

Office of the City Clerk

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

Legislation Details (With Text)

File #: R2015-571

Type: Resolution Status: Adopted

File created: 7/29/2015 In control: City Council

Final action: 9/24/2015

Title: Support of Class 6(b) tax incentive for property at 315-321 N Loomis St/324 N Ogden Ave

Sponsors: Burnett, Jr., Walter

Indexes: Class 6(b)

Attachments: 1. R2015-571.pdf

| Date | Ver. | Action By | Action | Result |
|-----------|------|---|---------------------|--------|
| 9/24/2015 | 1 | City Council | Adopted | Pass |
| 8/24/2015 | 1 | Committee on Economic, Capital and Technology Development | Recommended to Pass | Pass |
| 7/29/2015 | 1 | City Council | Referred | |

RESOLUTION CLASS 6(B) REAL ESTATE TAX INCENTIVE FOR THE BENEFIT OF REWL VENTURE, LLC, AN ILLINOIS LIMITED LIABILITY COMPANY, AND REAL ESTATE LOCATED GENERALLY AT 315-321 NORTH LOOMIS

STREET/324 NORTH OGDEN AVENUE IN CHICAGO,

ILLINOIS

PURSUANT TO COOK COUNTY, ILLINOIS REAL PROPERTY ASSESSMENT CLASSIFICATION ORDINANCE

WHEREAS, the Cook County Board of Commissioners has enacted the Cook County Real Property Assessment Classification Ordinance, as amended from time to time (the "Ordinance"), which provides for, among other things, real estate tax incentives to property owners who build, rehabilitate, enhance and occupy property which is located within Cook County and which is used primarily for industrial purposes; and

WHEREAS, the City of Chicago (the "City"), consistent with the Ordinance, wishes to induce industry to locate and expand in the City by supporting financial incentives in the form of property tax relief; and

WHEREAS, REWL Venture, LLC, an Illinois limited liability company (the "Applicant"), owns certain real estate located generally at 315-321 North Loomis Street/324 North Ogden Avenue, Chicago, Illinois 60607, as further described on Exhibit A hereto (the "Subject Property"); and

WHEREAS, the Applicant intends to lease and operate an approximately 21,000 square foot industrial facility located on the Subject Property; and

WHEREAS, Marilyn Miglin, LP, an Illinois limited partnership and EM Distribution, Inc., an Illinois corporation doing business as Beauty Overstock, will each, among others, lease a portion of the Subject Property; and

WHEREAS, the Applicant has filed with the Office of the Assessor of Cook County (the "Assessor") an

eligibility application for a Class 6(b) tax incentive under the Ordinance; and

WHEREAS, the Subject Property is located within (i) the City of Chicago Enterprise Zone No. 4 (created pursuant to the Illinois Enterprise Zone Act, 20 ILCS 665/1 et seq., as amended, and pursuant to an ordinance enacted by the City Council of the City, as amended), and (ii) the Kinzie Industrial Redevelopment Project Area (created pursuant to the Illinois Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11-74.4-1 et. seq., as amended, and pursuant to an ordinance enacted by the City Council ofthe City), and the purposes of the Enterprise Zones and Redevelopment Project Area are also to provide certain incentives in order to stimulate economic activity and to revitalize depressed areas; and

WHEREAS, it is the responsibility of the Assessor to determine that an application for a Class 6(b) classification or renewal of a Class 6(b) classification is eligible pursuant to the Ordinance; and

WHEREAS, the Ordinance requires that, in connection with the filing of a Class 6(b) eligibility application with the Assessor, the applicant must obtain from the municipality in which such real estate that is proposed for Class 6(b) designation is located a resolution expressly stating that the municipality has determined that the incentive provided by Class 6(b) is necessary for development to occur on such real estate and that the municipality supports and consents to the Class 6(b) classification by the Assessor; and

WHEREAS, the intended use of the Subject Property will provide significant present and future employment; and

WHEREAS, notwithstanding the Class 6(b) status of the Subject Property, the redevelopment and utilization thereof will generate significant new revenues to the City in the form of additional real estate taxes and other tax revenues; now therefore,

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

SECTION 1: That the City determines that the incentive provided by Class 6(b) is necessary for the development to occur on the Subject Property.

SECTION 2: That the City supports and consents to the Class 6(b) classification by the Assessor with respect to the Subject Property.

SECTION 3: That the Clerk of the City of Chicago is authorized to and shall send a certified copy of this resolution to the Office of the Cook County Assessor, Room 312, County Building, Chicago, Illinois 60602 and a certified copy of this resolution may be included with the Class 6(b) eligibility application filed with the Assessor by the Applicant, as applicant, in accordance with the Ordinance.

SECTION 4: That this resolution shall be effective immediately upon its passage and approval. /J / f

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EXHIBIT A

Legal Description of Subject Property:

PARCEL 1: LOTS 7, 8, 9, 10, AND 11 (EXCEPT THAT PART TAKEN FOR OGDEN AVENUE) IN BLOCK 6 IN UNION 2^{NU} ADDITION TO CHICAGO, BEING A SUBDIVISION OF PART OF THE SOUTHWEST % OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2: THAT PART OF LOT 6 (EXCEPT THAT PART TAKEN FOR WIDENING OF OGDEN AVENUE) LYING NORTH OF 15 FOOT DEDICATED ALLEY WHICH SAID DEDICATED ALLEY IS DESCRIBED AS THE SOUTH 15 FEET OF THE NORTH 46 FEET OF SAID LOT IN BLOCK 16, ALL IN UNION PARK SECOND ADDITION TO CHICAGO, BEING A SUBDIVISION OF THE SOUTHWEST % OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 3: THE WEST !/2 OF THE VACATED ALLEY LYING EAST AND ADJOINING LOTS 10 AND 11 AS LIES NORTHWESTERLY OF OGDEN AVENUE AS OPENED AND EAST AND ADJOINING EAST LINE OF LOT 9 AND WEST AND ADJOINING TO WESTERLY LINE OF THAT PART OF LOT 6 WHICH LIES SOUTH OF NORTH LINE OF LOT 9 PRODUCED EAST IN BLOCK 6, AFORESAID, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 4: ALL THAT PART OF LOT 5 LYING WESTERLY OF THE WESTERLY LINE OF OGDEN AVENUE AS NOW USED AND DESCRIBED AS FOLLOWS: ALL THAT PART OF NORTH OGDEN AVENUE LYING EAST OF THE EAST LINE OF LOT 6 AND SOUTH OF THE NORTH LINE OF LOT 6 PRODUCED EAST TO ITS INTERSECTION WITH THE WESTERLY LINE OF NORTH OGDEN AVENUE AS PRODUCED NORTHERLY FROM FULTON STREET AND WESTERLY OF LAST DESCRIBED LINE AS FIXED BY ORDINANCE FOR OPENING AND EXTENDING OGDEN AVENUE, ALL IN BLOCK 6 IN UNION PARK SECOND ADDITION TO CHICAGO, BEING A SUBDIVISION OF THE SOUTHWEST ¹A OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Permanent Real Estate Tax Index Numbers (PINS) for the Subject Property:

17-08-311-001-0000 002-0000 08-311-004-0000 0000

17-08-311-003-0000

17-08-311-17-

17-08-311-008-

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

<u>. - ..</u>

SECTION I -- GENERAL INFORMATION

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

A. REWL Venture. LLC

Check 0NE of the following three boxes:,

Indicate whether the DisclosingParty submitting this EDS is:

1. f£| the Applicant

OR

- 2. [] a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the
- 2. Applicant in which the Disclosing Party holds an interest:

OR

- 3. [] a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control:
- B. Business address of the Disclosing Party: 315 North T.onmis st-r^r, finit-o ?rtn Chicago, IL. 60607
- C. Telephone: (312) 943-3500 Fax: (312) 943-4737 Email:llndsav@miglinproperties.com

<mailto:llndsav@miglinproperties.com>

- D. Name of contact person: Duke Mtglin
- E. Federal Employer Identification No. (if you have one)
- F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable):

Class 6B Property Tax Incentive 315-321 N. Loomis Street/324 N. Ogden Ave., Chicago, IL.

