

## Office of the City Clerk

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

### Legislation Details (With Text)

File #: 02020-3718

Type: Ordinance Status: Introduced

File created: 7/22/2020 In control: Committee on Zoning, Landmarks and Building

Standards

Final action:

Title: Zoning Reclassification Map No. 1-E at 400-418 E Grand Ave, 529-549 N McClurg Ct and 401-429 E

Ohio St - App No. 20443

Sponsors: Misc. Transmittal Indexes: Map No. 1-F

**Attachments:** 1. O2020-3718.pdf

Date	Ver.	Action By	Action	Result
7/22/2020	1	City Council	Referred	

#### **ORDINANCE**

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

SECTION 1: That Title 17 of the Municipal Code of Chicago, Chicago Zoning Ordinance be amended by changing all the Residential Business Planned Development No. 1188 symbols and indications as shown on Map No. 1-E in the area bounded by:

East Ohio Street; a line 293.14 feet east of and parallel to North McClurg Court, a line 109.02 feet south of and parallel to East Ohio Street, a line 192.73 feet east of and parallel to North McClurg Court; East Grand Avenue; and North McClurg Court,

to those of Residential Business Planned Development 1188, as amended, which is hereby established in the area described, subject to such use and bulk regulations as are set forth in the Plan of Development attached herewith and made a part thereof and to no others.

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SECTION 2: This ordinance shall take effect upon its passage and due publication.

Address: 400-18 E. Grand Ave; 529-49 N. McClurg Ct, and 401-429 E. Ohio St.

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RESIDENTIAL BUSINESS PLANNED DEVELOPMENT NO. 1188, AS AMENDED

- 1. The area delineated herein as a residential business planned development consists of properly commonly known as 400 418 East Grand Avenue: 529 549 North McClurg Court, and 401- 429 East Ohio Street. The property consists of a net site area of 51,886 square feet (1.19 acres), ihe property is owned or controlled by the Applicant, 423 East Ohio LLC (referred to herein as "Applicant").
- 2 All applicable official reviews, approvals or permits are required to be obtained by the Applicant or its successors, assignees or grantees. Any dedication or vacation of streets or alleys, or easements, or adjustments of right-of-way, or consolidation or resubdivision of parcels, shall require a separate submittal on behalf of the Applicant or its successors, assignees, or grantees and approval by the City Council.
  - 3. The requirements obligations and conditions contained within this planned development shall be binding upon the Applicant its successors and assigns and if different than the Applicant, the legal titleholders and any ground lessors, All rights granted hereunder to the Applicant stall inure to the benefit of the Applicant's successors and assigns and, if different than the Applicant, the legal titleholder and any ground lessors. Furthermore, pursuant to the requirements of Section 17-8-0400 of the Chicago Zoning Ordinance, the property, at the time of application for amendments, modifications or changes (administrative legislative or otherwise) to this planned development are made shall be under single ownership or designated control. Single designates control is defined in Section 17-8-0400 ofthe Zoning Ordinance.
- 4. This plan of development consists of eighteen (18) statements, Bulk Regulations Data Table an Existing Zoning Map, an Existing Land-Use Map. a Planned Development Boundary and Property Line Map, and a Site Plan, Landscape Plans, Section Plan and Building Elevations prepared by Solomon Cordwell Buenz dated July 22, 2020. Full size sets of the Site Plan, Landscape Plan and Building Elevations are on file with the Department of Planning and Development. In any instance where a provision of this planned development conflicts with the Chicago Building Code, the Building Code shalt control. This planned development conforms to the intent and purpose of the Zoning Ordinance, and all requirements thereto and satisfies the established criteria for approval as a planned development. In case of a conflict between the terms of this planned development ordinance and the Zoning Ordnance, this planned

development ordinance shall control.

5. The following uses shall be permitted within the area herein delineated as the residential business planned development: multi-unit residential

Applicant: 423 East Ohio LLC

Address: 400-18 E. Grand Ave., 529-49 N. McClurg Ct., and 401 -429 E. Ohio St.

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dwelling units are permitted on the ground floor and above the ground floor, retail sales (general), commercial, office, medical service, a maximum of 290 accessory parking spaces and related uses and services and all uses permitted in the DX Downtown Mixed-Use District. The following uses shall be prohibited undertaking entertainment cabaret, uses permitted under the vehicle sales and service, and industrial uses.

- 6. On-premises signs and temporary signs, such as construction and marketing signs, shall be permitted within the planned development subject to the review and approval of the Department of Planning and Development. Off premise signs are prohibited within the boundary of the planned development.
- 7. Ingress and egress shall be subject to the review and approval of the Departments of Planning and Development and Transportation. Closure of all or part of any public streets or alleys during demolition or construction shall be subject to the review and approval of the Department of Transportation. All work proposed in the public way must be designed and constructed in accordance with the Department of Transportation Construction Standards for Work in the Public Way and in compliance with the Municipal Code.
- 8. For the purposes of height measurement, the definition in the Zoning

Ordinance she apply. The height of any building shall also be subject to

height limitations if any established by the Federal Aviation Administration.

- 9. For purposes of Floor Area Ratio ("FAR") calculations, the definitions in the Zoning Ordinance shalt apply.
- 10. The Applicant wilt comply with Rules and Regulations for the Maintenance of Stockpiles promulgated by the Commissioner of Streets and Sanitation, the Commissioner of the Environment and the Commissioner of Buildings under Section 13-32-125 of the Municipal Code or any other provision of that Code.
- 11. Upon review and determination, Part II Review, pursuant to Section 17-13-0610 ofthe Zoning Ordinance, a Part II Review Fee shalt be assessed by the Department of Planning and Development. The fee, as determined by staff at the time, is final and binding on the Applicant and must be paid to the Department of Revenue prior to the issuance of any Part It Approval.
- 12. The improvements on the property shall be designed, installed and maintained in substantial conformance with the Site Plan, Landscape Plan and Building Elevations and in accordance with the parkway tree provisions of the Zoning Ordinance and corresponding regulations and guidelines. Notwithstanding any statement to the contrary, this planned development shall be subject to the provisions of Chapter 17-11 of the Zoning Ordinance governing landscaping and screening. In any instance where a provision of this planned development conflicts with landscape and screening provisions of the Zoning Ordinance, the Zoning Ordinance shall control. Nothing in this

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planned development is intended to waive the applicability of the landscape and screening provisions ofthe Zoning Ordinance.

- 13. The terms and conditions of this planned development ordinance may be modified administratively pursuant to Section 17-13-0611-A ofthe Zoning Ordinance by the Zoning Administrator, upon the application for such a modification by the Applicant, its successors and assigns and if different than the Applicant, the legal titleholders and any ground lessors.
- 14. The Applicant acknowledges that it is in the public interest to design, construct, renovate and maintain all buildings in a manner that provides healthier indoor environments, reduces operating costs and conserves energy and natural resources. The Applicant shall construct the building under the Leadership in Energy and Environmental Design ("LEED") Green Building Rating System. The Applicant shall provide a vegetated ("green') roof of fifty percent (50%) of the building's net roof area in the amount of 22,674 square feet. "Net roof area is defined as total roof area minus any required perimeter setbacks, roof top structures, and roof-mounted equipment.
- 15. The Applicant acknowledges that it is in the public interest to design, construct and maintain the project in a manner which promotes, enables, and maximizes universal access throughout the property. Plans for all buildings and improvements on the property shall be reviewed and approved by the Mayor's Office for People with Disabilities ("ADM") to ensure compliance with all applicable laws and regulations related to access for persons with disabilities and to promote the highest standard of accessibility, No approvals shalt be granted pursuant to Section 17-13-0610 of the Zoning Ordinance until the Director of MOPD has approved detailed construction drawings for each building or improvement.
  - 16. Pursuant to the Affordable Requirements Ordinance of the Municipal Code, Title 2, Chapter 2-45-110, et seq. (ARO), the Applicant seeks to rezone the site from the DX-12 District to a residential business planned development district permitting a residential development within the planned development. The Applicant hereby acknowledges that the ARO requires that at least 10 percent of the housing units approved in the Part II Review must be affordable units or a cash payment must be made to the City of Chicago Affordable Housing Opportunity Fund in accordance with Section 2-45-110(d)(ii). In such case, prior to the issuance of any approvals pursuant to Section 17-13-0810 of the Municipal Code of Chicago, the Applicant must enter into an Affordable Housing Agreement with the Department of Planning and Development. Prior to the issuance of building permits for any residential housing project developed as part of this planned development, the developer must make a payment-in-lieu or, if providing affordable units, must record a lien, regulatory agreement, or similar instrument, in a format required by the Law Department, against the land comprising the planned development or residential housing project, in accordance with Section 2-45-110(1)(2). The Applicant must comply with

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alt of the applicable sections of the Affordable Requirements Ordinance which sections are hereby incorporated into this planned development.

17. The Applicant acknowledges that it is the policy of the City to maximize opportunities for Minority and Women-owned Business Enterprises ("M/WBEs") and city residents to compete for contracts and jobs on construction projects approved through the planned development process. To assist the city in promoting and tracking such M/WBE and city resident participation, an applicant for planned development approval shall provide information at three points in the city approval process. First, the applicant must submit to DPD, as part of its application for planned development approval, an M/WBE Participation Proposal. The MAVBE Participation Proposal must identify the applicant's goals for participation of certified M/WBE firms in the design, engineering and construction of the project, and of city residents in the construction work. The city

encourages goals of (i) 26% MBE and 6% WBE participation (measured against the total construction budget for the project or any phase thereof), and (ii) 50% city resident hiring (measured against the total construction work hours for the project or any phase thereof). The M/WBE Participation Proposal must include a description of the Applicant's proposed outreach plan designed to inform M/WBEs and city residents of job and contracting opportunities. Second, at the time of the Applicant's submission for Part II permit review for the project or any phase thereof, the Applicant must submit to DPD (a) updates (if any) to the Applicant's preliminary outreach plan, (b) a description of the Applicant's outreach efforts and evidence of such outreach, including, without limitation, copies of certified letters to M/WBE contractor associations and the ward office of the alderman in which the project is located and receipts thereof; (c) responses to the Applicant's outreach efforts, and (d) updates (if any) to the applicant's M/WBE and city resident participation goals. Third, prior to issuance of a Certificate of Occupancy for the project or any phase thereof, the Applicant must provide DPD with the actual level of M/WBE and city resident participation in the project or any phase thereof, and evidence of such participation. In addition to the forgoing, DPD may request such additional information as the department determines may be necessary or useful in evaluating the extent to which M/WBEs and city residents are informed of and utilized in planned development projects. All such information will be provided in a form acceptable to the Zoning Administrator. DPD will report the data it collects regarding projected and actual employment of M/WBEs and city residents in planned development projects twice yearly to the Chicago Plan Commission and annually to the Chicago City Council and the Mayor.

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18. Unless substantial construction has commenced within six (6) years following adoption of this planned development and unless completion is thereafter diligently pursued, then this planned development shall expire. If this planned development expires under the provisions of this section, then the zoning of the property within the planned development shall automatically convert to that of the DX-12 Downtown Mixed-Use District.

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# Residential-Business Planned Development No. 1188 Bulk Regulations And Data Table

Gross Site Area.

(Gross Site Area = Area in Public Right of way + Net Site Area)

Area in Public Right of Way:

Net Site Area:

Maximum Floor Area Ratio (FAR):

Maximum Percentage of Land Coverage:

Maximum Number of Units Maximun number of Dwelling Units Maximum number of Efficiency Units

Minimum Number of Off-Street Parking Spaces:

Minimum Number of Bike Parking Spaces

Minimum Periphery Setbacks: Maximum Building Height

Minimum Number of Off-Street Loading Berths

80,205 square feet (1.84 acres) 28,319 square feet (0.65 acres) 51,886 square feet (1.19 acres) 12.00

Per Site Plan 544 units

441 Dwelling Units 103 Efficiency Units 290

50 spaces Per Site Plan

457 feet 6 inches (plus 28 feel, 6 inches for mechanical penthouse, roof mechanical units, roof access stairs and similar appurtenances)

4 (10 feet x 25 feet) spaces

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#### **EXISTING ZONING MAP**

PD EXHIBITS -(k. 423 East Ohio LLC  $^4$  400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020 Plan Commission TBD

<- ONTARIO STREET

OHIO STREET ->

<u>i r</u>

PROPERTY LINE

PLANNED DEVELOPMENT DOUNDARY 325 25' ,B9Z' 300 06'

## 

### PLANNED DEVELOPMENT BOUNDARY & PROPERTY LINE

PD EXHIBITS 423 East Ohio LLC
400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

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<- ONTARIO STREET

SURFACE PARKING

PARKING/ COMMERCIAL

OHIO STREET ->

F

RESIDENTIAL

PARKING/ COMMERCIAL

PROPERTY LINE

LIND TM!. AT BOU NAI

<r GRAND AVENUE

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{\overset{\circ}{\underset{3}{\circ}}}{\overset{\circ}{\underset{3}{\circ}}}{\overset{\circ}{\underset{3}{\circ}}} ILLINOIS STREET ->
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### **EXISTING LAND USE MAP**

PD EXHIBITS ZjTx 423 East Ohio LLC ^ 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

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 $\label{eq:localization} $$ \ \ ' \ Al" CI FAR SIDEWA\L-yvfc $$ \ \ ' \ 1-TST PARKWAY \ j.fa. $$ \ \3?S \ ?S_{1}:P\_ANNED DEVELOPMENT goJNDAHYj $$ ', iii/?$ 

#### SITE PLAN

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020
Plan Commission TBD
MARMO MAPLE TREE WITH SHRUBS AND PERENNIALS BELOW
MAR MO MAPLE TREE WITH SHRUBS AND PERENNIALS BELOW

#### LANDSCAPE PLAN

PD EXHIBITS Ax 423 East Ohio LLC ^ 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

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#### **BUILDING ELEVATION - NORTH**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

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#### **BUILDING ELEVATION - EAST**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

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#### **BUILDING ELEVATION - SOUTH**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

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#### **BUILDING ELEVATION - WEST**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

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#### **ENLARGED BUILDING ELEVATION - NORTH**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

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ft, LEVEL 2 \* EL 20'-9

OPERABLE TRANSOM WINDOW -

RESIDENTIAL UNIT



#### **BUILDING SECTION**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

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#### **CONFIRMATION OF AUTHORITY**

#### TO WHOM IT MAY CONCERN:

The undersigned, 545 Investors LLC, is the property owner of the property commonly known as 545 N. McClurg Court in, Chicago, Illinois, hereby confirms that the Zoning Applicant, 423 East Ohio LLC is authorized by the undersigned to file an Application for Amendment to the Chicago Zoning Ordinance concerning Residential Business Planned Development No. 1188 and the above-described property.

