

**Legal Description (Subject to Title Commitment and Survey):**

Lot 10 in Frederick H. Bartlett's Subdivision of Lots 21 to 25 in Block 2 of Scammon's Nelson Subdivision of the Southwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of the East  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section 34, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

Address: 3648 South Prairie Avenue (Rear)  
Chicago, Illinois 60653

Property Index Number: 17-34-309-092-0000

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CITY OF CHICAGO ECONOMIC DISCLOSURE  
STATEMENT AND AFFIDAVIT

SECTION I - GENERAL INFORMATION

A. Legal name of Disclosing Party submitting this EDS: -include d/lvW ff applicable:

... Kailin R Pnwef.l

Check OKFi ofthe following three boxes;

Indicate whether Disclosing Tarty submitting this EDS is; MX] the  
Applicant OR

2.1 J a legal entity holding a direct or indirect interest in die Applicant, State the legal name of the Applicant .in  
which'Disclosing Party holds an'interest: OR

3. j | a k-giil entity with a right of com ml (see Section li.B.!..) State the legal name of the entity m  
which (he Disclosing Party holds & right of control:

i\ Kusiness-address of Disposing party:

C Telephone: /

\ Fax: \_

Email:

D. Name of contact person:

Kaiitn'H. Powell

•F...Federal Employer Identification No. (if you have one): N/A

K Brief description of contract,, transaction or oilier -undertaking (referred to below as tin?" .Matter") (o which thjs  
F.DS penaiftj. (Ijjekkle project number arid location of-property, if applicable):

lieiiQlii?i.ed.,.Safe at 3G48 South Pr.ijnqAv.e... Chicago

G. Which City agency or department is reqioesiiiig this' KRJj? Defil. oi Fla»tnii,i> cntnl Dovrlorimfnt

If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the  
following:

Specification #

Kii-

arid Contract ii

N/A

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## SECTION II - DISCLOSURE OF OWNERSHIP INTERESTS

### A. NATURE OF DISCLOSING PARTY

1. Indicate the nature of the Disclosing Party.
- ☐ Publicly registered business corporation ☐ Privately held business corporation ☐ Sole proprietorship ☐ General partnership ☐ Limited partnership ☐ Trust
- ☐ Unrated liability company  
☐ Limited liability partnership  
☐ Joint venture  
☐ Not-for-profit Corporation  
(Is the not-for-profit corporation also a 501(c)(7)?)  
☐ Yes ☐ No  
☐ Other (please specify)

2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable:

NA

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 ☐ No ☒ N/A

### B- II- THE DISCLOSING PARTY IS A LEGAL ENTITY:

List below the full names and titles of all executive officers and all directors of the entity: NOTE: For non-profit corporations, also list below all members, if any, who are legal ratifiers. If there are no such members, list "no members." For trusts, estates or other similar entities, list below the legal titleholders.

If the entity is a general partnership, limited partnership, limited liability company, limited liability partnership or joint venture, list below the name and title of each general partner, managing member, manager or any other controlling entity that controls the day-to-day management of the Disclosing Party. NOTE: Each legal entity listed below must submit an EDS on its own website <<http://hekal.fi>>

Name Title

NA

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

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None."-NOTE; Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"<sup>17</sup>), the City may require any such additional information from my applicant which is reasonably intended to achieve full disclosure.

| Name | Business Address | Percentage Interest in the Disclosing Party |
|------|------------------|---------------------------------------------|
|------|------------------|---------------------------------------------|

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#### SECTION III - BUSINESS RELATIONS! WITH CITY ELECTED OFFICIALS

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

3 J Yes

IX J No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(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, accountant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll,

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

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

Name (indicate whether Business retained or anticipated Address to be retained)

Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)

Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d" is not an acceptable response.

NA

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

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

☐ Yes      ☒ No      ☐ No person directly or indirectly owns 10% or more of the Disclosing Party.