G. Which City agency or department is requesting this EDS? Department of Planning & Development

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

Specification fi and Contract H

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|---|---|--|--|----------------------|
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| SECTION II - DIS | CLOSURE OF OWNERSHIP | INTERESTS | | |
| A. NATURE OF T | HE DISCLOSING PARTY | | | |
| []Person | | | L. Indicate the nature of the Discio | osing |
| = = | p ip | | | |
| [X] Limited liability [] Limited liability p []. Joint venture; [] Not-fpr-profitcqrp (Is the not-for-profit of [;] Yes [] Other (please spec | artnership pratipn corporation also a 501(e)(3))? [] No | | | |
| 2. For legal entiti | ies, the state (or foreign country | y) of incorporati | on or organization, if applicable: Illinois | |
| 3. For legal entir State of Illinois as a | _ | e of Illinois: H | as the organization registered to do business i | n the |
| [] Yes | [J No | ft N/A | | |
| B. IF THE DISCLO | SING PARTY IS A LEGAL E | NTITY: | | |
| profit corporations, a members." For trusts If the entity is a goventure, list below the | also list below all members, if a s, estates or other similar entities eneral partnership, limited partnership and title of each genera- to-day management of the Dis- | ny, which are lest, list below the nership, limited- al partner, manag | and all directors, of the entity. NOTE: For not-for egal entities. If there are no such members, write legal titleholder(s). liability company, limited liability partnership or ging member, manager or any other person or ent OTE: Each legal entity listed below must submit | "no joint tity |
| Name Title | | | | |
| | Miglin Properties . LLC | | Manager | |
| | Duke Mlglin | | Manager | |

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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,

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

Name
Business Address
Percentage Interest ih the
Disclosing Party

Mlglin Properties. LLC 315 M. Loomis Street, Chicago: IL, . 60607 . 68%
315; N. Loomls St.

Marilyn Mlglin... Trustee of ... Exepipt Martial TrtiBt Chicago, TjL .60607 3-2%

SECTIONTII -- BUSINESS RELATION SHIPS- WITH CITY ELECTED OFFICIALS

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

["] Yes [x] No

If yes, please identify below the name(s) of such City elected: official(s) and describe such relationship(s):

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking lo 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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| | |
| Name (indicate whether Busines | s retained or anticipated Address to be retained) |
| Finkel Martwick & Colso | · |
| Relationship to Disclosing Part | |
| (subcontractor, attorney,. | paid or estimated;) NOTE: |
| lobbyist, etc.) | "hourly rate" or "t.b.d." is not an acceptable response. |
| | Chtr.ago, TTfi(Vfir)l ArmrnRy j?liF),nnn (ptMmated) |
| | |
| | |
| | |
| (Add sheets if necessary) | |
| (J Check here if the Disclosin | gParty has not retained, nor expects tp retain, any suish persons or entities SECTION |
| V - CERTIFICATIONS | |
| A. COURT-ORDERED CHILD | SUPPORT COMPLIANCE |
| - | ion 2-92-415,, substantial owners of business entities that contract with the City their child support obligations throughout the contract's term. |
| • • | indirectly owns 10% or more of the Disclosing Party been declared in arrearage on any Illinois court of competent jurisdiction? |
| [] Yes fx] No | [j No person directly or indirectly owns i0% or more ofthe Disclosing Party. |
| If "Yes," has the person entered in compliance with that agreeme | into a court-approved agreement for payment of all support owed and is the person ent? |
| []Yes []No | |

B. FURTHER CERTIFICATIONS

1. Pursuant to Municipal Code Chapter 1-23, Article I ("Article I")(which the Applicant should consult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party submitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party certifies as follows: (i) neither the Applicant nor any controlling person is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit

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bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: IF Article 1 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 II.B.l. of this EDS:
 - a. arc not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of" the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively

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"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 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;
- 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 ofthe 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 ofIndustry and Security ofthe U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

 N/A

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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 EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none").

N/A - ... ; , • --j;;-

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, pleasealso 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 (check one)
- 1. [] is pq is not
- a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
 - 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

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

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

N/A ,

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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.

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 S | ection 2-156-110 of the M | Municipal Code: Does | any official of | or employee o | of the City | have a |
|---------|--------------------------|---------------------------|------------------------|-----------------|---------------|-------------|--------|
| financi | al interest in his or he | r own name or in the na | me of any other persor | n or entity in | the Matter? | | |
| (1) | Yes | (5CJ 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 PartE.

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 | [X] No |
|--------|--------|
| | |

3. If you checked "Yes" to Item D.l., 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 I. 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.

- X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and. all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
- 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from: slavery or slaveholder insurance policies. The Disclosing Party verifies that the following, constitutes full disclosure of all such . records; including the names of any and all slaves or slaveholders described in those records:

SECTION VI -- CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations ofthe City are not federal funding.

A. CERTIFICATION REGARDING LOBBYING

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

RlA

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.l. above for bis 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 gran! 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

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| occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.l. 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.l. 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? |
| H 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.) H 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? [X] Yes [] No |
| 3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause? []Yes [x]No |
| If you checked "No" to question I. 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 Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

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

- C. If the City determines that any infonnation provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 ofthe Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

Page U of 13

- F. 1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department pf Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes,
- F,2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities >yill 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 flie. Applicant, the Disclosing Party will obtain from any cPntractors/subcontractors hired

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or tp be hired in connection with, the Matter certifications equal in fbrrfi and-substance to thosein F.L and F.2. above, and'will :not_{i:} without the prior written consent of the City.'use any such contractor/subcontractor that does-nof prpyide such certifications or/that the Disciosing Party has reason to believe has not provided or cannot provide truthful certifications,

NOTE: If the Disclosing Party cannot certify as to any of the -items? in F.L, F;2.:dr 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.

REWL Venture. LLC (Print or JiypByiarne of Disclosing Party)

<u>Duke Mlglin</u> (Print or type name of person signing)

Manager
(Print or type title of person signing)
^klGOS^^

Notary Publi

<u>Commission expires:</u>,\<u>UJAC\</u> Page 12 of 13

Sigried and sworn to before me on (date) Qc^fOhlJT \ H | 1.X> 13

ilL (DOr4 County, "^lA'mO^ (state).

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

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

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

[] Yes [x] No

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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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 [)<jNo

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 |V) Not Applicable

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3. If yes to (I) 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 TS 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.

(DP NOT'SUBMJT THIS PAGE WITH YOUR EDS. The purpose of this page¹ 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.js beingiSubmitted in connection with ciaaa 6B Property Tax Incentive [identify theliiafter]. Under penalty of perjury, the persoasignihg below: (1 ^warrants that he/she is authorized,.to..execute this EDS recertificatiCn on bjehalf of,the DiscioslngiParty,.(2) •warrants that all ceriifi'ca'tions.aiid statements contained in the Disclo.singTparty's^origiria] EDS are uue, accurate and complete as ofthe datcfurnished to the City and continue to be true, accurate and complete as of the date of this recertification, arid (3) reaffirms its acknowledgments.

. REWL Ventura, LLC Date: June 1, 2015 (Print or type legal name of Disclosing Party)

Print or type name of signatory:

Duke Mlglin

Title of signatory: Manager

Signed and sworn to before me on [date] **\| \| k**lll-rv 1;. ?~Q 1 . by

 $. \ \S iMV \backslash fAAM.\pounds \ , \ C/gtrfVvtft \quad tOc \backslash t- \qquad \quad County, \qquad \quad S \ [state].$

*]/L{jU,{ \$/JJ1 €. C/J,t'f~tf^-^Notary Public.