Dated this 23 day of /W'\.2020.

#### 545 Investors LLC

^36r rA ^0 v ^ Ву;

Title: 0?

CONFIRMATION OF AUTHORITY

TO WHOM IT MAY CONCERN:

The undersigned, JPMorgan Chase Bank, National Association, is the property owner of the

property commonly known as 549 N. McClurg Court in, Chicago, Illinois, hereby confirms that the Zoning

Applicant, 423 East Ohio LLC is authorized by the undersigned to file an Application for Amendment to the

Chicago Zoning Ordinance concerning Residential Business Planned Development No. 1188 and the above-

described property in accordance with the Planned Development Amendment application attached hereto and

incorporated herein as Exhibit A.

Dated this £ day of -Aul

JPMorgan Chase, National Association

Title: 0

52901686;!

**EXHIBIT A** 

CITY OF CHICAGO

# APPLICATION FOR AN AMENDMENT TO THE CHICAGO ZONING ORDINANCE

ADDRESS of the property Applicant is seeking to rezone:

400-18 E. Grand Ave., 529-49 N. McClurg Ct., and 401-429 E Ohio St.

Ward Number that property is located in: 42nd Ward

APPLICANT 423 East Ohio LLC c/o Golub and Company

ADDRESS 625 N. Michigan Ave., Suite 2000 CITY Chicago

STATEJL ZIP CODE 60611 PHONE 312-400-8701

EMAIL lgolub@goco.com <mailto:lgolub@goco.com>

**CONTACT PERSON** 

Lee Golub

Is the applicant the owner of the property? YES XX

NO

If the applicant is not the owner of the property, please provide the following information regarding the owner and attach written authorization from the owner allowing the application to proceed.

OWNER See, attached list of owners

ADDRESS CITY

STATE ZIP CODE PHONE

EMAIL CONTACT PERSON

If the Applicant/Owner of the property has obtained a lawyer as their representative for the rezoning, please provide the following information:

ATTORNEY John J. George / Chris A. Leach

ADDRESS Akerman LLP, 71 South Wacker Drive, 47th Floor

CITY Chicago STATE \_JL ZIP CODE 60606

312-870-8022

jack.george@akerman.com <mailto:jack.george@akerman.com>PHONE 312-870-8023 FAX 312-424-1956
EMAILchris.leach@akerman.com <mailto:EMAILchris.leach@akerman.com>

If the applicant is a legal entity (Corporation, LLC, Partnership, etc.) please provide the names of all owners as disclosed on the Economic Disclosure Statements. Diversified Streeterville, LLC, Golub/WI Ohio/McClurg LLC, Golub Ohio/McClurg Investors LLC,

Golub Realty Partner IV LLC

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On what date did the owner acquire legal title to the subject property? August 24, 2015

Has the present owner previously rezoned this property? If yes, when?

#### Proposed Zoning District PD 1188 as amended

- 10. Lot size in square feet (or dimensions) 51,894 sf
- 11. Current Use of the property mixed use commercial and residential
- 12. Reason for rezoning the property to permit the use of residential units on the ground floor, an MLA reduction of 11.5% and to add two additional dwelling units to PD 1188.
- 13. Describe the proposed use of the property after the rezoning. Indicate the number of dwelling units; number of parking spaces; approximate square footage of any commercial space; and height ofthe proposed building. (BE SPECIFIC)

The existing building and uses will remain the same except for the rehabilitation and remodeling of ground floor retail space fronting on Ohio Street into four dwelling units for a total of 554 dwelling units, 290 on site parking spaces and ground floor retail space.

14. The Affordable Requirements Ordinance (ARO) requires on-site affordable housing units and/or a financial contribution for residential housing projects with ten or more units that receive a zoning change which, among other triggers, increases the allowable floor area, or, for existing Planned Developments, increases the number of units (see attached fact sheet or visit www.cityofchicago.org/ARO <a href="http://www.cityofchicago.org/ARO">http://www.cityofchicago.org/ARO</a> for more information). Is this project subject to the ARO?

NO XX

COUNTY OF COOK STATE OF

**ILLINOIS** 

, being first duly sworn on oath, states that all of the above

Lee Golub

statements and the statements contained in the documents submitted herewith are true and correct.

423 East Ohio LLC A i^j/j

Signature of Applicant

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Subscribed and Swo day of Notary Public

"OFFICIAL SEAL" DIANA LDIETZ NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES 2/19/2022

Date of Introduction:		
File Number:		
Ward:		

#### LIST OF OWNERS

#### **Applicant:**

423 East Ohio LLC c/o Golub and Company 625 N. Michigan Avenue Suite 2000 Chicago IL 60611

Lee Golub, 312-400-8701. lgolub@goco.com <mailto:lgolub@goco.com>

#### Other Property Owners within PD 1188 not involved in this Zoning Amendment:

545 Investors, LLC c/o GID
125 High Street, High Street Tower
Boston, MA 02110
Attn: Jerry Tonn, jtonn@gid.com <mailto:jtonn@gid.com>

JPMorgan Chase Bank, National Association 1111 Polaris Parkway Mail Code OH I-0241 Columbus, OH 43240-2050

Attn: Lease Administration Manager

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- 14. The Applicant acknowledges that it is in the public interest to design, construct, renovate and maintain all buildings in a manner that provides healthier indoor environments, reduces operating costs and conserves energy and natural resources. The Applicant shall construct the building under the Leadership in Energy and Environmental Design ("LEED") Green Building Rating System. The Applicant shall provide a vegetated ("green") roof of fifty percent (50%) of the building's net roof area in the amount of 22,674 square feet. "Net roof area is defined as total roof area minus any required perimeter setbacks, roof top structures, and roof-mounted equipment.
- 15. The Applicant acknowledges that it is in the public interest to design, construct and maintain the project in a manner which promotes, enables, and maximizes universal access throughout the property. Plans for all buildings and improvements on the property shall be reviewed and approved by the Mayor's Office for People with Disabilities ("ADM") to ensure compliance with all applicable laws and regulations related to access for persons with disabilities and to promote the highest standard of accessibility, No approvals shalt be granted pursuant to Section 17-13-0610 of the Zoning Ordinance until the Director of MOPD has approved detailed construction drawings for each building or improvement.
- 16. Pursuant to the Affordable Requirements Ordinance of the Municipal Code, Title 2, Chapter 2-45-110, et seq. (ARO), the Applicant seeks to rezone the site from the DX-12 District to a residential business planned development district permitting a residential development within the planned development. The Applicant hereby acknowledges that the ARO requires that at least 10 percent ofthe housing units approved in the Part II Review must be affordable units or a cash payment must be made to the City of Chicago Affordable Housing Opportunity Fund in accordance with Section 2-45-110(d)(ii). In such case, prior to the issuance of any approvals pursuant to Section 17-13-0810 of the Municipal Code of Chicago, the Applicant must enter into an Affordable Housing Agreement with the Department of Planning and Development. Prior to the issuance of building permits for any residential housing project developed as part of this planned development, the developer must make a payment-in-lieu or, if providing affordable units, must record a lien, regulatory agreement, or similar instrument, in a format required by the Law Department, against the land comprising the planned development or residential housing project, in accordance with Section 2-45-110(1)(2). The Applicant must comply with

**Applicant:** 423 East Ohio LLC

Address: 400-18 E. Grand Ave., 529-49 N. McClurg Ct, and 401-429 E. Ohio St.

Introduced: July 22,2020 Plan Commission: TBD 53823620;!

all of the applicable sections of the Affordable Requirements Ordinance which sections are hereby incorporated into this planned development.

17. The Applicant acknowledges that it is the policy of the City to maximize opportunities for Minority and Women-owned Business Enterprises ("M/WBEs") and city residents to compete for contracts and jobs on construction projects approved through the planned development process. To assist the city in promoting and tracking such M/WBE and city

resident participation, an applicant for planned development approval shall provide information at three points in the city approval process. First, the applicant must submit to DPD, as part of its application for planned development approval, an M/WBE Participation Proposal. The M/WBE Participation Proposal must identify the applicant's goals for participation of certified M/WBE firms in the design, engineering and construction of the project, and of city residents in the construction work. The city encourages goals of (i) 26% MBE and 6% WBE participation (measured against the total construction budget for the project or any phase thereof), and (ii) 50% city resident hiring (measured against the total construction work hours for the project or any phase thereof). The M/WBE Participation Proposal must include a description of the Applicant's proposed outreach plan designed to inform M/WBEs and city residents of job and contracting opportunities. Second, at the time of the Applicant's submission for Part II permit review for the project or any phase thereof, the Applicant must submit to DPD (a) updates (if any) to the Applicant's preliminary outreach plan, (b) a description of the Applicant's outreach efforts and evidence of such outreach, including, without limitation, copies of certified letters to M/WBE contractor associations and the ward office of the alderman in which the project is located and receipts thereof; (c) responses to the Applicant's outreach efforts, and (d) updates (if any) to the applicant's M/WBE and city resident participation goals. Third, prior to issuance of a Certificate of Occupancy for the project or any phase thereof, the Applicant must provide DPD with the actual level of M/WBE and city resident participation in the project or any phase thereof, and evidence of such participation. In addition to the forgoing, DPD may request such additional information as the department determines may be necessary or useful in evaluating the extent to which M/WBEs and city residents are informed of and utilized in planned development projects. All such information will be provided in a form acceptable to the Zoning Administrator. DPD Will report the data it collects regarding projected and actual employment of M/WBEs and city residents in planned development projects twice yearly to the Chicago Plan Commission and annually to the Chicago City Council and the Mayor.

**Applicant:** 423 East Ohio LLC

Address: 400-18 E. Grand Ave., 529-49 N. McClurg Ct, and 401-429 E. Ohio St.

Introduced: July 22, 2020

**Plan Commission: TBD** 

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18. Unless substantial construction has commenced within six (6) years following adoption of this planned development and unless completion is thereafter diligently pursued, then this planned development shall expire. If this planned development expires under the provisions of this section, then the zoning of the property within the planned development shall automatically convert to that of the DX-12 Downtown Mixed-Use District.

File #: O2020-3718. Version:	: 1	۱
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Applicant: 423 East Ohio LLC

Address: 400-18 E. Grand Ave., 529-49 N. McClurg Ct., and 401-429 E. Ohio St.

Introduced: July 22, 2020

Plan Commission: TBD

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# Residential-Business Planned Development No. 1188 Bulk Regulations And Data Table

Gross Site Area = Area in Public Right of way + Net Site Area)

Area in Public Right of Way:

Net Site Area:

Maximum Floor Area Ratio (FAR):

Maximum Percentage of Land Coverage:

Maximum Number of Units Maximun number of Dwelling Units Maximum number of Efficiency Units

Minimum Number of Off-Street Parking Spaces:

Minimum Number of Bike Parking Spaces

Minimum Periphery Setbacks: Maximum Building Height

Minimum Number of Off-Street Loading Berths

80,205 square feet (1.84 acres) 28,319 square feet (0.65 acres) 51,886 square feet (1.19 acres) 12.00

Per Site Plan 544 units

441 Dwelling Units 103 Efficiency Units 290

50 spaces Per Site Plan

457 feet 6 inches (plus 28 feel, 6 inches for mechanical penthouse, roof mechanical units, roof access stairs and similar appurtenances)

4(10 feet x 25 feet) spaces

Applicant: 423 East Ohio LLC

Address: 400-18 E. Grand Ave., 529-49 N. McClurg Ct., and 401 -429 E. Ohio St.

Introduced: July 22, 2020

Plan Commission: TBD

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#### **EXISTING ZONING MAP**

PD EXHIBITS Zt). 423 East Ohio LLC ^ 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020 Plan Commission TBD <- ONTARIO STREET

325 25' CEN7E.=?L;NF. OF CHIO TTZT



PANNED DEVELOPMENT BOUNDARY ,-6 92' 'PROPERTY LINE 300.06'

100 02' 100 02'

- DEDICATION LINE

200 02'

-7 29'

GRAND AVENUE

**ZLTTL1T** 

Yy/ffix = TO BE DEDICATED (2,636 SF)

#### PLANNED DEVELOPMENT BOUNDARY & PROPERTY LINE

PD EXHIBITS rjt\ 423 East Ohio LLC ^ 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020 Plan Commission TBD <- ONTARIO STREET

SURFACE PARKING

PARKING/ COMMERCIAL

RESIDENTIAL

zr

OHIO STREET ->

RESIDENTIAL

SITE

PARKING/ COMMERCIAL

PROPERTY LINE

#### **EXISTING LAND USE MAP**

PD EXHIBITS rt\ 423 East Ohio LLC ^ 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020
Plan Commission TBD
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#### SITE PLAN

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020 Plan Commission TBD

#### LANDSCAPE PLAN

PD EXHIBITS jfl 423 East Ohio LLC ^ 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020 Plan Commission TBD



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HIGH-PERFORMANCE VISION / SPANDREL GLASS AND METAL WALL SYSTEM

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#### **BUILDING ELEVATION - NORTH**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020 Plan Commission TBD

#### **BUILDING ELEVATION - EAST**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020 Plan Commission TBD

### **BUILDING ELEVATION - SOUTH**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020 Plan Commission TBD

EL. 105'-0" JI OFFICE ■KT/BUILDING V EL 486-0"

#### **BUILDING ELEVATION - WEST**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020 Plan Commission TBD

#### **ENLARGED BUILDING ELEVATION - NORTH**

PD EXHIBITS 423 East Ohio LLC 400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St.

July 22, 2020 Plan Commission TBD

#### CITY OF CHICAGO

# APPLICATION FOR AN AMENDMENT TO THE CHICAGO ZONING ORDINANCE

ADDRESS of the property Applicant is seeking to rezone: 400-18 E. Grand Ave., 529-

49 N. McClurg Ct., and 401-429 E. Ohio St

Ward Number that property is located in: 42nd Ward

APPLICANT 423 East Ohio LLC

c/o Golub and Company

ADDRESS 625 N Michigan Ave., Suite 2000 CITY Chicago

STATE IL ZIP CODE 60611 PHONE 312-400-8701

EMAIL Igolub@goco com CONTACT PERSON Lee Golub

Is the applicant the owner of the property? YES XX NO

If the applicant is not the owner of the property, please provide the following information regarding the owner and attach written authorization from the owner allowing the application to proceed.