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

☐ Yes      ☐ No

### B. FURTHER CERTIFICATIONS

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

City. NOTE: If Article I applies to the Applicant the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

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2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section IiJB.l. of this EDS;
  - a. are not presently debarred, disqualified, proposed for debarment, declared ineligible or voluntarily excluded from all transactions by any federal, state or local government;
  - 1). have not, within a five-year period, preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public contract; 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 commissioning any of the offenses set forth in clause B.Z.b. of this Section V;
  - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
  - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any municipal or local government,
3. The certifications in subparts 3, 4 and 5 concern:
  - the Disclosing Party;
  - \* any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section I V, "Disclosure of Subcontractors and Other Related 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; compensation of employees; or organization of a business entity for the purpose of doing 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 Officer, Director or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction, or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively, "Agents").

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

- a. Imbed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity ;
- b. agreed, or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or;
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).

4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred, from contracting with any unit of State- or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS, 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.

5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.

6. The Disclosing Party understands and shall comply with (1) the applicable requirements of Chapters 2-55 (Legislation of the Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.

7. If the Disclosing Party is unable to certify to any of the above statements in this Part 15 (Further Certifications), the Disclosing Party must explain below;

WE

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

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

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

## C CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

1. The Disclosing Party certifies that the Disclosing Party (discloses/does not disclose)

I am/is not

a financial institution" as defined in Section 2-32-455(b) of the Municipal Code.

If the Disclosing Party is a financial institution, then the Disclosing Party, pledge:

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

If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in

Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter

2-32 of the Municipal Code, explain here (attach additional pages if necessary):

N/A

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

#### D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

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

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

[ ] Yes [x] No

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

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

Does the Matter involve a City Property Sale?

L ] Yes [ ] No

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

| Name | Business Address | Nature of Interest |
|------|------------------|--------------------|
|------|------------------|--------------------|

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

#### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City

K 1-Tfic: Disclosing Party verifies that the Disclosing Party has searched any and all records of the piscing Party .and any:a»d ill prtielea'ssor entities regarding records of iwestinenis or profits from slavery, or slaveholder insurance .policies during the slavery era (including insurance policies issued 10 slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

3- 'foe Disclosing Party verifies that, ns ;i result of conductingj die search in step 1 -above, 'be Disclosing Party has.fotmd records of nivestmnts or profits from slavery or slaveholder in^trance policies. Tbe ;Discl! osing Party .verifies .that ihe.foilov.'ing constitutes full disclosure of all sudi records, including the names of any and all'slaves or slaveholders described in those recocds:

## SECTION VI - - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

NOTE:. If-die Matter is fedSeraliy funded, complete this Sqaion VI, If the Matter is nat federally funded, proceed to Sectimi Vff. For puiposes.ofthis Section VI, tax-credits allocated by the City and proceeds of-debt obligations of die City are not federal funding.

### A. CERTIFICATION REGARDING LOBBYING

i. List below the names of all persons or entities registered under die federal Lobbying Disclosure Act of 1995.who have made lobbying contacts on behalf of the Disclosing Party with resped to tlie Matter; (Add sheets if necessary):

(If no explanation Appears Or begins on the lines above, or if the letters "NA<sup>w</sup> orif the word "None" appear, ii will be conclusively piesiuned that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of have made lobbying contacts on behalf of the Disclosing- Patty 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 fisted jn Paragraph A.L above for his or her lobbying activities or to pay any person or entity.lo influence or attempt lo influence an officer or employee of any agency, as defined by applicable federal; law, a member of Congress, an officer or '"employee of D>ugress, or an employee of a member of Congress, in connection with/the award of any federally funded contract,-making any federally funded grant organ, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded eoniract, grant, loan, or .cooperative agreement.

'Page 9.of Li

3: the Disclosing Party will submit an updated certification at the end of each calendar quarter in which there, occurs airy event that notariially affeds the accuracy of (be statements and ■information set forth, in paragraphs A. I. and A.2. above.

4, The Disclosing Party certifies that either: (i) iris not an organization described infection

501(c)(4) of the Internal Revenue Code of 1986; or (it) is an organization described in section

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

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

#### B- CIVIL RIGHTS REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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

Is the Disclosing Party the Applicant?