Commission expires: Xil^j 7-Oj °] •

OFFICIAL SEAL MARLENA S CARTER Notary Public - Slats ot Illinois My Commission Expires Fed 13, 2010

Vci . II 01-OS

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I - GENERAL INFORMATION A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable: Marilyn Miglih, LP Check ONE of the following three boxes: Indioate whether the Disclosing Party submitting this EDS is: 1 > Applicant OR 2. [] a, legal entity holding a direct or indirect interest in the Applicant. State the legal name of the Applicant in which the Disclosing Party holds an interest: OR 3. [] a legal entity with a right of control (see Section ILB. 1.) State the legal name of the entity in which the Disclosing Party holds a right of control: B. Business address of the Disclosing Party: 321 North Loomis Street Chicago, IL. 60607 Fax: Email: C. Telephone: 342^43-3500 31?-?fifi-qi7n Dtike@mlglinproperties.com <mailto:Dtike@mlglinproperties.com> D. Name of contact person: Duke Miglin E. Federal Employer Identification No. (if you have one): F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable): Class-RR Property Tax Inremtiw for 31.5r32l.Nn dbJ-OOmis Slrftfit/3?4">http://31.5r32l.Nn>dbJ-OOmis Slrftfit/3?4 GgderxAVP.,. Chicago, IL. 60607 G. Which City agency or department is requesting this EDS? Department of Planning & Development

following:

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

Specification # and Contract #

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| Page I of 1.1 | |
| SECTION II DISCLOSURE OF OWNERS | HIP INTERESTS |
| A. NATURE OF THE DISCLOSING PARTY | 7 |
| 1. Indicate the nature of the Disclosing Pa [] Person [] Publicly registered business corporation [] Privately held business corporation [] Sole proprietorship [] General partnership [] Limited partnership [] Trust | [] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify) |
| For legal entities, the state (or foreign c | country) of incorporation or organization, if applicable: |
| Illinois | |
| 3. For legal entities not organized in the State of Illinois as a foreign entity? | tate of Illinois: Has the organization registered to do business in the |
| []Ycs []No [jJN/A | |
| B. IF THE DISCLOSING PARTY IS A LEGA | AL ENTITY: |
| profit corporations, also list below all members members." For trusts, estates or other similar e If the entity is a general partnership, limited venture, list below the name and title of each g | Il executive officers and all directors of the entity. NOTE: For not-fors, if any, which are legal entities. If there are no such members, write "no entities, list below the legal titleholder(s) partnership, limited liability company, limited liability partnership or joint general partner, managing member, manager or any other person or entity Disclosing Party. NOTE: Each legal entity listed below must submit an |
| Name Title | |
| Marilyn Miglin Inc. Marlena Egan | General Partner Vice President |
| - | |
| | |

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,

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

| Name | Business Address | Percentage Interest in the | , |
|-----------------------|--------------------------|-------------------------------|----------|
| | | Disclosing Party | |
| Marilyn Mlglin | 3?j: Nn^ | - 6S% | ; _ |
| <u>, Marlena Egan</u> | 321 North Loomis Street, | <u>Chicago^ IL. 60607 16%</u> | <u>.</u> |
| Duke. Migllri | 321 North Loomis Street, | Chicago, IL. 60607 16% | |

SECTION III * BUSINESS RELATIONSHIPS 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 pfficial in the 12 months before the date this EDS is signed?

[] Yes [jjNo

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature ofthe 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 cither ask the City whether disclosure is required or make the disclosure.

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(Add sheets if necessary)

[x| Check here if the Disclosing Party has not:retained, nor expects to retain, any such person? or entities.,

SECTION V t-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 terra.

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?

[JYes []No

B. FURTHER CERTIFICATIONS

1. Pursuant to Municipal Code Chapter 1-23, Article I ("Article I")(which the Applicant should consult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party submitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party certifies as follows: (i) neither the Applicant nor any controlling person is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article 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 II.B.1. of this EDS:
- a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
- b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state, antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; makingialse statements; of receiving stolen property;
- c. are not presently indicted fori or criminally or civilly charged by,, a. governmental entity (federal, state or local) with committing any of the offenses ,set forthih.clause B.2.b. of this Section V;
- d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
- 3, The certifications in subparts 3, 4 and 5 concern:
- the Disclosing Party;
- any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
- any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
- any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or pf any state or local government in the United States of America, in that officer's or employee's official Capacity;
- agreed or coiludedwith other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged: guilty of agreement or collusion among biddefs http://biddefs.br
 http://br>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 resulfof 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 5/3 3E-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 ofthe following lists maintained by the Office of Foreign Assets Control of U.S. Department of the Treasury or the Bureau of Industry and Security of U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons. List, the Univerified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

N/A

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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 anytime during the 12-month period preceding the execution date pf this. EDS, an employee, or elected or appointed official, of the Gity of Chicago (if none, indicate with "N/A" or "none"). N/A N/A |
| <u>. </u> |
| 9. To the best of tlie Disclosing Party 's knowledge after reasonable inquiry, the follow ing. is a complete list of all gift's that the Disclosing; Party has given ot caused to be given, at any time during the 12-month period preceding the execution dateofthis EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does hot include: (i), anything made generally available to City employees of 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 (check one) |
| 1. [] is [xl is not |
| a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code. |
| 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges: |
| "We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss ofthe 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): **UIA* |

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| | ord "None," or no response aping Party certified to the abov | pears on the lines above, it will be conclusively e statements. |
| D. CERTIFICATION RE | GARDING INTEREST IN C | ITY BUSINESS |
| Any words or terms that a when used in this Part D. | re defined in Chapter 2-156 o | f the Municipal Code have the same meanings |
| | | nicipal Code: Does any official or employee of the City name of any other person or entity in the Matter? |
| NOTE: If you Checked " Y proceed tp Part E. | Yes" to Item D.I., proceed to, | Items D.2. and D.3. If you checked "No" to Item D.L, |
| employee shall have a fina purchase, of any property t virtue of legal process at the | ncial interest in his or her own that (i), belongs; to the City, on the suit of the City (collectively | bidding, or otherwise permitted, no City elected official or n name or in the name of any other person or entity in the r (ii) is sold for taxes or assessments, or (iii) is sold by y, "City Property Sale"). Compensation for property taken onstitute a financial interest within the meaning of this |
| Does the Matter involve a | City Property Sale? | |
| []Yes | [] No | |
| <u> </u> | s" to Item D. 1., provide the nerest and identify the nature of | ames and business addresses of the City officials or f such interest: |
| Name | Business Address | Nature of Interest |
| | | |
| 4. The Disclosing Party City official or employee. | further certifies that no pro | shibited financial interest in the Matter will be acquired by any |

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either I. 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.

- _x 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
- 2. The Disclosing Party verifies that, as a result of conducting the search in. step 1 above,- the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that thefollowing; constitutes full disclosure of all such records, including the names of any and all slaves pr slaveholders described in those records:

SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED M ATTERS

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

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

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

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

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| - | arty will submit an updated certification at the end of each calendar quarter in which there atterially, affects the accuracy of the statements and information set forth in paragraphs A.l. and |
| Revenue Code' of 1986; | arty certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 will hot engage in "Lobbying; Activities". |
| substance to paragraphs Disclosing Party ntugt n | Party is the Applicant, the Disclosing Party must obtain certifications: equal'in form and A.l. through A.4. above from, all subcontractors before it awards any subcontract and the naintain ail such subcontractors' certifications for the duration of the Matter and must make such available to the City upon .request.: |
| B. CERTIFICATION R | EGARDING EQUAL EMPLOYMENT OPPORTUNITY |
| | funded, federal regulations require the Applicant and all proposed subcontractors to submit on with their bids or in writing at the outset of negotiations. |
| Is the Disclosing Party to | he Applicant? |
| []Yes | [] No |
| If "Yes," answer the thre | ee questions below: |
| Have you develoregulations? (See 41 CF) [JYes [JNo] | ped and do you have on file affirmative action programs pursuant to applicable federal R Part 60-2.) |
| · · · · · · · · · · · · · · · · · · · | ith the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Employment Opportunity Commission all reports due under the applicable filing requirements? [] No |
| 3. Have you particing | pated in any previous contracts or subcontracts subject to the equal opportunity |

[] Yes [] No

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

clause?