O WN E R See, attached list of owners

ADDRESS CITY

STATE ZIP CODE PHONE

EMAIL CONTACT PERSON

If the Applicant/Owner of the property has obtained a lawyer as their representative for the rezoning, please provide the following information:

ATTORNEY John J. George / Chris A. Leach

ADDRESS Akerman LLP, 71 South Wacker Drive, 47th Floor

**CITY Chicago** 

STATE IL

**ZIP CODE 60606** 

312-870-8022

jack.george@akerman.com <mailto:jack.george@akerman.com>PHONE 312-870-8023 FAX 312-424-1956 EMAILchris.leach@akerman.com

Page 1-

If the applicant is a legal entity (Corporation, LLC, Partnership, etc.) please provide the names of all owners as disclosed on the Economic Disclosure Statements. Diversified Streeterville, LLC. Golub/WI Ohio/McClurg LLC, Golub Ohio/McClurg Investors LLC.

Golub Realty Partner IV LLC

On what date did the owner acquire legal title to the subject property? August 24,2015

Has the present owner previously rezoned this property? If yes, when?

No

#### Proposed Zoning District PD 1188 as amended

- 10. Lot size in square feet (or dimensions) 51,894sf
- 11. Current Use of the property mixed use commercial and residential
- 12. Reason for rezoning the property to permit the use of residential units on the ground floor, an MLA reduction
- 12. of 11.5% and to add two additional dwelling units to PD 1188.
- 13. Describe the proposed use of the property after the rezoning. Indicate the number of dwelling units; number of parking spaces; approximate square footage of any commercial space; and height of the proposed building. (BE SPECIFIC)

The existing building and uses will remain the same except for the rehabilitation and remodeling of ground floor retail

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space fronting on Ohio Street into four dwelling units for a total of 554 dwelling units, 290 on site parking spaces and ground floor retail space.

14. The Affordable Requirements Ordinance (ARO) requires on-site affordable housing units and/or a financial contribution for residential housing projects with ten or more units that receive a zoning change which, among other triggers, increases the allowable floor area, or, for existing Planned Developments, increases the number of units (see attached fact sheet or visit www.cityofchicago.org/ARO <a href="http://www.cityofchicago.org/ARO">http://www.cityofchicago.org/ARO</a> for more information). Is this project subject to the ARO?

NO XX COUNTY'OF ILLINOIS Lee Golub

COOK STATE

TE OF

\_, being first duly sworn on oath, states that all of the above statements and the statements contained in the documents submitted herewith are true and correct. Signature of Applicant

Subscribed and Sworn to before me this . day of CALLJL<sup>^</sup>, 202\_\_\_ Notary Public

~^OFHCIAL SEAL DIANA LDIETZ NOTARY PUBUC, STATE OF ILLINOIS MY COMMISSION EXPIRES 2/19/2022

Date of Introduction: File Number:

Ward:

# akerman

T: 312 870-8022 C: 312 343-0044

July 15, 2020

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

Re: Zoning Amendment Application to PD 1188

400-18 E. Grand Ave., 529-49 N. McClurg Ct. and 401-429 E. Ohio St., Chicago, Illinois

The undersigned, John J. George, being first duly swom on oath, deposes and says the following:

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

The undersigned certifies that the notice contained the address of the property sought to be rezoned; a statement of the intended use of the property; the name and address of the applicant; the name and address of the owner; and a statement that the applicant intends to file the application for a change in zoning on approximately July 15, 2020.

The undersigned certifies that the applicant has made a bona fide effort to determine the addresses of the parties to be notified under Section 17-13-0107 of the Chicago Zoning Ordinance, and that the accompanying list of names and addresses of surrounding property owners within 250 feet of the subject site is a complete list containing the names and addresses of the people required to be served.

John J. George

Subscribed and swom to before me this 15<sup>m</sup> day of July, 2020

# akerman

July 15, 2020

#### USPS FIRST CLASS MAIL

Zoning Amendment Application RBPD 1188 400-18 E. Grand Ave., 529-49 N. McClurg Ct., and 401-429 E. Ohio St. Chicago, Illinois

Dear Property Owner:

In accordance with the requirements for an Amendment to the Chicago Zoning Ordinance and for approval under the Lake Michigan and Chicago Lakefront Protection Ordinance, specifically Section 17-13-0107, please be informed that on or about July 15, 2020, I, the undersigned attorney, will file an Application for a change in zoning from the Residential Business Planned Development No. 1188 to the Residential Business Planned Development No. 1188, as amended, on behalf of the Applicant for the property located at 400-418 E. Grand Avenue, 529-49 N. McClurg Court and 401-429 E. Ohio Street, Chicago, Illinois and bounded by East Ohio Street; a line 293.14 feet east of and parallel to North McClurg Court, a line 109.02 feet south of and parallel to East Ohio Street, a line 192.73 feet east of and parallel to North McClurg Court; East Grand Avenue; and North McClurg Court.

The applicant seeks to add the use of residential units on the ground floor, an MLA reduction of 11.5% and to add two residential units to the PD in order the rehab and remodel the ground floor retail space fronting on Ohio Street into four dwelling units for a total of 554 dwelling units, 290 on-site parking spaces and ground floor retail space. The footprint, floor area, and height of the approved existing building is not otherwise changing.

The Applicant and owner of the property being rehabilitated and remodeled is 432 East Ohio LLC, whose business

address is c/o Golub and Company, 625 N. Michigan Avenue, Suite 2000, Chicago, Illinois, 60611.

I am the attorney for the Applicant. My address is Akerman LLP, 71 South Wacker Drive, 47<sup>th</sup> Floor, Chicago, Illinois 60606. Please feel free to contact me at (312) 870-8022 or (312) 343-0044. If you should have any questions concerning the Application.

Please note that the Applicant is not seeking to purchase or rezone your property. The Applicant is required by law to send you this notice because you own property located within 250 feet of the proposed development. John J. George

Very Truly Your

akerman com

#### LIST OF OWNERS

#### **Applicant:**

423 East Ohio LLC c/o Golub and Company 625 N. Michigan Avenue Suite 2000 Chicago IL 60611

Lee Golub, 312-400-8701, lgolub@goco.com <mailto:lgolub@goco.com>

### Other Property Owners within PD 1188 not involved in this Zoning Amendment:

545 Investors, LLC c/oGID 125 High Street, High Street Tower Boston, MA 02110 Attn: Jerry Tonn, jtonn@gid.com <mailto:jtonn@gid.com>

JPMorgan Chase Bank, National Association 1111 Polaris Parkway Mail Code OH1-0241 Columbus, OH 43240-2050 Attn: Lease Administration Manager

53251014;!

# LIST OF ADJOINING OWNERS ZONING AMENDMENT APPLICATION

APPLICANT: 423 East Ohio LLC

ADDRESS: 400-18 E. Grand Ave.; 529-49 N. McClurg Ct.

401-429-E. Ohio, Chicago, Illinois

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#### C ITY OF ( MICAGO ECONOMIC DISCLOSURE STAT EM ENT AND AFFIDAVIT

#### **SEC HON I - GENERAL INFORMATION**

A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable: 423

EAST OHIO LLC

#### **Check ONE of the following three boxes:**

Indicate whether the Disclosing Parly submitting this EDS is:

- 1. [>\ the Applicant
  - OR
- 2. [ | a legal entity currently holding, or anticipated to hold within six months alter City action on
- 2. the contract, transaction or other undertaking to which this EDS pertains (referred to below as the
- 2. "Matter"), a direct or indirect interest in excess of 7.5% in the Applicant. State the Applicant's legal
- 2. name:

OR

- 3. [ j a legal entity with a direct or indirect right of control of the Applicant (see Section 11(B)(1)) State the legal name of the entity in which the Disclosing Party holds a right of control:
- B. Business address of the Disclosing Party: 625 N. MICHIGAN AVE., #2000 CHICAGO, IL 60611
- C. <u>Telephone: 312-440-8800 Fax: 312-440-8701 Email: lqolub@goco.com</u> <a href="mailto:lqolub@goco.com">mailto:lqolub@goco.com</a>
- D. Name of contact person: LEE GOLUB
- E. Federal Employer Identification No. (if you have one):
- F. Brief description of the Matter to which this EDS pertains. (Include project number and location of properly, if applicable):

File #: O2020-3718, Ve	ersion: 1		
PD Amendment Re	: 400-18 E. Grand <i>A</i>	ve.; 529-49 N. McClurg Ct.; 401-29 E. Ohio St.	
G. Which City agenc	y or department is re	equesting this EDS? Department of Planning and Development	
If the Matter is a comcomplete the following	•	by the City's Department of Procurement Services, please	
Specification #	N/A	and Contract #	
Ver.2()18-1		Paue 1 olT5	
SECTION II DISCLOSURE OF			
A. NATURE OF TH	E DISCLUSING PA	1. Indicate the nature of the Disclosin	
[   Person [ ] Publicly registered [ ] Privately held bus [ ] Sole proprietorshi [ ] General partnershi [ ] Limited partnershi     Trust    >   Limited liability of [ ] Limited liability p [ ] Joint venture     Nol-for-prolll corp (Is the not-for-profit of     Yes     ]	iness corporation p ip ip company artnership	on O1(c)(3))'?	
2. For legal entities, t	the state (or foreign	country) of incorporation or organization, if applicable:	
ILLINOI	S		
3. For legal entities n the State of Illinois as	_	State of Illinois: Has the organization registered to do business in	
[] Yes	] No	X  Organized in Illinois	
B. IF THE DISCLOS	SING PARTY IS A	LEGAL ENTITY:	

1. List below the full names and titles, if applicable, of: (i) all executive officers and all directors of the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the

File #: O2020-3718, Version: 1
trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability companies, limited liability partnerships or joint ventures, each general partner, managing member, manager or any other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant.
NOTE: Each legal entity listed below must submit an EDS on its own behalf.
Name Title Diversified Streeterville, LLC Golub/WI Ohio/McClurg Investors ,LLC Member
2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% ofthe Applicant. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture, interest of a member or manager in a
Page 2 oIT 5
limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, slate "None."
NOTE: Each legal entity listed below may be required to submit an EDS on its own behalf.
Name Business Address Percentage Interest in the Applicant Diversified Streeterville, LLC 444 W. Lake St #1900. Chicago, IL 60606 "500/o Golub/WI Ohio/McClurg Investors LLC 625 N. Michigan Ave. #2000, Chicago, IL 60611 50%
SECTION III - INCOME OR COMPENSATION TO, OR OWNERSHIP BY, CITY ELECTED OFFICIALS
Has the Disclosing Party provided any income or compensation to any City elected official during the 12-month period preceding the date of this EDS?  [ ] Yes [X]No
Does the Disclosing Party reasonably expect to provide any income or compensation to any City elected official during the 12-month period following the date of this EDS? [] Yes [x] No
If "yes" to either ofthe above, please identify below the name(s) of such City elected official(s) and describe such income or compensation:

Does any City elected official or, to the best of the Disclosing Party's knowledge after reasonable

inquiry, any City elected official's spouse or domestic partner, have a financial interest (as defined in Chapter 2-156 of the Municipal Code of Chicago ("MCC")) in the Disclosing Party?

i J Yes [x] No

If "yes," please identify below the name(s) of such City elected olTicial(s) and/or spouse(s)/domestic partner(s) and describe the financial interest(s).

### SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll. II 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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## Schedule City of Chicago Economic Disclosure Statement and Affidavit 423 East Ohio LLC Schedule of Ownership Interests

Entity/Individual	<b>Business Address</b>	<b>Ownership Interest</b>
Diversified Streeterville, LLC	111 W. Lake Street, Suite 1900 Chicago,	80% Direct Interest
	Illinois 60606	
Golub/WI Ohio/McClurg	c/o Golub & Company 625 N. Michigan	20% Direct Interest
Investors, LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Chicago Holdings, LLC	101 W Big Beaver Rd., Ste. 800 Troy,	10% Indirect Interest
	Michigan 48084	
Levy Family Partners LLC	444 W. Lake Street, Suite 1900 Chicago,	10% Indirect Interest
	IL 60606	
WI Ohio/McClurg LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Walsh Investors, LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Golub Ohio/McClurg Investors	c/o Golub & Company 625 N. Michigan	10% Indirect Interest
LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Edward L.Kaplan Revocable	c/o Nalpak Ventures LLC 1430Techny	9.5% Indirect Interest
Insurance Trust u/a/d 7/19/83	Road Northbrook, IL 60062	
Golub Realty Partners IV LLC	c/o Golub & Company 625 N. Michigan	9.13% Indirect Interest
	Ave., Suite 2000 Chicago, Illinois 60611	

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F e e s (indicate wh ether

paid or estimated.) NOTE:

"hourly rate" or "t.b.d." is

not an acceptable response. \$20,000

Name (indicate whether Business Relationship to Disclosing Parly retained or anticipated Address (subcontractor, attorney,

to be retained)

lobbyist, etc.)

Akerman LLP 71 S. Wacker Dr., Chgo, IL 60606 Attorney

SCB 625 N. Michigan Ave., Chgo, IL 60611

Architect \$20,000

(Add sheets if necessary)

[ | Check here if the Disclosing Party has nol retained, nor expects to retain, any such persons or entities.

### **SECTION V - CERTIFICATIONS**

### A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

Mas 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?

File #: O2020-3718, Version: 1				
[] Yes	No	[] No person directly or indirectly owns 10% or more ofthe Disclosing Party.		
-	-	rson entered into a court-approved agreement for payment of all support owed and is the se with that agreement?		
[]Yes	[ ] No			

### **B. FURTHER CERTIFICATIONS**

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

Pane 4 oIT 5

- 3. The Disclosing Party and. if the Disclosing Party is a legal entity, all of those persons or entities identified in Section ll(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 during the 5 years before the date ofthis 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 slate 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 ofthe offenses set forth in subparagraph (b) above;
- d. have not, during the 5 years before the date ofthis EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not during the 5 years before the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations,

instituted by the City or by the federal government, any slate, or any other unit of local government.

- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) concern:
  - the Disclosing Party;
  - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but nol limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parlies");
  - 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 enlily). 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 lo 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 lo ihe direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor, nor any Agents have, during the 5 years before the date of this EDS. or. with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting lo bribe, a public officer or employee ofthe City, the State of Illinois, or any agency ofthe federal government or ofany 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 otherw ise; or
- c. made an admission of such conduct described in subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any Affiliated Entity or Contractor, or any of their employees, officials,

agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 JLCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.

- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article 1 for applicability and defined terms) of the Applicant is currently indicted or charged with, or has admitted guilt of. or has ever been convicted of, or placed under supervision for. any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any "sister agency"; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If MCC Chapter 1-23. Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use. nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

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

1 1. If the Disclosing Parly is unable to certify lo any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

### N/A

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

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

N/A

13. To the best ofthe Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Parly has given or caused to be given, at any time during the 12-month period preceding the execution date ofthis EDS. to an employee, or elected or appointed official, ofthe City of Chicago. For purposes ofthis statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name ofthe City recipient.

N/A

### C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

  [ I is [XJ is not]
  - a "financial institution" as defined in MCC Section 2-32-455(b).
- 2. If the Disclosing Parly IS a financial institution, then the Disclosing Party pledges:

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

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II" the Disclosing Party is unable to make this pledge because il or any of its affiliates (as defined in MCC Section 2-32-455(b)) is a predatory lender within the meaning of MCC Chapter 2-32. explain here (attach additional pages il"necessary):

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

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

Any words or terms defined in MCC Chapter 2-156 have the same meanings if used in this Part D.

1. In accordance with MCC Section 2-156-110: To the best ofthe Disclosing Party's knowledge after reasonable inquiry, does any official or employee ofthe City have a financial interest in his or her own name or in the name of any other person or entity in the Matter?

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[ j Yes	[Xj No	
	ecked "Yes" to Item D(l), proceed to lad D(3) and proceed to Part E.	Items D(2) and D(3). If you checked "No" to Item D(1),
employee shall have the purchase of any virtue of legal production	we a financial interest in his or her ow reproperty that (i) belongs to the City, cess at the suit of the Cily (collectively	lding, or otherwise permitted, no City elected official or on name or in the name of any other person or entity in or (ii) is sold for taxes or assessments, or (iii) is sold by y, "City Property Sale"). Compensation for property s not constitute a financial interest within the meaning
Does the Matter in	volve a City Property Sale?	
[] Yes	[] No	
	I "Yes" to Item D(l), provide the such financial interest and identify the	names and business addresses of the City officials or ne nature of the financial interest:
Name	Business Address	Nature of Financial Interest
4. The Disclosing by any City officia	•	ibited financial interest in the Matter will be acquired
Paue8ofT5		

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### Iii. (IK 1 11 ICA HON REGARDING SLAVERY ERA BUSINESS

Please check either (1) or (2) below. II" the Disclosing Part)' checks (2). the Disclosing Party must disclose below or in an attachment to this EDS all information required by (2). failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

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

names of any and all slaves or slaveholders described in those records:

### SECTION VI -- CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

### A. CERTIFICATION REGARDING LOBBYING

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

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 ol" 1995, as amended, have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.)

2. ihe Disclosing Party has nol spent and will not expend any federally appropriated funds to pay any person or entity listed in paragraph A(1) above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law. a member of Congress, an officer or employee ol" Congress, or an employee Ver.201S-1 Pane9orT5

of a member of Congress, in connection wilh the award of an\ federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A(1) and A(2) above.
- 4. The Disclosing Party certifies that either: (i) il is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities." as that term is defined in the Lobbying Disclosure Act of 1995. as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party musl 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 propos subcontractors to submit the following information with their bids or in writing at the outset negotiations.	
Is the Disclosing Party the Applicant? I I Yes "   No	
If "Yes," answer the three questions below:	
1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  [] Yes  [] No	
2. Flave 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 applicabiling requirements?	le
[ J Yes [ ] No [ ] Reports not required	
3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?	
Yes	
If you checked "No" to question (1) or (2) above, please provide an explanation:	

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### SECTION VII - FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

The Disclosing Party understands and agrees that:

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection wilh 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.

13. The City's Governmental Ethics Ordinance, MCC Chapter 2-156. imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance and a training program is available on line at w w w. c i ty o fc h i c ago. org/ Ethics, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500. Chicago, IL 60610, (312) 744-9660. The Disclosing

Party must comply fully with this ordinance.

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

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### CERTIFICATION

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

LEE GOLUB

423 EAST OHIO LLC V (Print or type name of person signing)

EXECUTIVE VICE PRESIDENT (Print or type title of person signing)

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Signed and sworn to before me on (date) at		
County,		
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 (h) any legal entity which has a direct ownership interest in the Applicant exceeding 7.5%. It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

Under MCC Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as of the date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, the city treasurer or any city department head as spouse or domestic partner or as any 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

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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 ILB.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% 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 [XJ 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 of ficial 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 OI CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

#### BUILDING CODE SCOFFLAVV/PROBLEM LANDLORD CERTIFICATION

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

1. Pursuant to MCC Section 2-154-010. is the Applicant or any Owner identified as a building code scofllaw or problem landlord pursuant to MCC Section 2-92-416?

[] Yes [X! No

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

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[] Yes	[ ] No	[X  The Applicant is not publicly traded on any exchange.

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

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# CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

### PROHIBIT ION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.am <a href="http://www.am">http://www.am</a> 1 ega 1.com), generally covers a party to any agreement pursuant to which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

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

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

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### CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

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

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

### **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 currently holding, or anticipated to hold within six months after City action on
- 2. the contract, transaction or other undertaking to which this EDS pertains (referred to below as the
- 2. "Matter"), a direct or indirect interest in excess of 7.5% in the Applicant. State the Applicant's legal

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2. <i>name: W3 £#Sr OHXo</i> OR 3. [] a legal entity with a legal name of the entity in wh	direct or indirect right of	Control of the Applicant (see Section 11(B)(1)) State the holds a right of control:
B. Business address of the I	Disclosing Party: /// \j.	J. LA££-^rUL&T J^LtZT^/?PO
C. Telephone.  D. Name of contact person:	SYr? Fax. JBff HA^^^H	Email: J fan )Zch Q. ctfcjMftM**
E. Federal Employer Identific	vation No. (if you have on	e): / j_
F. Brief description of the M applicable):	atter to which this EDS p	ertains. (Include project number and location of property, if
G. Which City agency or Ufj,l£/cPnfAiy~	department is reques	sting this EDS? fjg.fr <http: fjg.fr="">. Or 9 L-finJ^X^C- "</http:>
If the Matter is a contract bein complete the following:	ng handled by the City's D	Department of Procurement Services, please
Specification #		
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SECTION II - DISCLOSUF	RE OF OWNERSHIP IN	NTERESTS
A. NATURE OF THE DISCI	LOSING PARTY	
Person Publicly registered business partnership Limited partners M Limited liability company Limited liability partnershi Doint venture Not-for-profit corporation Is the not-for-profit corporati	thip ] Trust  ip  ion also a 501(c)(3))?	eld business corporation ] Sole proprietorship ] General
2. For legal entities, the state	e (or foreign country) of in	ncorporation or organization, if applicable:

Yes	[ ] No	[] Organized in Illinois
B. IF THE DIS	SCLOSING PARTY IS A LE	GAL ENTITY:
not-for-profit of which are legated situated party; ventures, each	corporations, all members, if a l entities"); (iii) for trusts, est (iv) for general or limited par	applicable, of: (i) all executive officers and all directors of the entity; (ii) for any, which are legal entities (if there are no such members, write "no members ates or other similar entities, the trustee, executor, administrator, or similarly rtnerships, limited liability companies, limited liability partnerships or joint ember, manager or any other person or legal entity that directly or indirectly Applicant.
NOTE: Each l	egal entity listed below must	submit an EDS on its own behalf.
Name Title		
prospective (i. Applicant. Exa	e. within 6 months after City	concerning each person or legal entity having a direct or indirect, current or action) beneficial interest (including ownership) in excess of 7.5% ofthe lude shares in a corporation, partnership interest in a partnership or joint a
Page 2 of 15		
limited liabilit	y company, or interest of a be	eneficiary of a trust, estate or other similar entity. If none, state "None."
NOTE: Each l	egal entity listed below may b	be required to submit an EDS on its own behalf.
Name	Business Address	Percentage Interest in the Applicant t of Applicant

Has the Disclosing Party provided any income or compensation to any City elected official during the

12-month period preceding the date of this EDS?

[] Yes ^^No

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Does the Disclosing Party reasonably expect to provide any income or compensation to any City elected official during the 12-month period following the date offhis EDS? [] Yes p^No

If "yes" to either of the above, please identify below the name(s) of such City elected official(s) and describe such income or compensation:

Does any City elected official or, to the best of the Disclosing Party's knowledge after reasonable inquiry, any City elected official's spouse or domestic partner, have a financial interest (as defined in Chapter 2-156 of the Municipal Code of Chicago ("MCC")) in the Disclosing Party?

[] Yes

fi < No

If "yes," please identify below the name(s) of such City elected official(s) and/or spouse(s)/domestic partner(s) and describe the financial interest(s).

### SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

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## Schedule City of Chicago Economic Disclosure Statement and Affidavit 423 East Ohio LLC Schedule of Ownership Interests

Entity /Individual	<b>Business Address</b>	<b>Ownership Interest</b>
Diversified Streeterville, LLC	111 W. Lake Street, Suite 1900 Chicago,	80% Direct Interest
	Illinois 60606	
Golub/WI Ohio/McClurg	c/o Golub & Company 625 N. Michigan	20% Direct Interest
Investors, LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Chicago Holdings, LLC	101 W Big Beaver Rd., Ste. 800 Troy,	10% Indirect Interest
	Michigan 48084	
Levy Family Partners LLC	444 W. Lake Street, Suite 1900 Chicago,	10% Indirect Interest
	IL 60606	
WI Ohio/McClurg LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Walsh Investors, LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Golub Ohio/McClurg Investors	c/o Golub & Company 625 N. Michigan	10% Indirect Interest
LLC	Ave., Suite 2000 Chicago, Illinois 60611	
_	c/o Golub & Company 625 N. Michigan	10% Indirect Interest

Edward L.Kaplan Revocable Insurance Trust u/a/d 7/19/83 Golub Realty Partners IV LLC c/o Nalpak Ventures LLC 1430 Techny 9.5% Indirect Interest Road Northbrook, IL 60062

c/o Golub & Company 625 N. Michigan 9.13% Indirect Interest

Ave., Suite 2000 Chicago, Illinois 60611

EASTM 66176397.1 53388833;!

(Add sheets if necessary)

f)ffTheck here if the' Disclosing Party has not retained, nor expects to retain, any such persons or entities.

### **SECTION V - CERTIFICATIONS**

### A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

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Has any person who directly or indirectly owns 10% or more of the Disclosing Party been declared in arrearage on any child support obligations by any Illinois court of competent jurisdiction?				
[] Yes ^  No [] No person directly or indirectly owns 10% or more of the Disclosing Party.				
If "Yes," has the person entered into a court-approved agreement for payment of all support owed and is the person in compliance with that agreement?				
[] Yes [] No				
B. FURTHER CERTIFICATIONS				

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

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- 3. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section 11(B)(1) of this EDS:
- a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
- b. have not, during the 5 years before the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
- c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the

City or by the federal government, any state, or any other unit of local government.

- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) concern:
  - the Disclosing Party;
  - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
  - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity). Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity. With respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
  - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor, nor any Agents have, during the 5 years before the date of this EDS, or, with respect to a Contractor, an Affdiated Entity, or an Affdiated Entity of a Contractor during the 5 years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5) (Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-

rigging or bid-rotating.

- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any "sister agency"; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

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

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

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

- 12. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none").
- 13. To the best ofthe Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

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C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION
1. The Disclosing Party certifies that the Disclosing Party (check one)
[] is ^ is not
a "financial institution" as defined in MCC Section 2-32-455(b).
2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:
"We are not and will not become a predatory lender as defined in MCC Chapter 2-32. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in MCC Chapter 2-32. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss ofthe privilege of doing business with the City."
Page 7 of 15
If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in MCC Section 2-32-455(b)) is a predatory lender within the meaning of MCC Chapter 2-32, explain here (attach additional pages if necessary):
If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements.
D. CERTIFICATION REGARDING FINANCIAL INTEREST IN CITY BUSINESS
Any words or terms defined in MCC Chapter 2-156 have the same meanings if used in this Part D.
1. In accordance with MCC Section 2-156-110: To the best of the Disclosing Party's knowledge after reasonable inquiry, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter?
[] Yes jjjf No
NOTE: If you checked "Yes" to Item D(T), proceed to Items D(2) and D(3). If you checked "No" to Item D(l), skip Items D(2) and D(3) and proceed to Part E.