☐ Yes ☐ No

If "Yes," answer the three questions below:

1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)

☐ Yes ☐ No

2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
☐ Yes ☐ No

3. Have you procured 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:

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

The Disclosing Party understands and agrees that:

A. The certifications, disclosures and acknowledgments contained in this EDS will become part of any Contract or other agreement between the Disclosing Party 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. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or services. The full text of these ordinances and a training program is available online at [www.cityofchicago.org/nrp/ethics](http://www.cityofchicago.org/nrp/ethics) and may also be obtained from the City's Board of Ethics, 240 N.

Sedgwick St., Suite SW. Chicago, IL 60610/(312) 744-9660: The Disclosing Party must comply fully with the applicable Ordinances.

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

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

E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must update this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-4)20 of the Municipal Code.

The Disclosing Party represents and warrants that

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

### RECERTIFICATION

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

This recertification is being submitted in connection with Negotiated Sale of 3648 South Prairie (Rear). Chicago. 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. !

Kaitin H. Powell

(Print or type legal name of Disclosing Party)

(sign here)

Print or type name of signatory:

Kaitin H. Powell

Title of signatory:

Owner

Signed and sworn to before me on [date] \_\_\_\_\_, by \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ Co O U County, Commission exi

Notary Public.

Ver. II-0t-05

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

Iv2. If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.

F.3. If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors or subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in ETS-1 and ETS-2, above and will not, without the prior written consent of the City, use any such contractor or subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide the required certifications.

INQ1E: If the Disclosing Party cannot certify as to any of the items, in ETS-1, ETS-2, or ETS-3, above, an explanatory statement must be attached to this EDS-

CERTIFICATION

Under penalty of perjury, the person signing below: (!) warrants that he/she is authorized to execute this KDS with Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements

contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

Kaitin H. Powell  
(Print or type name of Disclosing Party)

("Sign here")

(Print or type name of person signing)

Owner

(Print or type title of person signing)

Signed and sworn to before me on (date) July 15, 2015

at Chicago County, Illinois

Commission-expire:

**OFFICIAL SEAL - JENNIFER L ROCCO;**

NOTARY PUBLIC - STATE OF ILLINOIS - MY COMMISSION EXPIRES OCTOBER 6, 2016

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CITY OF CHICAGO ECONOMIC DISCLOSURE  
STATEMENT AND AFFIDAVIT  
APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as of the date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, the city treasurer or any city department head - as a 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: i.a.; if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party; if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5 percent ownership interest in the Disclosing Party. "Principal Officers" means the president, chief operating officer, chief executive officer, chief financial officer, treasurer or secretary of the 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?

I-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.

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Kaitin H. Powell 3648 S. Prairie Ave.

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

**BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION**

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

1. Pursuant to Municipal Code Section 2-154-010, is the Applicant or any Owner identified as a building code scofflaw or problem landlord pursuant to Section 2-92-416 of the Municipal Code?

[ ] Yes [x] No

2. If the Applicant is a legal entity publicly traded on any exchange, is any officer or director of the Applicant identified as a building code scofflaw or problem landlord pursuant to Section 2-92-416 of the Municipal Code?

☐ Yes

☐ No

☒ Not Applicable

3. If yes to (1) or (2) above, please identify below the name of the person or legal entity identified as a building code scofflaw or problem landlord and the address of the building or buildings to which the pertinent code violations apply.

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

CITY OF CHICAGO EDC ON OMIC DISCLOSURE  
STATEMENT AND AFFIDAVIT

SECTION I - GENERAL INFORMATION

A. Legal name of Disclosing Party submitting this EDS. Include d/b/a/ if applicable;

Mares. Powell

” ^ ” \_ \_

Check ONE of the following three boxes;

Indicate whether Disclosing Party submitting this EDS is: ☒ the Applicant OR

2. ☐ a legal entity holding a direct or indirect interest in the Applicant, State the legal name of the Applicant, in which Disclosing Party holds an interest: OR

3. ☐ a legal entity with a right of control (see Section 11.B. I.) State the legal name of the entity in which the Disclosing Party holds a right of control: \_ \_ /