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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 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 alf statutesi ordinances, and regulations on which this ED.Sj is based.
- B. The City's Governmental Ethics and Campaigh. Finariciniary Ordinances, Chapter? 2-156 and 2-164 of the M unicipal Code, impose certain duties and obligations; on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available oft line at www.ciryofchicago.org/Ethics http://www.ciryofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 74,0 N.

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

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, aiid the City may pursue any remedies underthe contract or agreement (if not rescinded or void), at law, or in.equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article 1 of Chapter 1-23 ofthe Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.l. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City, This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities, will not use, nor permit.their subcontractors to use, any facility listed by the U.S. E.P.A, on the federal Excluded Parties List System ("EPLS") maintained by the U, S;:@e;neral Services Administration.
- F.3 If the Disclosing Party is the Applicant, the Disclosing Party-will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter-certifications equal in form and substance to those in F.l, and F.2; above 1 and will not, without the prior written consent of the City, use any such contractor/subcontractor that does,-not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

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

CERTIFICATION

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

 $\label{eq:marilyn Miglin, LP} \text{(Print or type name of Disclosing Party)} \\ By: & Yl \leq xdj^{A}. & CXtttY^{A} \text{ (Sign here)} \\ \\ & \text{Marlena Egan} \\ \text{(Print or type name of person signing)} \\$

Vice President (Print or type title of person signing)

Signed and sworn to before me on (date) $1 /^-2-f|S'|$ at C^cJC County, $Hll>qfl\ S$ (state).

Commission expires:

OFFICIAL SEAL Mv Commission, Expires Feb 13.* _

GITY 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-I54-0T5, the^^ pisclpsing Pax^ must disclose whether such Disclosing; Party

or any "Applicable Party^pr any Spouse orj^pmesfc^ a "familial relationship" with any elected city official or department head. A. "familiat relationship" exists if, as ofthe date this EDS is signed, the Disciosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related tp the mayor> any alderman, the city clerk, the city treasurer or any city department head as spouse or domestic partner or as any ofthe 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 JIB. La., 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 pf 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?

[1 Yes [J No

If yes, please identify below (I) 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.

NiA

| CITY OF CHI | | OMIC DISCI APPENDIX E | | E STAT | EMENT | AND Al | FFD3 | BAVIT | |
|---|--------------------------|---------------------------------|-------------------|-------------------|-------------------|-----------------|-----------|---------------|--|
| BUILDING CODE SCOFFLAW | //PROBLEM I | LANDLORD | CERTII | FICATIO | ON | | | | |
| This Appendix is to be completed ownership interestin the Applicant exceentity which" has pidy an indirect owner | eding 7,5 perce | ent, (an "Own | er"). It i | | | | | | |
| Pursuant to Municipal Code Sections scofflaw of problem landlord.pursuant. | | | | | | fied as a | build | dihgicode | |
| [JYes [XJNo | | | | | | | | | |
| 2. If the Applicant is a legal entity identified as a building code scoff | | | | | | | | | |
| [JYes | [JNo | [x] N | ot Appl | icable | | | | | |
| 3. If yes to (1) or (2) above, please id scofflaw or problem landlord and apply. FILLING OUT THIS APPENDIX | the address of | the building | or build | ings to v | which the | pertinen | nt cod | le violations | |
| THIS APPENDIX B IS INCORPORTS ASSOCIATED EDS, AND THAT SUBJECT TO THE CERTIFICAT ASSOCIATED EDS. | Г THE REPRE TION MADE | ESENTATIO | NS MAI IALTY (| DE IN T OF PER | HIS APP JURY O | ENDIX N PAGE | BAI | RE | |
| | | STATEM | ENT A | ND AFI | FIDAVIT | | | | |
| SECTION I - GENERAL INFORMAT | ION | | | | | | | | |
| A. Legal name of the Disclos | sing Party | submitting | this] | EDS. | Include | d/b/a/ | <u>if</u> | applicable: | |
| Marilyn Miglln, Trustee of Exempt M | <u> Marital Trust</u> | | | | | | | | |
| Check ONE of the following three boxe | es: | | | | | | | | |
| Indicate whether the- Disclosing Party s Applicant OR | submitting this | ,EDS is;-1. [] |] the | | | | | | |

%.. [% a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the Applicant in which the Disclosing Party holds an intjerest: RFW1 Venture I I C.

=

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|--|
| OR 3, [] a legal entity with a right of control (see Section II.E.L) State the legal name of the entity in which the Disclosing Party holds.a right of control: |
| B. Business address of the Disclosing Party: 315 North Loomis Street Chicago, IL. 60607 |
| C. Telephone: (312) 943-3500 Fax: (312) 943-4737 Email: lindsay@miglinproperties.corr <mailto:lindsay@miglinproperties.corr></mailto:lindsay@miglinproperties.corr> |
| D. Name of contact person: Duke Miglin |
| E. Federal Employer Identification No. (if you have one); |
| F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable): |
| Class 6B Property Tax Incentive 315-321 North Loomis Street/324 Ogden Ave., Chicago, IL. 60607 |
| G. Which City agency or department is requesting this EDS? Department of Planning & Development |
| If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following: |
| Specification # and Contract # |
| Page 1 of 13 |
| SECTION II - DISCLOSURE OF OWNERSHIP INTERESTS |
| A. NATURE OF THE DISCLOSING PARTY |
| 1. Indicate the nature of the Disclosing [] Person [] Publicly registered business corporation ["] Privately held business corporation (} Sole proprietorship [] General partnership [] Limited partnership [>jTrust |
| Party: [] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not -for-profit corporation also a 501(c)(3))? [] Yes []No [] Other (please specify) |

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

lilinois

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?

M N/A

B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:

1. List below the full names and titles of all executive officers and all directors Of the entity. NOTE: For not-for-profit corporations, also list below all members, if any, which are legal entities. If there are no such members, write "no members." For trusts, estates or other similar entities, list below the legal titleholder(s).

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

| Name Title | |
|----------------|--|
| Marilyn Miqlin | |

Trustee

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,

Page 2 of 13

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

Name Business Address Percentage Interest in the

Disclosing Party

Marilyn Mialin 32.1 North Loomis Street. Chicago. IL. 6Q607

:ffiQ%

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SECTION. III -t BUSINESS RELATIONSHIPS 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?

[]Yes (>J No:

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf ofany 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.

Page 3 of 13

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

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

paid or estimated.) NOTE: "hourly rate" or "t.b.d." is

not an acceptable.response.

(Add sheets; if necessary.)

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SECTION V -- CERTIFICATIONS

A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

Under Municipal Code Section 2-92-415, substantial owners pf 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 cPurt Pf competent jurisdiction?

[] Yes W No [] No person directly or indirectly owns 1,0% 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 [JNo

B. FURTHER CERTIFICATIONS

1, Pursuant to Municipal Code Chapter 1-23, Article I ("Article I")(which the Applicant should consult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party submitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party certifies as follows: (i) neither the Applicant nor any controlling.person is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article 1 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 1I.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date pf 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 pf federal'or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification ordestruction pf records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, pr criminalb/pr 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 ED Si 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 pf this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal pr civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of iocal government.
- 3. The certifications in subparts 3,4 and 5 concern:
- the Disclosing Party;
- any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
- any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
- any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Page 5 of 13

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 ofcprnpetitipn by agreement to bid a fixed price or otherwise; pr
- 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

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- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity pr Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of sta te or local government as a result pf 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 Pr 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 Bureau of Industry and Security of U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any ofthe above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

n/a :

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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-rhonth 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 "hone")...

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 misstatement, a "gift" dq.es http://dq.es 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 less¹ 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 - .. j :

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| | | |

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

[] is [x] is not

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

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

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

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

Page 7 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 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: D.'oes any Official pr employee of the City have a financial interest in his or her own name or in the name of any other person of entity in the Matter?

[J Yes [xj No

NOTE: If you checked "Yes" to Item D.l., proceed tp Items D.2. and D,3. If you checked "No" to Iteiri D.l., 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

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Part D.