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

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Does the Matter involve a City Property Sale?				
[] Yes	[ ] No			
	"Yes" to Item D(l), provide the name erest and identify the nature of the fine	es and business addresses of the City officials or employees having ancial interest:		
Name	Business Address	Nature of Financial Interest		
4. The Disclosing official or employ Page 8 of 15		bited financial interest in the Matter will be acquired by any City		
Please check e		BUSINESS  ng Party checks (2), the Disclosing Party must disclose below d by (2). Failure to comply with these disclosure requirements		
A 1 • The Disclos	ing Party verifies that the Disclosing	Party has searched any and all records of the Disclosing Party and		

- A 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 slaver}' 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

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

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to payany 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 Ver.2018-1

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of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A(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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(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 Pa	arty the Applicant?
[ ]Yes	[ ]No

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If "Yes," answer the th	ree questions be	elow:
1. Have you develope regulations? (See 41 C	•	ave on file affirmative action programs pursuant to applicable federal
•	or the Equal En	orting Committee, the Director of the Office of Federal Contract imployment Opportunity Commission all reports due under the applicable [] Reports not required
3. Have you participat opportunity clause? [] Yes	ted in any previ	ous contracts or subcontracts subject to the equal
If you checked "No" to	question (1) or	(2) above, please provide an explanation:
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### SECTION VII - FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

The Disclosing Party understands and agrees that:

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance and a training program is available on line at www.cityofchicago.org/Ethics <a href="http://www.cityofchicago.org/Ethics">http://www.cityofchicago.org/Ethics</a>, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with this ordinance.
- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other City transactions. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided in, and appended to, this EDS may be made publicly available on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of

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information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in his EDS.
E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to MCC Chapter 1-23, Article I (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.
Page 11 of 15 CERTIFICATION
Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS, and all applicable Appendices, on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS, and all applicable Appendices, are true, accurate and complete as of the date furnished to the City.
(Print or type exact legal name of Disclosing Party)
By:
(Print or type nameof person signing)  QiLveASxFZe* tt££jE&uxZMJE. f7A/JA6^,tu.c -Af*A>f&&L-J&JEA&xf&EP Real- B£TnTELC&pxT*C-jLU AtAtiftfrB*^
(Print or type title of person signing) at
Signed and sworn to before me on (date)/ $^JyUL ^OD$ f gypL $^OD$ County,
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%. It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

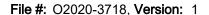
Under MCC Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as of the date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

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.I.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5% 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

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have a "familial rel	ationship" with an elect	ted city official or department head?
[] Yes	[x] No	
such person is com	nected; (3) the name ar	ame and title of such person, (2) the name of the legal entity to which nd title of the elected city official or department head to whom such the precise nature of such familial relationship.
Page 13 of 15		
	CITY OF C	CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B
BUI	LDING CODE SCOF	FLAW/PROBLEM LANDLORD CERTIFICATION
ownership interest		(a) the Applicant, and (b) any legal entity which has a direct ding 7.5% (an "Owner"). It is not to be completed by any legal entity rest in the Applicant.
	C Section 2-154-010, is light pursuant to MCC Sec	s the Applicant or any Owner identified as a building code scofflaw tion 2-92-416?
[]Yes[x]No		
		ly traded on any exchange, is any officer or director of the offlaw or problem landlord pursuant to MCC Section 2-92-416?
[]Yes	[ ] No	[X] The Applicant is not publicly traded on any exchange.
3 If ves to (1) or (	2) ahove inlease identit	fy below the name of each person or legal entity identified as a

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



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

### PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

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

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

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



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### CITY OF CHICAGO ECONOMIC DISCLOSURE STAT I MENT AND AFFIDAVIT

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

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

GOLUB/WI OHIO/MCCLURG INVESTORS, LLC

### **Check ONE of the following three boxes:**

Indicate whether the Disclosing Party submitting this EDS is:

1. [ J the Applicant

### OR

2. [XJ a legal entity currently holding, or anticipated to hold within six months after City action on the contract, transaction or other undertaking to which this EDS pertains (referred to below as the "Matter"), a direct or indirect interest in excess of 7.5% in the Applicant. State the Applicant's legal name: ^23 East Ohio LLC

#### OR

3. [] a legal entity with a direct or indirect right of control of the Applicant (see Section 11(B)(1)) State the legal name of the entity in which the Disclosing Party holds a right of control:

### B. Business address ofthe Disclosing Party: 625 N. MICHIGAN AVE., #2000 CHICAGO, IL 60611

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C. <u>Telephone: 3</u>					

3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in

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the State of Illinois	s as a foreign entity?			
[] Yes	] No	X] Organized in Illi	nois	
B. IF THE DISCL	OSING PARTY IS A L	EGAL ENTITY:		
(ii) for not-for-pro- write "no members executor, administ companies, limited	fit corporations, all mems which are legal entities rator, or similarly situated liability partnerships or	applicable, of: (i) all executive bers, if any, which are legal "); (iii) for trusts, estates or condition and party; (iv) for general or life joint ventures, each general by or indirectly controls the date.	entities (if there are no other similar entities, t mited partnerships, lin partner, managing mo	o such members, the trustee, mited liability ember, manager or
NOTE: Each legal	entity listed below must	submit an E.DS on its own	behalf.	
	/McClurg LLC Clurg Investors LLC Mer	Mem <sup>1</sup> mber	ber	
current or prospect of 7.5% of the App	tive (i.e. within 6 months	n concerning each person or is after City action) beneficial an interest include shares in ember or manager in a	interest (including ov	wnership) in excess
Page 2 olT5				
limited liability co	ompany, or interest of a	beneficiary of a trust, esta	te or other similar er	ntity. If none, slate
NOTE: Each legal	entity listed below may	be required to submit an ED	S on its own behalf.	
Name See attached sched	Business Addre dule of Ownership Interest		ntage Interest in the A	pplicant
SECTION III - IN	COME OR COMPENSA	TION TO, OR OWNERSHII	P BY, CITY ELECTE	D OFFICIALS
`	g Party provided any incorreceding the date ofthis	ome or compensation to any EDS?	City elected official d	luring the [xl No
		ct to provide any income or of the following the date of this EI	•	City [x] No

If "yes" to either ofthe above, please identify below the nanie(s) of such City elected official(s) and describe such income or compensation:

Does any City elected official or. to the best offhe Disclosing Party's knowledge after reasonable inquiry, any City elected official's spouse or domestic partner, have a financial interest (as defined in Chapter 2-156 offhe Municipal Code of Chicago ("MCC")) in the Disclosing Party?

[] Yes

[XI No

If "yes," please identify below the name(s) of such City elected oflicial(s) and/or spouse(s)/domestic partner (s) and describe the financial interest(s).

### SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156). accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

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## Schedule City of Chicago Economic Disclosure Statement and Affidavit 423 East Ohio LLC Schedule of Ownership Interests

Entity/Individual	<b>Business Address</b>	<b>Ownership Interest</b>
Diversified Streeterville, LLC	111 W. Lake Street, Suite 1900 Chicago,	80% Direct Interest
	Illinois 60606	
Golub/WI Ohio/McClurg	c/o Golub & Company 625 N. Michigan	20% Direct Interest
Investors, LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Chicago Holdings, LLC	101 W Big Beaver Rd., Ste. 800 Troy,	10% Indirect Interest
	Michigan 48084	
Levy Family Partners LLC	444 W. Lake Street, Suite 1900 Chicago,	10% Indirect Interest
	IL 60606	
WI Ohio/McClurg LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Walsh Investors, LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Golub Ohio/McClurg Investors	c/o Golub & Company 625 N. Michigan	10% Indirect Interest
LLC	Ave., Suite 2000 Chicago, Illinois 60611	0.50/ 7.11
Edward L.Kaplan Revocable	c/o Nalpak Ventures LLC 1430Techny	9.5% Indirect Interest
Insurance Trust u/a/d 7/19/83	Road Northbrook, IL 60062	

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Golub Realty Partners IV LLC c/o Golub & Company 625 N. Michigan 9.13% Indirect Interest Ave., Suite 2000 Chicago, Illinois 60611

EASTM 66176397.1 53388833;!

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

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

Fees (indicate whether paid or estimated.) NOTE:

"hourly rale" or "t.b.d." is

not an acceptable response.

(Add sheets if necessary)

[X] Check here if the Disclosing Party has not retained, nor expects to retain, any such persons or entities. SECTION V -- CERTIFICATIONS

### A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

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

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- 3. The Disclosing Party and. if the Disclosing Party is a legal entity, all of those persons or entities identified in Section 11(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, stale or local unit of government;
- b. have not, during the 5 years before the date of this EDS. been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, stale or local) transaction or contract under a public transaction: a violation of federal or slate antitrust statutes: fraud: embezzlement; theft; forgery: bribery; falsification or destruction of records: making false statements; or receiving stolen property:
- c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and

- e. have not, during the 5 years before the date ofthis EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) concern:
  - the Disclosing Party;
  - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
  - any "Affiliated Entity" (meaning a person or enlily lhal, directly of 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 wilh federal or slate 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 ihe 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 Part)', nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor, nor any Agents have, during the 5 years before the date of this EDS. or. with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee ofthe City, the State of Illinois, or any agency ofthe federal government or ofany state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in subparagraph (a) or (b) above that is a matter of record, but have nol been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage);

(a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).

- 6. Neither the Disclosing Party, nor any Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 7. Neither the Disclosing Parly nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant is currently indicted or charged wilh, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any "sister agency"; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. | FOR APPLICANT" ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

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

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

N/A

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

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

N/A

13. To the best ofthe Disclosing Party's knowledge after reasonable inquiry, the following is a complete lisi 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 ofthis EDS, to an employee, or elected or appointed official, ofthe City of Chicago. For purposes ofthis statement, a "gift" does not include: (i) anything made generally available to Cily employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

N/A

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

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

[ 1 is [X] is not

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

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

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

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

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

Any words or terms defined in MCC Chapter 2-156 have the same meanings if used in this Part D.

1. In accordance with MCC Section 2-156-110: To the best of the Disclosing Party's knowledge after

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reasonable inquiry, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter?				
[   Yes	[X] No			
•	ecked "Yes" to Item D(1), proceed to nd D(3) and proceed to Part E.	Items D(2) and D(3). If you checked "No" to Item D(1),		
employee shall ha the purchase ofan virtue of legal pro	eve a financial interest in his or her own y property that (i) belongs to the City, ocess at the suit ofthe City (collectively	dding, or otherwise permitted, no City elected official or on name or in the name of any other person or entity in or (ii) is sold for taxes or assessments, or (iii) is sold by y, "City Property Sale"). Compensation for property s not constitute a financial interest within the meaning		
Does the Matter i	nvolve a City Property Sale?			
[]Yes	[] No			
	d "Yes" to Item D(1). provide the g such financial interest and identify the	names and business addresses of the City officials on ne nature of the financial interest:		
Name	Business Address	Nature of Financial Interest		
4. The Disclosing	Party further certifies that no prohib	pited financial interest in the Matter will be acquired by		

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

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#### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either (1) or (2) below. If the Disclosing Party checks (2), the Disclosing Party must disclose below or in an attachment to this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

X 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Parly 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 prov ided 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 MATT ERS

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

#### A. CERTIFICATION REGARDING LOBBYING

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

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in paragraph A(1) above for his or her lobbying activities or to pay any person or entity to influence or attempt lo influence an officer or employee of any agency, as defined by applicable federal law. a member of Congress, an officer or employee of Congress, or an employee Ver.2018-1

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of a member of Congress, in connection wilh the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event lhal materially affects the accuracy of the statements and information set forth in paragraphs A(1) and A(2) above.
- 4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities." as that term is

defmed in the Lobbying Disclosure Act of 1995, as amended.
5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(l) through A(4) above from all subcontractors before it awards any subcontract and the Disclosing Parly 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 outsel of negotiations.
Is the Disclosing Party the Applicant?
[] Yes [] No
If "Yes," answer the three questions below:
<ol> <li>Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)</li> <li>[ 1 Yes   ; J No</li> </ol>
2. Have you filed wilh 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   J Reports not required
3. ITave you participated in any previous contracts or subcontracts subject to the equal opportunity clause?
Yes
If you checked "No" to question (1) or (2) above, please provide an explanation:
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#### SECTION VII - FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

The Disclosing Party understands and agrees thai:

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A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the Cily 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 il must comply with all statutes, ordinances, and regulations on which this EDS is based.

- B. The City's Governmental Ethics Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The lull text ofthis ordinance and a training program is available on line at www.cityofchicago.org/Ethics <a href="http://www.cityofchicago.org/Ethics">http://www.cityofchicago.org/Ethics</a>, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago. IE 60610, (312) 744-9660. The Disclosing Party must comply fully with this ordinance.
- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law. or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other City transactions. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy lo make this document available to the public on its Internet site and/or upon request. Some or all of the information provided in, and appended to, this EDS may be made publicly available on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which il may have against the City in connection wilh 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 Parly must supplement this EDS up to the time the City lakes action on ihe Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to MCC Chapter 1-23. Article I (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

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#### **CERTIFICATION**

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

GOLUB/WI OHIO/MCCLURG INVESTORS, LLC (Print or type exact legal name of Disrclc&wag Party)

File #: O2020-3718, Version: 1				
By:	(Sign here) "			
LEE GOLUB (Print or type name of person	signing)			
EXECUTIVE or type title of person signing	VICE (;)	PRESIDENT	(Print	
Signed and sworn to before n County,	ne on (date)			
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%. It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

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

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

If yes, please identify below (1) the name and title of such person, (2) the name of the legal entity to which such person is connected: (3) the name and title of the elected city of ficial 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 12

### BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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

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[ ] Yes
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 scofllaw or problem landlord pursuant to MCC Section 2-92-416?
[X] The Applicant is not publicly traded on any exchange.
3. If yes to (1) or (2) above, please identify below the name of each person or legal entity identified as a building code scofflaw or problem landlord and the address of each building or buildings to which the pertinent code violations apply.
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# CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT" AND AFFIDAVIT APPENDIX C

#### PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

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

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

I. 1 Yes I ]

No

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

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

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

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

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Check ONE of the following three boxes:

Indicate whether the Disclosing Party submitting this EDS is:

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the contract, transaction or other underta "Matter"), a direct or indirect interest in name:  OR 3. [] a legal entity with a direct or indirect or indirect.	or anticipated to hold within six months after City action on aking to which this EDS pertains (referred to below as the excess of 7.5% in the Applicant. State the Applicant's legal rect right of control of the Applicant (see Section 11(B)(1)) ich the Disclosing Party holds a right of control:
B. Business address of the Disclosing Part	y: \lol W \\ BeAvEJI^ kb S>T\xi
C. Telephone: 2H% - ffW'-HloFax:	Email: Jj\$t>\\$Lr(£4v*\tf&rk Cfe^
D. Name of contact person: tjou6~ SoX^S	GL .
E. Federal Employer Identification No. (if y	you have one): _
F. Brief description of the Matter to which applicable):	this EDS pertains. (Include project number and location of property, if
jot-a? B ohxo \$r  G. Which City agency or department is req	uesting this EDS? PfcrV <d£ )ei2g="" ^foft.i_t-<="" ilafjajrt^tf="" td=""></d£>
If the Matter is a contract being handled by following:	the City's Department of Procurement Services, please complete the
Specification # ///A	and Contract # W/Ar
Ver.2018-1	Paget of 15
SECTION II DISCLOSURE OF O	WNERSHIP INTERESTS
A. NATURE OF THE DISCLOSING P	ARTY
<ol> <li>Indicate the nature of the Disclosical Person</li> <li>Publicly registered business corporation</li> <li>Privately held business corporation</li> <li>Sole proprietorship</li> <li>General partnership</li> </ol>	[ ^ Limited liability company

[] Yes [] No

[] Other (please specify)

] Limited partnership

Trust

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

Michigan

3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity?