B. Business address of Disclosing Party:-

” \_ \_ t

C. Telephone: 1

' Fax:

Email:

” , , mr \_

D. Name of Contact person: Man: Powell \_ \_

E. Federal Employer Identification No. (if you have one): - N/A „\_ „

F. lit-icf descnpton of contract, irctrisaction or other undertaking (referred to below as the " Matter') to which this EDS pertains, (.include project 'mimber and lm-ation of property, if applicable):

\_. ... Negotiated Sale at 3648 South -Prairie Ave... Chicago \_ \_ u

G. Which C-hy agency or depart menr is;requesting this EDS? Dept. of Planning and 'Development

ff the Matter is a contract being handled by-the City's Department of IVocurement Services, pfease complete the following;

Specification ft N/A and Contract P N/A m

Page I of L"J

## SECTION Q - DISCLOSURE OE OWNERSHIP INTERESTS A. NATURE OF

### DISCLOSING PARTY

1. Indicate the' nature pi ihe Disclosing Party:

|                                                                   |                                                                            |
|-------------------------------------------------------------------|----------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Person                        | <input type="checkbox"/> Limited HabiLity company                          |
| <input type="checkbox"/> Publicly registered business corporation | <input type="checkbox"/> Limited liability partnership                     |
| <input type="checkbox"/> Privately held, business corporation     | <input type="checkbox"/> Joint venture                                     |
| <input type="checkbox"/> Sole proprietorship                      | <input type="checkbox"/> Not-for-profitcorporation                         |
| <input type="checkbox"/> General partnership                      | <input type="checkbox"/> the not-for-profit corporation also a 501(c)(5))? |
| <input type="checkbox"/> Limited partnership                      | <input type="checkbox"/> Yes (1 No                                         |
| <input type="checkbox"/> Trust                                    | <input type="checkbox"/> Other (please specify)                            |

2. For legal entities, the state (or foreign country) of incorporauon or organization, if applicable:

NA .

•J.' For legal entities not organised in ihe Stale of Illinois: lias the organization .registered to do business in the State of Illinois as a foreign, entity?

j j Yes I [No 1XJN/A

!3. IF THE DISCLOSING PARTY IS A LEGaLENTITY;

1. LLsj below the full .names and tides of all executive officers and all directors of the entity. NOTE: For not-for-

profit corporations, also list below all members, if any, which are legal entities. If there are no such members/write "no members." For trusts, estates or other similar entities, list below the legal titleholder(s);

If the entity is a general partnership, limited partnership, limited liability company, limited liability partnership or joint venture, list below the name and title of each general partner, managing member, manager or any other person or entity that controls the day-to-day management of the Disclosing Party. NOTE: Each legal entity, listed below must submit an EDS on its own behalf.

Nana- Eitlf

NA

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

Page 2 of 13

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

| Name | Business-Address | Percentage interest in the<br>; Disclosing Party |
|------|------------------|--------------------------------------------------|
|------|------------------|--------------------------------------------------|

|   |   |         |
|---|---|---------|
| . | m | — ~ - - |
|---|---|---------|

## SECTION III - BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-3.56 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

☐ Yes

☒ No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(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, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

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

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

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Indicate whether Business retained anticipated Address to be retained)

| <b>Relationship to Disclosing Party</b> | <b>Fees (indicate whether</b>      |
|-----------------------------------------|------------------------------------|
| <b>(subcontractor, attorney,</b>        | <b>paid or estimated.) NOTE:</b>   |
| <b>lobbyist, etc.)</b>                  | <b>"hourly rate" or "t.b.d" is</b> |

not an acceptable response.

Kupiec & Assoc., 77 West Washington St. Ste. 1801, Chicago IL 60602 (Attorneys) \$7,000 (estimated

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

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

☐ Yes      ☒ No      ☐ No person directly or indirectly owns 10% or more of the Disclosing Party.