Does the Matter involve a City Property Sale?

[]Yes []No

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

Name Business Address Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

Page 8 of 13

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 Disciosing 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.

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 ofthe City are not federal funding.

A. CERTIFICATION REGARDING LOBBYING

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|--|
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary): |
| (If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be |

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.l. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee ofany 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 ofany 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.

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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.l. and A.2. above.
- 4. The Disclosing Party certifies that either: (i) it. is riot an organization described in section 501(c)(4)-ofthe 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 arid 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.l. 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 of in writing at the outset of negotiations.

Is the Disclosing Party the Applicant?

[]Yes [JNo 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 (| Innortunity Co | mmission all r | eports due und | er the applicable | filing require | ments? |

Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements? []Yes [JNo

3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?

[] Yes [] No

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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 Applicant and the City iri connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations- on which this EDS is. based.

B-. The City's Governmental Ethics and Campaign Financing Ordinances[^] Chapters 2-156 and 2-164 ef the-Municipal Code, impose pertain 'duties[^] and pbligations pri persons or entities seeking City contracts, work, business; or transactions. The full text of these ordinances.and a training program is available on line at www.citvpfchicago.org/Ethics http://www.citvpfchicago.org/Ethics, and may also be obtained.from the City's Board of Ethics, 74.0 N.

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

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract of agreement (if not rescinded or void), at law, pr in equity, including terminating the D.isclPsing Party!s participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.

E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 ofthe Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 ofthe Municipal Code.

The Disclosing Parly represents and warrants that:

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- F_rl. 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 of other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use in or 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 cohtractors/subcoritfactorsliired or to be hired incOnflectfohwith the Matter certifications equal in. fornj and: substance to those In F, 1. and F;2. above and willjadt, without the prior written consent of the City, use -any siich cohtf actor/subcontractor thatdoes not provide such Certifications or that the Disclosing Party has reason to believe has not provided Or cannot provide truthful certifications.

NOTE; If the Disclosing Party cannot certify as to any of theorems in-F.l'., F.2. or F.3: above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this. EDS and Appendix A (if applicable) oh 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.

Marilyn Miglin. Trustee of Exempt Marital trust (Print or type name of Disclosing Party)

(Sign here Marilyn Miglin (Print or type name of person signing)

Trustee

(Print or type title of person signing)

Signed and sworn to before me on (date) at llllAlTK County, LoolL

OFFICIAL SEAL MARLENA 6 CARTER Notary Public - State of Illlno My Commission Expiros Fat) 13 ~hA\(\)

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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 hot fa 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 Disclosirig.Party or any "ApplicableParty" or any Spouse or Domestic Partner thereof currently has a "familial relatibhship" With any elected city official or department head. A "familial relationship" exists if, as ofthe 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, tlie 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 sistet, aunt or uncle, niece or nephew, grandparent, grandchild, father-in-laW, mother-inrlaw, 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 JIB. 1.a;, if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer^ treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes N 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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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

| 01110 | | APPENDE | X B | | | | | |
|---|---|--|--------------------------------------|-------------------------------|------------------------------|--------------|----------------------------|--------|
| BUILDING CODE SCO | OFFLAW/PROBLE | M LANDLO | RD CERTIFI | CATION | | | | |
| This Appendix is to be cownership interest in the Application entity which has only an indirect | cant exceeding 7.5 p | ercent (an "O | wner"). It is n | | | | | |
| Pursuant to Municipal C scofflaw or problem land | | | | | | s a b | ouilding cod | le |
| [JYes [x]No | | | | | | | | |
| 2. If the Applicant is a leg identified as a building of | | | | | | | | |
| [J Yes | [1 No | | [x] Not App | plicable | | | | |
| identified as a building of pertinent code violations FILLING OUT THIS AITHAT THIS APPENDE THE ASSOCIATED ED ARE SUBJECT TO THIS | s apply. PPENDIX B CONS' X B IS INCORPOR DS, AND THAT TH E CERTIFICATION | TITUTES AC ATED BY RI E REPRESEI | CKNOWLED EFERENCE I NTATIONS M | GMENT A NTO, AN MADE IN | AND AGI D MADE THIS AP | REE E A F | MENT PART OF, IDIX B | |
| OF THE ASSOCIATED | | TTY OF CHI | CAGO ECON | NOMIC DI | SCLOSU | JRE | | |
| | | STAT | TEMENT AN | D AFFIDA | AVIT | | | |
| SECTION I GENERAL INFO | ORMATION | | | | | | | |
| A. Legal name of the | Disclosing Party | submitting | this EDS. | Include | d/b/a/ | if : | applicable: | Miglir |
| Properties,, LLC | | | | | | | | |
| Check ONE of the following the | hree boxes: | | | | | | | |
| Indicate whether the Disclosing Applicant OR | g Party submitting tl | his EDSUs:; 1 | [.] the. | | | | | |

% fe] a legal entity holding a; direct or indirect interest in the Applicant. State the legal name of the Applicant in which the Disclosing Party holds an interest: REWL Venture,. LLC

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|--|
| OR 3. [] a legal entity with a right of Control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control: |
| B. Business address of the Disclosing Party: 315 North Loomis Street, Suite 200 Chicago, IL. 60607 |
| C. Telephone: n\?.\ q&^SOO Fax: ni?) Q4q-A7T7 Email: Unrisayflmtg.T.inpropertie ₃ .com |
| D. Name of contact person: Duke Miglin |
| E. Federal Employer Identification No. (if you have one): |
| F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable): |
| Clasa 6B Property Tax Incentive 315-321 North Loomis St./324 North-Qgden Ave |
| Chicago, IL. 60607 G. Which City agency or department is requesting this EDS'? Department of Planning & Development |
| If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following: |
| Specification ft and Contract // |
| Page I of 13 |
| SECTION II DISCLOSURE OF OWNERSHIP INTERESTS |
| A. NATURE OF THE DISCLOSING PARTY |
| 1. Indicate the nature ofthe Disclosing [] Person [] Publicly registered business corporation [] Privately held business corporation [] Sole proprietorship [] Genera 1. partnership [] Limited partnership t] Trust |
| Cc] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the noUfpr-profit.corporation also'a 501(c)(3))? |

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

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|------|----|------|--------|----------|---|

-HUnntfi ■ - ■■ :

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 pt]N/A

B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:

1. List below the full names and titles of all executive officers and all directors of the entity. NOTE: For not-for-profit corporations, also list below all members, if any, which are legal entities. If there are no such members, write "no members." For trusts, estates or other similar entities, list below the legal titleholder(s).

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

Name Title Duke Miglin

Manager

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,

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

| Name | Business Address | Percentage Interest in the Disclosing Party | |
|----------------|------------------|---|----|
| Marilvn Miglin | 315 North Loomis | St Chicago IL. 60607 33.33% | |
| Marlena Egan | 315 North Loomls | St., Chicago, IL. 60607 33,33 | ;응 |
| Duke Mlglin | 315 North Loomis | St., Chicago, IL. 60607 33.33% | |

SECTION III BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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|------|----|-----|--------|----------|---|
| | | | | | |

Has the Disclbsmg 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?

m No []Yes

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

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

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

paid or estimated;) NOTE: "hourly rate" or "t.b.d." is

not ah acceptable response.

(Add sheets if necessary)

[x] "Check here if the Disclosing Party has not retained, nor expects to retain, any such persons of entities.

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|--------------------|----------|---|
|--------------------|----------|---|

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 throughput the contract's term.

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

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

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- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified hi Section II.B. 1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - ,b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged; guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud;, embezzlement; theft; forgery; bribeify; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. at enpt presently indicted for, or criminally or civilly charged by, a governmental entity: (federal, state or local)

with committing any of the offenses set forth in clause B:.-2.b. of this Section V;

- d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
- 3. The certifications in subparts 3, 4 and 5 concern:
- the Disclosing Party;
- any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or. legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
- any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
- any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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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 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 pr attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee ofthe City, the State of Illinois, or any agency of the federal government pr 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 becn.a party tp any sucii agreement, pr been convicted of adjudged guilty of agreement or collusion arndrig bidders or pfospectiVfcbiyders, in restraint offeedorh of competition by agreement to bid a fixeipFicff pf otherwise;; or
- o. made an admission pf 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 Bureau of Industry and Security of U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any ofthe above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

N/A

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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 EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none").