[] Yes [x] No [] Organized in Illinois

#### B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:

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

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

Name Title

TMW Enterprises, Inc. Manager

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture, interest of a member or manager in a

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# Schedule City of Chicago Economic Disclosure Statement and Affidavit 423 East Ohio LLC Schedule of Ownership Interests

Entity/Individual	<b>Business Address</b>	<b>Ownership Interest</b>
Diversified Streeterville, LLC	111 W. Lake Street, Suite 1900 Chicago,	80% Direct Interest
	Illinois 60606	
GoIub/WI Ohio/McClurg	c/o Golub & Company 625 N. Michigan	20% Direct Interest
Investors, LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Chicago Holdings, LLC	101 W Big Beaver Rd., Ste. 800 Troy,	10% Indirect Interest
	Michigan 48084	
Levy Family Partners LLC	444 W. Lake Street, Suite 1900 Chicago,	10% Indirect Interest
-	IL 60606	

WI Ohio/McClurg LLC 929 West Adams Street Chicago, IL 10% Indirect Interest

60607

Walsh Investors, LLC 929 West Adams Street Chicago, IL 10% Indirect Interest

60607

Golub Ohio/McClurg Investors c/o Golub & Company 625 N. Michigan 10% Indirect Interest

LLC Ave., Suite 2000 Chicago, Illinois 60611

Edward L.Kaplan Revocable c/o Nalpak Ventures LLC 1430 Techny 9.5% Indirect Interest

Insurance Trust u/a/d 7/19/83 Road Northbrook, IL 60062

Golub Realty Partners IV LLC c/o Golub & Company 625 N. Michigan 9.13% Indirect Interest

Ave., Suite 2000 Chicago, Illinois 60611

EASTM 66176397.1 53388833;!

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

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

Name Business Address Percentage Interest in the Applicant See attached schedule of Ownership Interest of Applicant

# SECTION III -- INCOME OR COMPENSATION TO, OR OWNERSHIP BY, CITY ELECTED OFFICIALS

File #: O2020-3718, Version	on: 1			
Has the Disclosing Party 12-month period precedi	-	any income or compensation to a e of this EDS?	ny City elected official [] Yes	during the [x] No
_	•	ly expect to provide any income a period following the date of this		City [x] No
If "yes" to either of the a such income or compens	_	se identify below the name(s) of s	such City elected officia	al(s) and describe
inquiry, any City elected	official's s	the best of the Disclosing Party's pouse or domestic partner, have a le of Chicago ("MCC")) in the Disclosing Party's pouse or domestic partner, have a le of Chicago ("MCC")	a financial interest (as o	
If "yes," please identify (s) and describe the finar		name(s) of such City elected of st(s).	fficial(s) and/or spouse	e(s)/domestic partner
SECTION IV DISCI	OSURE (	OF SUBCONTRACTORS AND	OTHER RETAINE	) PARTIES
defined in MCC Chapter Party has retained or exp and the total amount of the employees who are paid	2-156), ac ects to reta he fees paid solely thro losure is re	the name and business address o countant, consultant and any other in in connection with the Matter, do restimated to be paid. The Disugh the Disclosing Party's regular quired under this Section, the Disake the disclosure.	er person or entity who as well as the nature of sclosing Party is not rec ar payroll. If the Disclos	m the Disclosing f the relationship, quired to disclose sing Party is
Page 3 of 15				
Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	paid or estimated.) "hourly rate" or "t.l	NOTE:
(Add sheets if necessary)	)			

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

## **SECTION V -- CERTIFICATIONS**

File #:	O2020-3718, Version:	

#### A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

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

ſ	1 Yes	D(f No	[1 No person	directly	or indirectly	owns 10%	or more of the	Disclosing	Party
1	1 1 00	1 // 1 1 1 0		ancon	or maneen	O W 115 1 0 / 0	or more or me		Luity

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	[ J	No
-------	-----	----

#### **B. FURTHER CERTIFICATIONS**

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

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- 3. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section 11(B)(1) of this EDS:
- a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
- b. have not, during the 5 years before the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery: bribery; falsification or destruction of records; making false statements; or receiving stolen property;
- c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in subparagraph (b) above;

- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before the date ofthis EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) concern:
  - the Disclosing Party;
  - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
  - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity). Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity. With respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
  - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any-other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor, nor any Agents have, during the 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

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

- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any "sister agency"; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

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

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

^| A

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

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

13. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date offhis EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes offhis statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

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

- 1. The Disclosing Party certifies that the Disclosing Party (check one)
  - [] is rVfis not
  - a "financial institution" as defined in MCC Section 2-32-455(b).
- 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

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

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

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

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

Any words or terms defined in MCC Chapter 2-156 have the same meanings if used in this Part D.

1. In accordance with MCC Section 2-156-110: To the best of the Disclosing Party's knowledge after reasonable inquiry, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter?

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[ ] Yes [)d^No		
	ked "Yes" to Item D(l), proceed to $D(3)$ and proceed to Part E.	to Items D(2) and D(3). If you checked "No" to Item D(l),
employee shall have the purchase of any by virtue of legal pr	e a financial interest in his or her property that (i) belongs to the Cocess at the suit of the City (colle	bidding, or otherwise permitted, no City elected official or own name or in the name of any other person or entity in City, or (ii) is sold for taxes or assessments, or (iii) is sold ectively, "City Property Sale"). Compensation for property does not constitute a financial interest within the meaning
Does the Matter inv	volve a City Property Sale?	
[] Yes	I] No	
		he names and business addresses of the City officials or by the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
4. The Disclosing Fany City official or		phibited financial interest in the Matter will be acquired by

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#### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either (1) or (2) below. If the Disclosing Party checks (2), the Disclosing Party must disclose below or in an attachment to this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

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

#### SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

#### A. CERTIFICATION REGARDING LOBBYING

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

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in paragraph A(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 Ver.2018-1

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of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan., entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A(1) and A(2) above.
- 4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(l) through A(4) above from all subcontractors before it awards any subcontract and the Disclosing Parry must maintain all such subcontractors' certifications for the duration of the Matter and musl make such certifications promptly available to the City upon request.

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY
If the Matter is federally funded, federal regulations require the Applicant and all proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.
Is the Disclosing Party the Applicant? [] Yes [] No
If "Yes," answer the three questions below:
1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  [] Yes  [] No
2. Have you filed with die 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  [j No [] Reports not required
3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  [] Yes " [] No
If you checked "No" to question (1) or (2) above, please provide an explanation:
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#### SECTION VII - FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

The Disclosing Party understands and agrees that:

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- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance and a training program is available on line at www.citvofchicago.org/Ethics <a href="http://www.citvofchicago.org/Ethics">http://www.citvofchicago.org/Ethics</a>, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with this ordinance.
- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any

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

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

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#### **CERTIFICATION**

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

## 6-0 HO LWU UUL\_

(Print or type exact legal name of Disclosing Party)

By:

(Sign here)

(Print or type name of person signing) (Print or type title of person signing)

"OFFICIAL SEAL" DIANA L DIETZ NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES 2/19/2022

Signed and sworn to before me on (date)C~[jL^C ^D^O

at (jEfoU^ - County, Un S>(state).

Notary Public Commission expires: ~2f\ [f\]

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

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

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"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.I.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5% 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% (an "Owner"). It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

[ ] Yes [x] No

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

[] Yes [] No [X] The Applicant is not publicly traded on any exchange.

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

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

#### PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

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

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

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

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## CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

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

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

Family Partners LLC

### **Check ONE of the following three boxes:**

Indicate whether the Disclosing Party submitting this EDS is:

- 1. [] the Applicant OR
- 2. [X] a legal entity currently holding, or anticipated to hold within six months after City action on
- 2. the contract, transaction or other undertaking to which this EDS pertains (referred to below as the

-ile #: O2020-3718, <b>Version:</b> 1	
2. name: 423 East Ohio LLC OR	n excess of 7.5% in the Applicant. State the Applicant's legal et right of control of the Applicant (see Section 11(B)(1)) State losing Party holds a right of control:
B. Business address of the Disclosing Party:	444 W. Lake Street, Suite 1900
	Chicago, IL 60606
C. <u>Telephone</u> : 312-267-4182 <u>pax:</u>	Email: re@levyfamilypartners.com
<mailto:re@levyfamilypartners.com></mailto:re@levyfamilypartners.com>	
D. Name of contact person: Sophia Stratum	
E. Federal Employer Identification No. (if yo	ou have one):
F. Brief description of the Matter to which property, if applicable):	n this EDS pertains. (Include project number and location of
PD Amendment: Re: 400-18 E. Grand Ave; 529	9-49 N. McClurg ; 401-29 E. Ohio Street
G. Which City agency or department is reque	sting this EDS? Department of Planning & Development
If the Matter is a contract being handled complete the following:	by the City's Department of Procurement Services, please
Specification # n/A	and Contract # N/A
Ver.2018-1	Paget of 15
SECTION II DISCLOSURE OF OWNER	SHIP INTERESTS
A. NATURE OF THE DISCLOSING PARTY	
1. Indicate the nature of the Disclosing Part     Person     Publicly registered business corporation     Privately held business corporation     Sole proprietorship     General partnership     Limited partnership     Trust	y:     fX] [ ] [ ] [ ] (Is
Limited liability company Limited liability par	rtnership Joint venture

Not-for-profit corporation the not-for-profit corporation also a 501(c)(3))?

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[]Yes Other (please s	[ ]No specify)			
2. For legal ent	ities, the state (or foreign c	country) of incorporat	ion or organization, if applicable	::
DELAWAR	E			
_	ities not organized in the S nois as a foreign entity?	tate of Illinois: Has th	ne organization registered to do b	ousiness in
[X] Yes	[ ] No	[] Organized	in Illinois	
B. IF THE DIS	CLOSING PARTY IS A I	LEGAL ENTITY:		
entity; (ii) for n members, write trustee, execute liability compar	ot-for-profit corporations, "no members which are le or, administrator, or similar nies, limited liability partn	all members, if any, vegal entities"); (iii) for rly situated party; (iv) erships or joint venture.	I executive officers and all direct which are legal entities (if there a r trusts, estates or other similar en- for general or limited partnershipes, each general partner, managine rectly controls the day-to-day managine	nre no such ntities, the ps, limited ing member,
NOTE: Each le	gal entity listed below mus	st submit an EDS on i	ts own behalf.	
Name Title				
LFP Managemo	ent, LLC	Mar	nager	
current or prosp of 7.5% of the A	pective (i.e. within 6 month	hs after City action) be ch an interest include s	erson or legal entity having a dire eneficial interest (including own shares in a corporation, partnersh n a	ership) in excess
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limited liability "None."	company, or interest of	a beneficiary of a tr	ust, estate or other similar entit	y. If none, state
NOTE: Each le	gal entity listed below may	y be required to subm	it an EDS on its own behalf.	
Name See attached s	Business Addreschedule of Ownership Inte		Percentage Interest in the Appl	icant

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## SECTION III - INCOME OR COMPENSATION TO, OR OWNERSHIP BY, CITY ELECTED OFFICIALS

Has the Disclosing Party pr 12-month period preceding	rovided any income or compensation to any City e	lected official dur	ring the [X] No		
•	reasonably expect to provide any income or compe 2-month period following the date of this EDS? [	•	ty X] No		
f "yes" to either of the above, please identify below the name(s) of such City elected official(s) and describe uch income or compensation:					
inquiry, any City elected of	ial or, to the best of the Disclosing Party's knowled ficial's spouse or domestic partner, have a financial ipal Code of Chicago ("MCC")) in the Disclosing fX] No	l interest (as defin			
If "yes," please identify be (s) and describe the financial	elow the name(s) of such City elected official(s) al interest(s).	and/or spouse(s)/	domestic partner		

#### SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

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# Schedule City of Chicago Economic Disclosure Statement and Affidavit 423 East Ohio LLC Schedule of Ownership Interests

Entity/Individual Business Address Ownership Interest
Diversified Streeterville, LLC 111 W. Lake Street, Suite 1900 Chicago, 80% Direct Interest
Illinois 60606

GoIub/WI Ohio/McClurg	c/o Golub & Company 625 N. Michigan	20% Direct Interest
Investors, LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Chicago Holdings, LLC	101 W Big Beaver Rd., Ste. 800 Troy,	10% Indirect Interest
	Michigan 48084	
Levy Family Partners LLC	444 W. Lake Street, Suite 1900 Chicago,	10% Indirect Interest
	IL 60606	
WI Ohio/McClurg LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Walsh Investors, LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Golub Ohio/McClurg Investors	c/o Golub & Company 625 N. Michigan	10% Indirect Interest
LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Edward L.Kaplan Revocable	c/o Nalpak Ventures LLC 1430Techny	9.5% Indirect Interest
Insurance Trust u/a/d 7/19/83	Road Northbrook, IL 60062	
Golub Realty Partners IV LLC	c/o Golub & Company 625 N. Michigan	9.13% Indirect Interest
	Ave., Suite 2000 Chicago, Illinois 60611	

EASTM66176397.1 53388833;!

Name (indicate whether retained or anticipated to be retained)

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

| lobbyist, etc.) | "hourly rate" or "t.b.d." is not an acceptable response.

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(Add sheets if necessary)
PC] Check here if the Disclosing Party has not retained, nor expects to retain, any such persons or
entities. SECTION V CERTIFICATIONS
A. COURT-ORDERED CHILD SUPPORT COMPLIANCE
Under MCC Section 2-92-415, substantial owners of business entities that contract with the City must remain in compliance with their child support obligations throughout the contract's term.
Has any person who directly or indirectly owns 10% or more of the Disclosing Party been declared in arrearage on any child support obligations by any Illinois court of competent jurisdiction?
[] Yes [X] 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. [This paragraph 1 applies only if the Matter is a contract being handled by the City's Department of Procurement Services.] In the 5-year period preceding the date of this EDS, neither the Disclosing Party nor any Affdiated Entity [see definition in (5) below] has engaged, in connection with the performance of any public contract, the services of an integrity monitor, independent private sector inspector general, or integrity compliance consultant (i.e., an individual or entity with legal, auditing, investigative, or other similar skills, designated by a public agency to help the agency monitor the activity of specified agency vendors as well as help the vendors reform their business practices so they can be considered for agency contracts in the future, or continue with a contract in progress).
2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.
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3. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section 11(B)(1) of this EDS:

- a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;

- b. have not, during the 5 years before the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
- c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) concern:
  - the Disclosing Party;
  - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
  - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity). Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity. With respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
  - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor, nor any Agents have, during the 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public

officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;

- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee ofthe City or any "sister agency"; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

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

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

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.