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

☐ Yes                      ☐ No

## B. FURTHER CERTIFICATIONS

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

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2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section TLB. 1. 0 f i his EDS:

- a. are not-presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
- b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged: guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification; or destruction of records; making false statements or receiving stolen property;
- c. are not presently indicted for or criminally or civilly charged by, a governmental entity (federal, state or local)-with committing any of the offenses set forth, in clause B.2.b- of this Section V;
- d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil lawsuit arising from or involving environmental violations, instituted by the City or by the federal, government, any state, or any other unit of local government,

3. The certifications in subparts 3, 4 and 5 concern:

- the Disclosing Party;
  - any "Contractor" (including 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

the operation 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 the Contractor, 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 officer, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents"),

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

- a. bribed or attempted, to bribe, or been convicted or adjudged, guilty, of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with- other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid at a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-32-610 ("Living Wage Ordinance).

A. Neither the Disclosing Party, Affiliated Entity or any of their employees/officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS. 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.

5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury, or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.

6. The Disclosing Party understands and shall comply with (1.) the applicable requirements of Chapter {Legislative Inspector General}, 2-56 (Inspector General) and 1-1 SS (Governmental Ethics) of the Municipal Code.

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

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

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

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

#### C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

☐ is ☒ is not

a "financial institution" as defined in Section 2-32-4SS(b) of the Municipal Code.

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

"We art-not and will not becomne.ciprcdaioi'y. lender as defined in .Chapter 2-3.2 ot the Municipal ■ Code. We'further pledge that noiieof o«r affiliates is, and none of-litem -wilfbecome, a predatory , lender as defined in Chapter 2-32 of the Municipal Code. We understand thai becoming a predatory lender or becoming an affiliate of a predatory lender .may result in tlie loss of the. privi lege of doing business with the Chy."

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

N/A

-

Page / of 13

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

#### D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

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

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

☐ Yes

☒ No

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

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

Does the Matter involve a City Property Sale?

☐ Yes ☐ No

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

| Name | Business Address | Nature of Interest |
|------|------------------|--------------------|
|------|------------------|--------------------|

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

#### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

Page 8 of 13

comply with these disclosure requirements <http://requirei.ne.ms> 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.

3. The disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investment 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 to the City and proceeds of debt obligations of the City are not federal funding.

#### A. CERTIFICATION REGARDING LOBBYING

List below the names of all persons or entities registered under the federal-Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary):

(if no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.)

it The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person, or entity listed in Paragraph A.J. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally funded Contract, making any federally funded loan or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

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

4. The Disclosing Party, certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities",

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

## B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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

Is the Disclosing Party the Applicant?

☐ Yes ☐ No

If "Yes" answer the three questions below;

1. Have you developed and do you have on file affirmative action, programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)

☐ Yes ☐ No

2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?

I; j Yes { J No

3. Have you participated in any previous conirdCis or subcontracts subjecuo'the equal opportunity clause?  
jjYes flNo

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

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

The Disclosing Party undejsiands and agrees that;

A." The certi fi cations, disclosures, a ad acknowledgments contain.^

Contract cir,ot!inr agreeei»eiu between die Applicant and the City in connection with the Matte, whether Proeuient, City assistance, or other City action, and are material-inducements to,die. City's execution of any contract or taking other action with respect lo the Matter The Disclosing Party understands that it must comply with all siatuics, ordinances, and regulations on, which this EDS is based.

B: The City's Governmental Kilties and Campaign Financing Qrdinan^s, CliapteTs 2-IDG and 2-164 of the Municipal Oxie, inj>ose cenain duties and obligations o« ixasons or entities seeking City contracts., work, business, or Uansactions. "Hie full text of these ordinances and a training program is available on line at'iYWW.cityofrhicfltn.com/RihicX'aiid/tfiay also be obtained from, the City's Board of Ethics, 740 N.