9. To the best 6f thC'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~montfrperiod preceding the execution date of this EDS, to an employee, of elected or-apjjb'ih'ted 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 non.e, indicate with "N/A" of "none"). As to any gift listed below, please also list the name of the Cityrecipient:

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|-------------------------------|--|--|
| | | |

C. CERTIFICATION, OF STATUS AS FINANCIAL INSTITUTION

- 1. The Disclosing Party certifies that the Disclosing Party (check one)
- 1. [] is fc] is not

N/A

- a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
 - 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

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

If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary): N/A

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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 ceftified 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 2rl56-110 of the Municipal Code: Does any official or employee of the City have a financial interest in his of her own name or in the name of any other person or entity in the. Matter?

[JYes jXjNb

NOTE: If you checked "Yes" to Item D.1., proceed tp Items D.2. and D.3, If you checked "No" to Item D.1, proceedlp 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 (Hi) is sold by virtue of legal process at the suit ofthe 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

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|---------------------------------|--|---|
| Part D. | | |
| Does the Matter | involve a City Property Sale? | |
| [JYes ptJNo | | |
| • | cked "Yes" to Item D.l., provide the g such interest and identify the natu | e names and business addresses of the City officials or are of such interest: |
| Name | Business Address | Nature of Interest |
| 4. The Disclo | sing Party further certifies lhat no | prohibited financial interest in the Matter will be acquired by any |
| City official or en | | |
| E. CERTIFICAT | ION REGARDING SLAVERY ER | A BUSINESS |
| | either I. or 2. below. If the Disclosthis EDS all information required by | sing Party checks 2., the Disclosing Party must disclose below or in y paragraph 2. Failure to Page 8 of 13 |
| | | |
| comply with the Matter voidable | - | ke any contract entered into with the City in connection with the |
| and any and all p | predecessor entities regarding record | sing Party has searched any and all records of the Disclosing Party ds of investments or profits from slavery or slaveholder insurance policies issued to slaveholders that provided coverage for damage to |

2. The Disciosing Party verifies that, as a result of conducting the search in step 1 above.,: the Disc losing 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 slavesor slaveholders described in those records:

or injury or death of their slaves), arid the Disclosing Party has found http://found .no http://no such 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

| File #: R2015-571, Version: 1 | |
|---|------------------|
| are not federal funding. | |
| A. CERTIFICATION REGARDING LOBBYING | |
| 1. List below the names of all persons or entities registered under the federal Lobbying Disclosure A | ect of 10.05 who |

1 List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 19.95 who have made lobbying contacts on behalf of the Disclosing Party with, respect to the Matter: (Add sheets if necessary):

N/A

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

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

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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.l. 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.l. 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?

If "Yes," answer the three questions below:

| File a | #: R2 | 015-57° | 1, Ver | sion: | 1 |
|--------|--------------|---------|---------------|-------|---|
|--------|--------------|---------|---------------|-------|---|

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

[]Yes []No

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

 [] Yes

 [] No
- 3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?

[JYes [JNo

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 Applicant and the Gity in connection with the Matter, whether procurement, City assistance, or other. City action, and are material inducements to fhe-City's execution of any contract of taking, other action with respect to the Matter. The Disclosing Party understands that, it must comply with •all statutes; ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-L56 arid. 2ri.64 Of the Municipal Code; impose certain, duties and obligations on persons or entities seeking' City dohtfacfS, work, business, or transactions. The full text of these ordinances and a training program is available on line at wwvv.cityofchicaeo.org/Ethics http://wwvv.cityofchicaeo.org/Ethics. and may also be: obtained from the City's Board of Ethics, 740 N.

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

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

- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 ofthe Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants lhat:

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- F.l. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U, S. General Services Administration.
- F.3 If the Disciosing Party is-the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.L andF;2. above and will not, without'the prior writtenconsenttif the City, use any such contractor/subcontractor that does not provide such certifications or that the* Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party Cannot certify as to any of the items in F. 1., F.2. or F;3. above^an explanatory statement must be attached to this EDS,

CERTIFICATION

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

Miglin.Properties, LLC

(Sign here)

(Print or typeiiame of Disclosing Party)

Duke Miglin

(Print or type name of person signing)

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Manager (Print or type title of person signing)

Signed and sworn to before me on (date) lUtli^- \tau_t)0{< tOiAjU County, UtUAOiC (slate).

3-/13 In

ry Public.

Commission expires:

OFFICIAL SEAL MAHLENA8 CARTER Notary Public -SUIb of Illinois[^] Mv Commission Expires Feb ¹¹

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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 in the Applicant.

Under Municipal Code Spctibn:2-154-01.5, the Disclosing Party must disclose whether such Disclpsing-Party or any "Applicable Party" or any Spouse. or Dpmestic Partner thereof currently has a "familial relationship" with any elected city official of department head. A "familial relationship" exists if, as of the date this EDS is; signed, the Disclosing Party of any "Applicable Party" of any Spouse or Domestic Partner thereof is feiated 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 of nephew, grandparent, grandchild, father-in-law, mother -in-law, son-in-law, daughter-in-law, stepfathef pr 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 H.B;l.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 arid 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 die 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

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|---------|------------------------------|-----------------------------|---|
| "famili | al relationship" with an | elected city official or de | epartment head? |
| [J Y | Zes Zes | [x] No | |
| person | is connected; (3) the na | | f such person, (2) the name of the legal entity to which such l city official or department head to whom such person has a familial relationship. |
| | | | |
| | | | |
| | | Page 13 of | £13 |
| | | | |
| | CITY | | OMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B |
| | BUILDING CODE SC | OFFLAW/PROBLEM L | ANDLORD CERTIFICATION |
| owners | hipiinterest in the Appl | | e Applicant) and (b) any legalentiry which has a direct ent (an "Owner"). It is not to be completed by any legal entity plicant. |
| | | | is the Applicant or any Owner identified as a building code a 2-92-416 of the Municipal Code? |
| | [JYes LxJNo | | |
| | | | ed on any exchange, is any officer or director of the Applican landlord pursuant to Section 2-92-416 of the Municipal Code? |
| | [;] Yes | [] No | [x] Not Applicable |
| i | | code scofflaw or problen | e name of the person or legal entity n landlord and the address of the building or buildings towhich the |
| | | | |

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 ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable: Marilyn Miglin Inc.

Check ONE of the following three boxes:

Indicate whether the Disclosing Party submitting this EDS is:

1. [] the Applicant

OR

- 2. y a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the
- 2. Applicant in which the Disclosing Party holds an interest: Marilyn Mlglin, LP OR
- 3. [] a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control:
- B. Business address of the Disclosing Party: 321 North Loomis Street

Chicago, 1U5Q6Q7-

- C. Telephone: 312r94 3-3500 Fax: 312-266-9170 Email: Di.ike@mi9linpjopertiesxom
- D. Name of contact person: Duke, Miglin ...
- E. Federal Employer Identification No. (if you have one):
- F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable):

Clas_6BJgmpedyJ^xJriCentive for 315-32±.Morth Loomis-Street7324..Qgriftn Ave _

Chicago, IL. 60607

G. Which City agency or department is requesting this EDS? Department of Planning & Development

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

Specification it and Contract tl

Page 1 of 13

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

| A. NATURE OF THE DISCLOSING PARTY | <i>?</i> |
|--|---|
| Indicate the nature of the Disclosing Par Person Publicly registered business corporation Sole proprietorship General partnership Limited partnership Trust | [] Limited liability company [J Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [J Other (please specify) |
| 2. For legal entities, the state (or foreign cou | ntry) of incorporation or organization, if applicable: |
| Illinois | |
| 3. For legal entities not organized in the St State of Illinois as a foreign entity? | ate of Illinois: Has the organization registered to do business in the |
| [] Yes [] No | [jj N/A |
| B. IF THE DISCLOSING PARTY IS A LEGA | AL ENTITY: |
| profit corporations, also list below all members members." For trusts, estates or other similar e If the entity is a general partnership, limited venture, list below the name and title of each g | Il executive officers and all directors of the entity. NOTE: For not-fors, if any, which are legal entities. If there are no such members, write "no ntities, list below the legal titleholder(s). partnership, limited liability company, limited liability partnership or joint eneral partner, managing member, manager or any other person or entity e Disclosing Party. NOTE: Each legal entity listed below must submit an |
| Name Title Marilyn Miglin | President |
| Duke Miglin | Vice President |
| | |

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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% ofthe Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

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interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other

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similar entity. If none, state "None." NOTE: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

Name Business Address Percentage Interest in the

Disclosing Party

Marilyn Miglin 391 North I nnmis fitrflftt, Chicago, II . fiOfiO? 100%

SECTION III - BUSINESS RELATIONSHIPS 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?