- 12. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none"). N/A
- 13. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient. N/A

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

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

[] is PC] is not

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

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

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

N/A

File #: O2020-3718, Version: 1  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.		
Any words or terms	defined in MCC Chapter 2-156 have	we the same meanings if used in this Part D.
reasonable inquiry,		e best of the Disclosing Party's knowledge after e City have a financial interest in his or her own name or
[] Yes	[Xl No	
-	xed "Yes" to Item D(l), proceed to I D(3) and proceed to Part E.	tems D(2) and D(3). If you checked "No" to Item D(l),
employee shall have the purchase of any by virtue of legal pr	e a financial interest in his or her ow property that (i) belongs to the City ocess at the suit of the City (collect	lding, or otherwise permitted, no City elected official or on name or in the name of any other person or entity in or, or (ii) is sold for taxes or assessments, or (iii) is sold ively, "City Property Sale"). Compensation for property s not constitute a financial interest within the meaning of
Does the Matter inv	rolve a City Property Sale?	
[] Yes	[ ] No	
	"Yes" to Item D(l), provide the uch financial interest and identify the	names and business addresses of the City officials or ne nature of the financial interest:
Name	Business Address	Nature of Financial Interest
4. The Disclosing I any City official or		pited financial interest in the Matter will be acquired by

#### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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Please check either (1) or (2) below. If the Disclosing Party checks (2), the Disclosing Party must disclose below or in an attachment to this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the

City.

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

#### SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

#### A. CERTIFICATION REGARDING LOBBYING

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

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in paragraph A(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 Ver.2018-1

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of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

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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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(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? [] Yes [] No
If "Yes," answer the three questions below:
1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  [] Yes  [] No
2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?

[] Yes [] No [] Reports not required

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

[] Yes [] No

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

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#### SECTION VII - FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

The Disclosing Party understands and agrees that:

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance and a training program is available on line at www.cityofchicago.org/Ethics <a href="http://www.cityofchicago.org/Ethics">http://www.cityofchicago.org/Ethics</a>, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with this ordinance.
- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other City transactions. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided in, and appended to, this EDS may be made publicly available on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to MCC Chapter 1-23, Article 1 (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

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#### CERTIFICATION

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

Levy Family Partners, LLC

Sophia Stratton (Print or type name of person signing)

Manager of LFP Management, LLC as Manager of Levy Family Partners, LLC (Print or type title of person signing) (state).

Notary Public

Commission expires:

Signed and sworn to before me on (date) C-ZV Q a jj^ 2^07^0

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

Under MCC Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any

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

■ "Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.I.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5% 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% (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 MCC Section 2-154-010, is the Applicant or any Owner identified as a building code scofflaw or problem landlord pursuant to MCC Section 2-92-416?

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[ ]Yes [ <sup>x</sup> ]No		
	• • •	y traded on any exchange, is any officer or director of the Applicant roblem landlord pursuant to MCC Section 2-92-416?
[] Yes	[ ] No	[X] The Applicant is not publicly traded on any exchange.
2 If yes to (1) or (2) of	hava plaasa idantif	fy halovy the name of each norgan or legal antity identified as a

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

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

#### PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

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

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business on City premises.

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

[]Yes

[ ]No

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

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## CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

#### **SECTION I ~ GENERAL INFORMATION**

A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable: WI Ohio/McClurg, LLC

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Check ONE of the following three boxes:		
contract, transaction or other undertaking to wh direct or indirect interest in excess of 7.5% in the LLC OR	nticipated to hold within six months after City action on the ich this EDS pertains (referred to below as the "Matter"), a ne Applicant. State the Applicant's legal name: 42^ East Ohio et right of control of the Applicant (see Section 11(B)(1)) State	
B. Business address of the Disclosing Party:	929 West Adams Street Chicago, IL 60607	
C. Telephone: 312-563-5471 Fax: <a href="mailto:gciambrone@walshgroup.com">mailto:gciambrone@walshgroup.com</a>	312-563-5442 Email: gciambrone@walshgroup.com	
D. Name of contact person: Greg Ciambrone		
E. Federal Employer Identification No. (if you	have one):	
F. Brief description of the Matter to which property, if applicable):	this EDS pertains. (Include project number and location of	
PD Amendment Re: 400-18 E. Grand Ave.; 5	29-49 N. McClurg Ct.; 401-29 E. Ohio St.	
G. Which City agency or department is requesti	ing this EDS? Department of Planning & Development	
If the Matter is a contract being handled by the complete the following:	City's Department of Procurement Services, please	
Specification # N/A	and Contract # NM;	
Ver.2018-1 P	age 1 of 15	
SECTION II DISCLOSURE OF OWNER	SHIP INTERESTS	
A. NATURE OF THE DISCLOSING PARTY		
<ol> <li>Indicate the nature of the Disclosing Part</li> <li>Person</li> <li>Publicly registered business corporation</li> <li>Privately held business corporation</li> <li>Sole proprietorship</li> </ol>	y:  [ XJ Limited liability company  [ ] Limited liability partnership  [ ] Joint venture  [ ] Not-for-profit corporation	

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] General partnership ] Limited partnership ] Trust		(Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify)
2. For legal entities, th	ne state (or foreign cour	ntry) of incorporation or organization, if applicable:
Illinois		
3. For legal entities no the State of Illinois as a	_	e of Illinois: Has the organization registered to do business in
[] Yes	[ ] No	[ ^ Organized in Illinois
B. IF THE DISCLOSI	NG PARTY IS A LEG	AL ENTITY:
entity; (ii) for not-for-p members, write "no me trustee, executor, admi- liability companies, lin	profit corporations, all name or subers which are legal nistrator, or similarly simited liability partnership	oplicable, of: (i) all executive officers and all directors of the members, if any, which are legal entities (if there are no such entities"); (iii) for trusts, estates or other similar entities, the ituated party; (iv) for general or limited partnerships, limited ips or joint ventures, each general partner, managing member, at directly or indirectly controls the day-to-day management of
NOTE: Each legal enti	ty listed below must su	abmit an EDS on its own behalf.
Name Title Walsh Investors LL	C	Sole Member
current or prospective	(i.e. within 6 months af nt. Examples of such a	oncerning each person or legal entity having a direct or indirect, fer City action) beneficial interest (including ownership) in excess in interest include shares in a corporation, partnership interest in a aber or manager in a
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limited liability compa	any, or interest of a be	eneficiary of a trust, estate or other similar entity. If none, state
NOTE: Each legal enti	ty listed below may be	required to submit an EDS on its own behalf.
Name Br See attached schedule	usiness Address of Ownership Interest o	Percentage Interest in the Applicant of Applicant

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### SECTION III -- INCOME OR COMPENSATION TO, OR OWNERSHIP BY, CITY ELECTED OFFICIALS

Has the Disclosing Party provided any income or compensation to any City 12-month period preceding the date of this EDS?	elected officia	al during the [X] No
Does the Disclosing Party reasonably expect to provide any income or comelected official during the 12-month period following the date of this EDS?	•	ny City [X] No
If "yes" to either of the above, please identify below the name(s) of such Ci such income or compensation:	ity elected offic	cial(s) and describe

Does any City elected official or, to the best of the Disclosing Party's knowledge after reasonable inquiry, any City elected official's spouse or domestic partner, have a financial interest (as defined in Chapter 2-156 of the Municipal Code of Chicago ("MCC")) in the Disclosing Party? [ ]Yes [XJNo

If "yes," please identify below the name(s) of such City elected official(s) and/or spouse(s)/domestic partner (s) and describe the financial interest(s).

#### SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

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## Schedule City of Chicago Economic Disclosure Statement and Affidavit 423 East Ohio LLC Schedule of Ownership Interests

Entity/Individual Business Address Ownership Interest

Diversified Streeterville, LLC 111 W. Lake Street, Suite 1900 Chicago, 80% Direct Interest

Illinois 60606

Golub/WI Ohio/McClurg c/o Golub & Company 625 N. Michigan 20% Direct Interest Investors, LLC Ave., Suite 2000 Chicago, Illinois 60611 101 W Big Beaver Rd., Ste. 800 Troy, Chicago Holdings, LLC 10% Indirect Interest Michigan 48084 Levy Family Partners LLC 444 W. Lake Street, Suite 1900 Chicago, 10% Indirect Interest IL 60606 WI Ohio/McClurg LLC 10% Indirect Interest 929 West Adams Street Chicago, IL 60607 Walsh Investors, LLC 929 West Adams Street Chicago, IL 10% Indirect Interest 60607 Golub Ohio/McClurg Investors c/o Golub & Company 625 N. Michigan 10% Indirect Interest LLC Ave., Suite 2000 Chicago, Illinois 60611 c/o Nalpak Ventures LLC 1430 Techny 9.5% Indirect Interest Edward L.Kaplan Revocable Insurance Trust u/a/d 7/19/83 Road Northbrook, IL 60062 Golub Realty Partners IV LLC c/o Golub & Company 625 N. Michigan 9.13% Indirect Interest Ave., Suite 2000 Chicago, Illinois 60611

EASTM66176397.1 53388833;!

Name (indicate whether 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.

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(Add sheets if necessary)
fX] Check here if the Disclosing Party has not retained, nor expects to retain, any such persons or
entities. SECTION V - CERTIFICATIONS
A. COURT-ORDERED CHILD SUPPORT COMPLIANCE
Under MCC Section 2-92-415, substantial owners of business entities that contract with the City must remain in compliance with their child support obligations throughout the contract's term.
Has any person who directly or indirectly owns 10% or more of the Disclosing Party been declared in arrearage on any child support obligations by any Illinois court of competent jurisdiction?
[] Yes [% No [] No person directly or indirectly owns 10% or more of the Disclosing Party.
If "Yes," has the person entered into a court-approved agreement for payment of all support owed and is the person in compliance with that agreement?
[]Yes []No
B. FURTHER CERTIFICATIONS
1. [This paragraph 1 applies only if the Matter is a contract being handled by the City's Department of Procurement Services.] In the 5-year period preceding the date of this EDS, neither the Disclosing Party nor any Affdiated Entity [see definition in (5) below] has engaged, in connection with the performance of any public contract, the services of an integrity monitor, independent private sector inspector general, or integrity compliance consultant (i.e., an individual or entity with legal, auditing, investigative, or other similar skills, designated by a public agency to help the agency monitor the activity of specified agency vendors as well as help the vendors reform their business practices so they can be considered for agency contracts in the future, or continue with a contract in progress).
2. The Disclosing Party and its Affiliated Entities are not delinquent in the payment of any fine, fee, tax or other source of indebtedness owed to the City of Chicago, including, but not limited to, water and sewer charges, license fees, parking tickets, property taxes and sales taxes, nor is the Disclosing Party delinquent in the payment of any tax administered by the Illinois Department of Revenue.
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3. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified

- in Section 11(B)(1) of this EDS:
- a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;

- b. have not, during the 5 years before the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
- c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) concern:
  - the Disclosing Party;
  - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
  - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity). Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity. With respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
  - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor, nor any Agents have, during the 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public

officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;

- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any "sister agency"; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor pennit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such Ver.2018-1

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

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

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N/A

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

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

N/A

13. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than S25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

N/A

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

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

[] is [XJ is not

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

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

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

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	"," the word "None," or no response ap Disclosing Party certified to the abo	opears on the lines above, it will be conclusively ve statements.	
D. CERTIFICAT	ION REGARDING FINANCIAL IN	TEREST IN CITY BUSINESS	
Any words or terr	ms defined in MCC Chapter 2-156 ha	we the same meanings if used in this Part D.	
reasonable inquir	1. In accordance with MCC Section 2-156-110: To the best of the Disclosing Party's knowledge after reasonable inquiry, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter?		
[ ]Yes [^No			
	ecked "Yes" to Item D( l), proceed to nd D(3) and proceed to Part E.	Items D(2) and D(3). If you checked "No" to Item D(1),	
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 i	nvolve a City Property Sale?		
[] Yes [XNo			
	d "Yes" to Item D(l), provide the g such financial interest and identify t	names and business addresses of the City officials or he nature of the financial interest:	
Name	Business Address	Nature of Financial Interest	

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

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#### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either (1) or (2) below. If the Disclosing Party checks (2), the Disclosing Party must disclose below or in an attachment to this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

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

#### SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

#### A. CERTIFICATION REGARDING LOBBYING

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

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in paragraph A(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 Ver.2018-1

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of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A(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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(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 t	he Applicant?	?
[] Yes	[] No	
If "Yes," answer the thre	ee questions b	pelow:
1. Have you developed regulations? (See 41 CF	•	have on file affirmative action programs pursuant to applicable federal
[]Yes	[ ]No	
•		orting Committee, the Director of the Office of Federal Contract Employment Opportunity Commission all reports due under the applicable
[] Yes	[] No	[ ] Reports not required
3. Have you participate opportunity clause?	ed in any prev	ious contracts or subcontracts subject to the equal
[]Yes	[ ]No	
If you checked "No" to	question (1) o	or (2) above, please provide an explanation:

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#### SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

The Disclosing Party understands and agrees that:

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance and a training program is available on line at www.citvofchicago.org/Ethics <a href="http://www.citvofchicago.org/Ethics">http://www.citvofchicago.org/Ethics</a>, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with this ordinance.
- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other City transactions. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided in, and appended to, this EDS may be made publicly available on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to MCC Chapter 1-23, Article I (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-020.

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

WI OHIO/McCLURG, LLC

(Print or type exact legal name of Disclosing Party)

By:

(Sign hkktQ

Gregory A. Ciambrone (Print or type name of person signing)

Manager

(Print or type title of person signing)

Signed and sworn to before me on (date) Hone 2., Zo2.o

at C oak County, III:  $_n/>\$  (state).