Sedgwick Sc, Suite 500, Chicago, 11 GOGlp, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

C. If the City determines that any information provided in til is EDS is false, incouiplete or inaccurate, any contract/orMother agreement in connection with which it is submitted, may be rescindtid or be void or voidable; andthe City may pursue any remedies under die contract or'sgrteiffcht (if not rescinded of void), at law, or in equity, including terminating the Disclosing' Party's participation in the Matter and/or declining io allow'the-Disclosing Party u> participate in other transactions with tin: City. Remedies at law for a false statement of material fact may include incarceration and-an award to die 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 oral! of die information provided on this EDS and any attachments to this EDS may be made available tothe public on the Internet, in resposeto a Freedom of Information Act request, or otherwise. By completing and signing this EDS. the Disclosing Party waives and releases any possible-lights or claims whicli it may have against the City in connection with the public release or information cowained ln this EDS and also authorizes the City to verify the accuracy' of any itrforwatia submitted iivthis EDS.

E: Tlie information provided in this CDS must be kept •current.' In the eventof diaiiges, the Disclosing Party uluSt supplement this EDS up to the time die City takes action on the Matter. If the Matter is a contract being bandied by .the; City \*s Department of P'rodwexnent 'Services; die Disclosing Party must update this EDS as the contract requires. NOTE; .With. resjH'Ct to Matters subject to Article f of Chapter 1-23 of the Mimicipa! Code (imposing PERMANENT

INELIGIBILITY for certain specified offenses), the information provided herein regarding-eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

Page 11 of 13

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

### RECERTIFICATION

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

This recertification is being submitted in connection with Negotiated Sale of 3648 South Prairie (Rear). Chicago. 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.

Mare S. Powell

Date:

(Print or type legal name of Disclosing Party) By:

(sign here)

Print or type name of signatory: Mare S. Powell

Title of signatory: Owner

Signed and sworn to before me on [date] at [location] [initials]

{Y\&11(L S . 'TpujRu , al COo^i County, <sup>4</sup>

n expires:

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Jj\_jl\_ .a ^L-O'v^

Notary Public.

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OFFICIAL SEAL AGNIESZKA T PLECKA NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES:04/23/16

F.I. 'flic Disclosing Party is' riot delinquent in ffecl payment of.aivy tax administered by the Illinois Department of Revenue; nor are. trie Disclosing Party t>r its. Affiliated Entities delinqueert in trying any fine,, fee, tax or other charge owed to the City. This includes, but is not limited to;.all. water charges, sewer charg.es <http://charg.es>, license fees, parking ti ckets, property taxes, or .sales' taxes..

R2. If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their, subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("RPLS") maintained by the U.S. General Services Administration.

E3; If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to Those in E1 and F.2. above and will not, without the prior, written consent of the City, St; any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or can not provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in E1, E2, or F-3- above, an explanatory statement must be attached to this EDS;

### CERTIFICATION

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

MarC S. POWell

(Print or type name of Disclosing Party)

By: MCWOM.

(Sign here)

Fvwell

(Print or type name of person signing)

Owner

(Print or type title of person signing)

Signed and sworn to before me on (date) \_\_\_\_\_

at \_\_\_\_\_ County, \_\_\_\_\_ State.

Notary Public.

V'; --7~T ^ " ■

Commission expires: \_\_\_\_\_

Page 1.2 of 3

OFFICIAL SEAL JENNIFER L. ROCCO

NOTARY PUBLIC STATE OF ILLINOIS COMMISSION EXPIRES OCTOBER 2016

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND  
AFFIDAVIT  
APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as of the date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, 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 11.B.Vs, if the Disclosing Party is a corporation; all members of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

I j Yes- [x] 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.

Marc S. Powell

S. Prairie Ave.

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

**BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION**

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

1. Pursuant to Municipal Code Section 2-154-010, is the Applicant or any Owner identified as a building code scofflaw or problem landlord pursuant to Section 2-92-416 of the Municipal Code?

☐ Yes ☒ No

2. If the Applicant is a legal entity publicly traded on any exchange, is any officer or director of the Applicant identified as a building code scofflaw or problem landlord pursuant to Section 2-92-416 of the Municipal Code?

☐ Yes

☐ No

☒ Not Applicable

3. If yes to (1) or (2) above, please identify below the name of the person or legal entity identified as a building code scofflaw or problem landlord and the address of the building or buildings to which the pertinent code violations apply.

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