[]Yes [jJNo

If yes, please identify .below the name(s) of such City elected official(s) and describe such relationship(s):

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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|---|----------------|---|--|
| retained or anticipated to be retained) | Address | (subcontractor, attorney, lobbyist, etc.) | paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response. |
| (Add sheets if necessary |) | | |
| [> <j check="" here="" if="" td="" the<=""><td>Disclosing</td><td>Party has not retained, nor</td><td>expects to retain, any such persons or entities.</td></j> | Disclosing | Party has not retained, nor | expects to retain, any such persons or entities. |
| SECTION V CERTIF | ICATIONS | | |
| A. COURT-ORDERED | CHILD SUI | PPORT COMPLIANCE | |
| _ | | 92-415, substantial owners of bus I support obligations throughout t | siness entities that contract with the City must the contract's term. |
| | | ectly owns 10% or more of the Dissis court of competent jurisdiction | isclosing Party been declared in arrearage on any n? |
| [] Yes N | | No person directly or indirectly or Disclosing Party. | owns 10% or more of the |
| If "Yes," has the person compliance with that agr | | a court-approved agreement for p | ayment of all support owed and is the person in |
| []Yes []No | | | |
| B. FURTHER CERTIFI | CATIONS | | |
| terms (e.g., "doing busine | ess") and lega | al requirements), if the Disclosing | ()(which the Applicant should consult for defined g Party submitting this EDS is the Applicant and is ows: (i) neither the Applicant nor any controlling |

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

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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 II.B.l. of this EDS:

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

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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 five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (I) 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 ofthe following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

N/A .

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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 EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none").

N/A

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|---------------------------|----------|---|

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 (check one)
- 1. [.1 is [x] is not
- a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
 - 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

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

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

MA

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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.

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?

| Γ | l Yes | W | No |
|---|-------|----|----|
| | res | VV | |

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NOTE: If you checked "Yes" to Item D.1., proceed to Items D.2. and D.3. If you checked "No" to Item D.L, 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 ofthe City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power docs 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.l., 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.

- _x 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.
- 2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:

SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

NOTE. If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.

A. CERTIFICATION REGARDING LOBBYING

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

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

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

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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.l. 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.l. 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.

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|-----------------------|--|--|
| | | |
| Is the Disclosing | Party the Applicant? | |
| []Yes []No If " | Yes," answer the three questions below: | |
| • | developed and do you have on file 41 CFR Part 60-2.) | affirmative action programs pursuant to applicable federa |
| • | | , the Director of the Office of Federal Contract Compliance sion all reports due under the applicable filing requirements? |
| 3. Have you p clause? | participated in any previous contracts or s | subcontracts subject to the equal opportunity |
| [] Yes | [] No | |
| If you checked "N | To" to question 1. or 2. above, please prov | vide 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 Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

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

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

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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 ofthe information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 ofthe Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants thai:

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- F. 1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parlies List System ("EPLS") maintained by the U.S. General Services Administration.
- F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F. 1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.l., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (I) 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.

(Sign here) Duke Miglin (Print or type name of person signing) File #: R2015-571, Version: 1

Vice President (Print or type title of person signing)

OFFICIAL SEAL MAFILENA S CARTER Notary Public - Stat« o1 Illinois Wv commission Expires Feb 13,2019

Signed and sworn to before me on (date)_

;lt CooK. County, Ulm.K (state).

Notary Public.

Commission expires:

"/////

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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 in the Applicant.

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

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

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|--|------------------------|--|
| Does the Disclosing Party or a "familial relationship" with an ele | | y" or any Spouse or Domestic Partner thereof currently have a department head? |
| [] Yes | [J No | |
| | le of the elected city | of such person, (2) the name of the legal entity to which such person of ficial or department head to whom such person has a familial al relationship. |
| NiA | | |
| | | |
| | | |
| | | |
| | | |
| | Page 13 | of 13 |
| | | |
| CITY OF | CHICAGO ECONO | MIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B |
| BUILDING CODE SCOF | FLAW/PROBLEM | LANDLORD CERTIFICATION |
| | nt exceeding 7.5 per | the Applicant, and (b) any legal entity which has a direct cent (an "Owner"). It is not to be completed by any legal in the Applicant. |
| | |), is the Applicant or any Owner identified as a building code on 2-92-416 of the Municipal Code? |
| []Yes [X]No | | |
| 11 | | aded on any exchange, is any officer or director of the Applicant em landlord pursuant to Section 2-92-416 of the Municipal Code? |
| [JYes | []No | [x J Not Applicable |
| | | the name of the person or legal entity identified as a building code of the building or buildings to which the pertinent code violations |

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 ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

| STATEMENT AND ATTDAVIT |
|---|
| SECTION I - GENERAL INFORMATION |
| A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable: |
| EM Distribution, Inc. d/b/a Beauty Overstock |
| Check ONE of the following three boxes: |
| Indicate whether the Disclosing Party submitting this EDS is: 1. [-jj 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 the Disclosing Party holds an interest: Or 3 [] a legal entity with a right of control (see Section ILB.1.) State the legal name of the entity in which the Disclosing Party holds a right of control: |
| B. Business address of tlie Disclosing Party: 321 North Loomis Street . |
| <u>Chicago. IL. 60607</u> <u>.</u> |
| C. Telephone: (312)943-2626 Fax: (312) 266-9170 Email: marlena@emdlstribution.com |
| <mailto:marlena@emdlstribution.com></mailto:marlena@emdlstribution.com> |
| D. Name of contact person: Marlena Egan |
| E. Federal Employer Identification No. (if you have one): |
| F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable): |
| Class 6B Property Tax Incentive 315-321 N. Loomis Street/324 N. Ogden Ave., Chicago, IL. 6060 |
| G. Which City agency or department is requesting this EDS? Department of Planning & Development |
| If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following: |
| Specification # and Contract # |

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| SECTION II DISCLOSURE OF OWNER | SHIP INTERESTS | |
|--|---|--|
| A. NATURE OF THE DISCLOSING PART | Y | |
| Indicate the nature pf the Disclosing P Person Publicly registered business corporation Privately held business corporation Sole proprietorship; General partnership; Limited partnership Trust | arty: [] [] [] [] [] (Is | |
| Limited liability company Limited liability particles Not-for-profit corporation the not-for-profit corporation also a 501(c)(3) f] Yes! [] No Other (please specify) | • | |
| ;2>, For legal entities, the state (pr foreign 3. For legal entities not organized in the S Illinois as a foreign entity? | | or organization, if applicable: Illinois anization registered to do business in the State of |
| (] Yes [] No | [] N/A | |
| B. IF THE DISCLOSING PARTY IS A LEG | GAL ENTITY: | |
| corporations, also list below all members, if a members." For trusts, estates or other similar If the entity is a general partnership, limite venture, list below the name and title of each | any, which are legal entities entities, list below the legal and partnership, limited liabit general partner, managing | |
| Name Title | | |
| Marlena Epan | President | |

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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% oTthe Disclosing Party. Examples of such an interest include shares in a

corporation, partnership interest in a partnership or joint venture,

Page 2 of 13

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

Name Business Address

Percentage Interest in the Disclosing Party

MarlenaEgan 321 North Loomis Street, Chicago, IL 60607 100%

SECTION III r- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

Has the Disclosing Party had a "business relationship," as defined in Chapter iM56 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[JYes [>]No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

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|----------------------------|---|---|
|----------------------------|---|---|

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Name (indicate whether retained or anticipated to be retained)

Relationship to Disclosing Party Fees, (indicate whether paid or estimated.) NOTE:

lobbyist, etc.)

retained or anticipated to be retained)

Relationship to Disclosing Party Fees, (indicate whether paid or estimated.) NOTE:

"hourly rate" or "t.b.d." is not an acceptable response.

(Add sheets if necessary)

Check here; if the Disclosing Party has not retained, nor expects to retain,, any such persons- of entities.

SECTION V - CERTIFICATIONS

A. COURTtORDERED CHILD SUPPORT COMPLIANCE,

Under. Municipal Code Section 2-92-415, substantial owners of business entities that contractwith 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 ofthe Disclosing Party been declared in arrearage on any child support obligations by any Illinois court of competent jurisdiction?

[] Yes [x] No [J 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 I")(which the Applicant should consult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party submitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party certifies as follows: (i) neither the Applicant nor any controlling person is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article J 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 II.B.l. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against; them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust, statutes; fraud; embezzlement;, theft; forgery; bribery;-falsification or destruction of records; making false statements; or receiving stolen property;
 - c. afC hot 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 dne or more public transactions (federal, state or local) terminated for cause or default; and
 - 'C', have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty; or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - '3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons pr 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").

yfv£

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 of attempted to bribe, of been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City,, the State of Illinois, dr 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 toariy such agreement, or been convicted or adjudged guilty of agreement or collusion among; bidders or prospective/bidders, in restfaint.Of freedom of competition by agr.eetn.ent http://agr.eetn.ent to bid, a fixed price or otherwise; or
- c. made art 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
 - 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 of 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-figging 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 of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing PaTty nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or. their successors: the Specially Designated Nationals List, the Denied Persons List, the Universified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

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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" of. "none"), N/A
- .?. To the best of the Disclosing Party's knowledge after reasonable inquiry, me 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: (j) anything made generally available, tp 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 (check one)
- 1. [] is bd is not
- a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
 - 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

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

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

N/A

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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.

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

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|--|---|--|
| Any words or terms when used in this Pa | | of the Municipal Code have the same meanings |
| | | unicipal Code.' Does, any official or employee of the City have me of any other person; or entity irithe Matter? |
| NOTE: If you check proceed to Part E. | xed "Yes" to Item D.1 .> proceed to | o Items D.2. and D.3. If you checked "No" to Item D.1.j |
| employee shall have purchase of any prop virtue of legal proce | e a financial interest in his or her or perty that (i) belongs, to the City, or ess at the suit of the City (collective | e bidding, or otherwise permitted, no City elected official or wn name or in the name of any other person of entity in the or (ii) is s.old for taxes of assessments, or (iii) is sold by ely, "City Property Sale"). Compensation for property taken constitute a financial interest within the meaning of this |
| Does the Matter inve | olve a City Property Sale? | |
| [] Yes | [] No | |
| | ed "Yes" to Item D.l., provide the and identify the nature of such int | names and business addresses of the City officials or employees erest: |
| Name | Business Address | Nature of Interest |
| 4. The Disclosing City official or empl | | rohibited financial interest in the Matter will be acquired by an |
| E. CERTIFICATION | N REGARDING SLAVERY ERA | BUSINESS |
| | er 1. or 2. below. If the Disclosing EDS all information required by | ng Party checks 2., the Disclosing Party must disclose below or in paragraph 2. Failure to Page 8 of 13 |
| comply with these of the Matter voidable | _ | any contract entered into with the City in connection with |

_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 of 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 abpye;.:ih.e Disclosing Party has found records, of investments or profits from slavery or slaveholder insurance policies. The Disclosing, Party verifies that the following constitutes full disclosure, of all such records, including the names of any and all slaves or slaveholders described in those records:

SECTION VI -- CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.

A. CERTIFICATION REGARDING LOBBYING

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

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.l. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee ofany 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 ofany 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.

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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 iii paragraphs A.l. 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; pr (ii) it is an organization described in section 50.1(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

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|--------------------|----------|---|
| | | |

substance to paragraphs AX through A.4.,above from all subcontractors before; it.awards any subcontract and the Disclosing Party must maintain' all such subcontractors' certifications ¹ forthe duration of the Matter and must make such certifications promptly available to the City upon request.

EL 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.

| the following information | with their bids or in writing at the outset of negotiations. |
|--|---|
| Is the Disclosing Party the | Applicant? |
| □ Yes []No If "Yes," ans | swer the three questions below: |
| 1. Have you developed regulations? (See 41 CFR F | d and do you have on file affirmative action programs pursuant to applicable federal eart 60-2.) [] No |
| • | the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance ployment Opportunity Commission all reports due under the applicable filing requirements? [] No |
| Have you participate clause? []Yes []No | ed in any previous contracts or subcontracts subject to the equal opportunity |

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 Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City.!? execution of any contract or taking other action with respect to the Matter. The Disclosing Parly understands that it must comply with all statutes j ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 arid 2-164 of the Municipal Code;, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full textof these ordinances and a. training.program is available on line at "http://www.cityofchicaKo.org/Ethics">http://www.cityofchicaKo.org/Ethics, and may also be obtained from the. City's Board

of Ethics, 740 N.

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

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to, the City of treble, damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 ofthe Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

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- F.l. 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 hot limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F,2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use;,nor permit their subcontractors to use, any facility listed by the U.S..E.P.A. on the federal:Excluded Parties List System ("EPLS") maintained by. the U, S. General Services Administration.
- F.3 If the Disclosing Party is the Applicant, the, Disclosing Party will bbtain .frpm.any con&actors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those- in F. 1 ..and F.2. above and wilfnot, without the prior written consent of the City, use anyisuch contractor/subcontractor that does not provide such certifications ortbatthe disclosing Pa.rty'has reason to believe'has not provided or cannot provide truthfulcertifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.I., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

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

EM Dlstrlbutlpn. Inc. d/b/a Beauty Overstock (Print or type name of Disclosing Party)

(Sign here) Marlena Egan

By: ~)T)0ji&JM>^

(Print or type name of person signing)

President

(Print or type title of person signing)

Signed and sworn to before me on (date) T ($1^-1/|S^-|$

at CvfluV) County, (if $t[\wedge <?| \sim _(state)$.

Commission expires:

OFFICIAL SEAL MARLENA S CARTER Notary Public - Stats of Illinois My Commission Enplros Fob 13,2019

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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 9direct 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;

Upder Municipal Codc:SeCtiph 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any

"Applicable Party'* prany Spouse or Domestic Partner thereof currently has a "familial relaubnship" with anyelected city official or department head. A "familial relationship" exists if, as of me date this-BDS is signed, the Disclosing Party of any "Applicable Party" or any Spouse or Domestic Partner thereofis-related tp the mayor, any alderman, the city clerk; the city treasurer or any city department head as spouse or domestic partner or as any pf 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-iri-law, daughter-nvlaw, stepfatlier or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

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

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

[JYes [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.

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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 adirect ownersjnp interest in the Applicant exceeding 7.5 percent (an "Owner"). It is noCtd beicbihpleted by any legal entity which has orily'an indirectbThfte^hip-1.n1^^^|-i the Applicant.

1. Pursuarit 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 2-92-4T6 of the. Municipal Code?

[JYes [x]No

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

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|-------------------------------|-------|--------------------|--|--|--|
| {]Yes | []No | [x] 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.