Commission expires:

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#### AND AFFIDAVIT APPENDIX A

## FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.I.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5% 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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#### AND AFFIDAVIT APPENDIX B

#### BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

	has only an indirect of	• •	t in the Applicant.
	ursuant to MCC Sectional sections with the section is a section of the section is a section of the section in the section is a section of the section is a section of the section of the section is a section of the sec		ne Applicant or any Owner identified as a building code scofflaw n 2-92-416?
[]	Yes	[x] No	
		• •	traded on any exchange, is any officer or director of the Applicant blem landlord pursuant to MCC Section 2-92-416?
	[] Yes	[] No	[X] The Applicant is not publicly traded on any exchange.
buildi		· 1	below the name of each person or legal entity identified as a and the address of each building or buildings to which the pertinen

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#### AND AFFIDAVIT APPENDIX C

#### PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

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

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

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

[]Yes

## 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: Walsh

Investors, LLC

#### **Check ONE of the following three boxes:**

Indicate whether the Disclosing Party submitting this EDS is:

- 1. [] the Applicant OR
- 2. [X a legal entity currently holding, or anticipated to hold within six months after City action on the contract, transaction or other undertaking to which this EDS pertains (referred to below as the "Matter"), a direct or indirect interest in excess of 7.5% in the Applicant. State the Applicant's legal name: 4^3 East Ohio LLC

~~OR

- 3. [] a legal entity with a direct or indirect right of control of the Applicant (see Section 11(B)(1)) State the legal name of the entity in which the Disclosing Party holds a right of control:
- B. Business address of the Disclosing Party: 929 West Adams Street
  Chicago, IL 60607
- C. <u>Telephone</u>: 312-563-5471 Fax: 312-563-5442 Email: <u>gciambrone@walshgroup.com</u>

<mailto:gciambrone@walshgroup.com>

- D. Name of contact person: Greg Ciambrone
- E. Federal Employer Identification No. (if you have one):
- F. Brief description of the Matter to which this EDS pertains. (Include project number and location of property, if applicable):
  - PD Amendment Re: 400-18 E. Grand Ave.; 529-49 N. McClurg Ct.; 401-29 E. Ohio St.
- 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 # N/A and Contract # N/A

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#### **SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS**

#### A. NATURE OF THE DISCLOSING PARTY

1. Indicate the nature of the Disclosing F	arty:
[ ] Person	[ XJ
[ ] Publicly registered business corporation	[]
[ ] Privately held business corporation	[]
[ ] Sole proprietorship	[]
[ ] General partnership	(Is
[ ] Limited partnership	
[ ] Trust	[]
Limited liability company	
Limited liability partnership	
Joint venture	
Not-for-profit corporation	
he not-for-profit corporation also a 501(c)(3	))?
[] Yes [] No	
Other (please specify)	
2. For legal entities, the state (or foreign cou	antry) of incorporation or organization, if applicable: Illinois
3. For legal entities not organized in the State the State of Illinois as a foreign entity?	te of Illinois: Has the organization registered to do business in
[] Yes [] No	m Organized in Illinois
B. IF THE DISCLOSING PARTY IS A LE	GAL ENTITY:

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

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

Name Title

Matthew Walsh Manager

Daniel Walsh Manager

Gregory Ciambrone Manager

	ct or indirect, ership) in excess hip interest in a
r similar entit	y. If none, state
vn behalf.	
st in the Appli	icant
HIP BY, CI	TY ELECTED
] Yes	[X] No
ion to any City	y [X] No
eted official(s)	and describe
after reasonablerest (as defin y? or spouse(s)/o	
	r similar entity on behalf.  HIP BY, CIT and official during yes ion to any City ies ted official(s) after reasonable erest (as definity?

#### SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as

defined in MCC Chapter 2-156), accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

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# Schedule City of Chicago Economic Disclosure Statement and Affidavit 423 East Ohio LLC Schedule of Ownership Interests

Entity /Individual	<b>Business Address</b>	<b>Ownership Interest</b>
Diversified Streeterville, LLC	111 W. Lake Street, Suite 1900 Chicago,	80% Direct Interest
	Illinois 60606	
GoIub/WI Ohio/McClurg	c/o Golub & Company 625 N. Michigan	20% Direct Interest
Investors, LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Chicago Holdings, LLC	101 W Big Beaver Rd., Ste. 800 Troy,	10% Indirect Interest
	Michigan 48084	
Levy Family Partners LLC	444 W. Lake Street, Suite 1900 Chicago,	10% Indirect Interest
	IL 60606	
WI Ohio/McClurg LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Walsh Investors, LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Golub Ohio/McClurg Investors	c/o Golub & Company 625 N. Michigan	10% Indirect Interest
LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Edward L.Kaplan Revocable	c/o Nalpak Ventures LLC 1430 Techny	9.5% Indirect Interest
Insurance Trust u/a/d 7/19/83	Road Northbrook, IL 60062	
Golub Realty Partners IV LLC	c/o Golub & Company 625 N. Michigan	9.13% Indirect Interest
	Ave., Suite 2000 Chicago, Illinois 60611	

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EASTM66176397.1 53388833;!			
Name (indicate whether	Business	Relationship to Disclosing Party	Fees (indicate whether
retained or anticipated	Address	(subcontractor, attorney,	paid or estimated.) NOTE:
to be retained)		lobbyist, etc.)	"hourly rate" or "t.b.d." is not an acceptable response.
			not an acceptable response.
(A 11 -1 4- : C			
(Add sheets if necessary)			
[X] Check here if the D	Disclosing 1	Party has not retained, nor expec	cts to retain, any such persons or
entities. SECTION V C	CERTIFIC	ATIONS	
A. COURT-ORDERED C	CHILD SUP	PPORT COMPLIANCE	
Under MCC Section 2-92-	415 cubeta	ntial owners of business entities that	contract with the City must remain
		t obligations throughout the contract's	· · · · · · · · · · · · · · · · · · ·
Has any person who direct	tly or indire	ctly owns 10% or more of the Disclo	sing Party been declared in arrearage
on any child support obliga	ations by ar	ny Illinois court of competent jurisdic	etion?
[] Yes [X] No [] No [	person dire	ctly or indirectly owns 10% or more	of the Disclosing Party.
If "Yes," has the person en	itered into a	court-approved agreement for paym	ent of all support owed and is the
person in compliance with			11
[] Yes [] No			
B. FURTHER CERTIFIC	ATIONS		
1 [This paragraph 1 appli	ies only if t	he Matter is a contract being handled	by the City's Department of
1. [11119 paragraph 1 appn	ics omy m t	ne ivianci is a confiact being nanuleu	by the City's Department of

1. [This paragraph 1 applies only if the Matter is a contract being handled by the City's Department of Procurement Services.] In the 5-year period preceding the date of this EDS, neither the Disclosing Party nor any Affdiated Entity [see definition in (5) below] has engaged, in connection with the performance of any public contract, the services of an integrity monitor, independent private sector inspector general, or integrity compliance consultant (i.e., an individual or entity with legal, auditing, investigative, or other similar skills, designated by a public agency to help the agency monitor the activity of specified agency vendors as well as help the vendors reform their business practices so they can be considered for agency contracts in the future, or continue with a contract in progress).

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

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- 3. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section 11(B)(1) of this EDS:
- a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
- b. have not, during the 5 years before the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
- c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) concern:
  - the Disclosing Party;
  - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
  - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity). Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity. With respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the

Contractor, is under common control of another person or entity;

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

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Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor, nor any Agents have, during the 5 years before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any "sister agency"; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System

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for Award Management ("SAM").

10. [FOR APPLICANT ONLY] The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such

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

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

N/A

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

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

N/A

13. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

N/A

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

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

[] is m is not

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

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

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

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

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

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

Any words or terms defined in MCC Chapter 2-156 have the same meanings if used in this Part D.

1. In accordance with MCC Section 2-156-110: To the best of the Disclosing Party's knowledge after reasonable inquiry, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter?

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

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

Does the Matter involve a City Property Sale?

[] Yes [XNo

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

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Name	Business Address	Nature of Financial Interest		

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

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#### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either (1) or (2) below. If the Disclosing Party checks (2), the Disclosing Party must disclose below or in an attachment to this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

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

#### SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

#### A. CERTIFICATION REGARDING LOBBYING

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

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in paragraph A(1) above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee Ver.2018-1

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of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and infonnation 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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(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 I	Party the Applicant?
[]Yes	[ ]No

If "Yes," answer the three questions below:

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

[]Y	es	[] No

2. Have you filed with	the Joint Repo	orting Committee, the Director of the Office of Federal Contract
Compliance Programs, o	or the Equal E	Employment Opportunity Commission all reports due under the applicable
filing requirements?		
[] Yes	[ ] No	[] Reports not required
3. Have you participate opportunity clause? [] Yes	d in any prev	ious contracts or subcontracts subject to the equal
If you checked "No" to o	question (1) o	r (2) above, please provide an explanation:
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#### SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

The Disclosing Party understands and agrees that:

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- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance and a training program is available on line at www.citvofchicago.org/Ethics <a href="http://www.citvofchicago.org/Ethics">http://www.citvofchicago.org/Ethics</a>, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with this ordinance.
- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other City transactions. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided in, and appended to, this EDS may be made publicly available on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party

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

### Page 11 of 15 CERTIFICATION

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

#### WALSH INVESTORS, LLC

(Print or type exact legal name of Disclosing Party)

By:

Gregory A. Ciambrone (Print or type name of person signing)

#### Manager

(Print or type title of person signing)

Signed and sworn to before me on (date)  $4 \text{ c } "Z_t 2.0 Z \& ,$ 

at Cook. County, IU;n<sub>0</sub>;.f (state). 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%. It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

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

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.I.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5% 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.

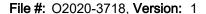


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## CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT **AND AFFIDAVIT** APPENDIX B

## BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

This Appendix is to be completed cownership interest in the Applicant which has only an indirect ownersh	exceeding 7.5% (an "Owner"). It i	ny legal entity which has a direct s not to be completed by any legal entity
1. Pursuant to MCC Section 2-154 or problem landlord pursuant to MC		er identified as a building code scofflaw
[] Yes [x] No		
2. If the Applicant is a legal entity dentified as a building code scoffla		is any officer or director of the Applicant MCC Section 2-92-416?
[]Yes []	No [X] The Applicant is no	ot publicly traded on any exchange.
3. If yes to (1) or (2) above, please building code scofflaw or problem code violations apply.		erson or legal entity identified as a uilding or buildings to which the pertinen



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[ ]Yes

# CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

### PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

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

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

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

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### CITY OF CHICAGO ECONOMIC 1) I SC LOSU R E ST AT E M E NT AND AFFIDAVIT

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

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

A. GOLUB OHIO/MCCLURG INVESTORS, LLC

### **Check ONE of the following three boxes:**

Indicate whether the Disclosing Party submitting this EDS is:

 $1. \ [\ |\ the\ Applicant$ 

OF

2. [XJ a legal entity currently holding, or anticipated to hold within six months after City action on the contract, transaction or other undertaking to which this EDS pertains (referred to below as the "Matter"), a direct or indirect interest in excess ol 7.5% in the Applicant. State the Applicant's legal name:

423 East Ohio LLC

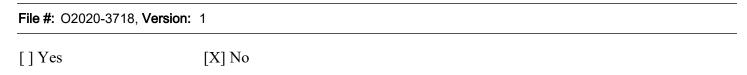
OR

- 3. [] a legal entity with a direct or indirect right of control of the Applicant (see Section 11(B)(1)) State the legal name of the entity in which the Disclosing Party holds a right of control:
- B. Business address of the Disclosing Party: 625 N. MICHIGAN AVE., #2000
   CHICAGO, IL 60611
- C. Telephone: 312-440-8800 Fax: 312-440-8701 Email: lqolub@qoco.com <mailto:lqolub@goco.com>
- D. Name of contact person: LEE GOLUB
- E. Federal Employer Identification No. (if you have one):
- F. Brief description of the Matter to which this EDS pertains. (Include project number and location of

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property, if applicable	e):		
PD Amendment Res	400-18 E. Grand A	Ave.; 529-49 N. McClurg Ct.; 401-29 E. Ohio St.	
G. Which City agency	y or department is r	requesting this EDS'? Department of Planning and Development	
If the Matter is a cont complete the following	_	by the City's Department of Procurement Services, please	
Specification //	N/A	and Contract U ^	
Vcr.201 S-l SECTION II - - DISCLOSURE OF	OWNERSHIP INT	Pane 1 olT5 CERESTS	
A. NATURE OF TH	E DISCLOSING PA	ARTY	
Person [   Publicly registered   ] Privately held busi   J Sole proprietorship   J General partnership     Limited partnership [ ] Trust [ ] Limited liability of [ ] Limited liability of     Joint venture f   Not-lbr-prolit corporates     Yes [ ] Other (please spec	ness corporation p p company artnership corporation corporation also a 50		
_	, -	country) of incorporation or organization, if applicable:	
ILLINOI	S		
3. For legal entities not the State of Illinois as	_	State of Illinois: Has the organization registered to do business in	L
Yes	[ J No	[X] Organized in Illinois	
B. IF THE DISCLOS	ING PARTY IS A	LEGAL ENTITY:	

1. List below the full names and titles, if applicable, of: (i) all executive officers and all directors of the entity; (ii) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, write "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, executor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability

Does any City elected official or, to the best of the Disclosing Party's knowledge after reasonable inquiry, any City elected official's spouse or domestic partner, have a financial interest (as defined in Chapter 2-156 of the Municipal Code of Chicago ("MCC")) in the Disclosing Party?



If "yes," please identify below the name(s) of such City elected oflicial(s) and/or spouse(s)/domestic partner (s) and describe the financial interest(s).

### SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156). accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party musl either ask the City whether disclosure is required or make the disclosure.

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# Schedule City of Chicago Economic Disclosure Statement and Affidavit 423 East Ohio LLC Schedule of Ownership Interests

Entity/Individual	<b>Business Address</b>	<b>Ownership Interest</b>
Diversified Streeterville, LLC	111 W. Lake Street, Suite 1900 Chicago, Illinois 60606	, 80% Direct Interest
GoIub/WI Ohio/McClurg Investors, LLC	c/o Golub & Company 625 N. Michigan Ave., Suite 2000 Chicago, Illinois 60611	
Chicago Holdings, LLC	101 W Big Beaver Rd., Ste. 800 Troy, Michigan 48084	
Levy Family Partners LLC	444 W. Lake Street, Suite 1900 Chicago, IL 60606	, 10% Indirect Interest
WI Ohio/McClurg LLC	929 West Adams Street Chicago, IL 60607	10% Indirect Interest
Walsh Investors, LLC	929 West Adams Street Chicago, IL 60607	10% Indirect Interest
Golub Ohio/McClurg Investors LLC	c/o Golub & Company 625 N. Michigan Ave., Suite 2000 Chicago, Illinois 60611	
Edward L.Kaplan Revocable Insurance Trust u/a/d 7/19/83	c/o Nalpak Ventures LLC 1430 Techny Road Northbrook, IL 60062	
Golub Realty Partners IV LLC	c/o Golub & Company 625 N. Michigan Ave., Suite 2000 Chicago, Illinois 60611	

EASTM 66176397.1 53388833:1			
Name (indicate whether retained or anticipated to be retained)	Address (subco	onship to Disclosing Part ontractor, attorney. vist, etc.)	y lees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is nol an acceptable response.
(Add sheets if necessary)			
Xj Check here it" the	Disclosing Party	has not retained, nor ex	xpects to retain, any such persons or
entities. SECTION V - Cl	ERTIFICATIONS	8	
A. COURT-ORDERED C	HILD SUPPORT (	COMPLIANCE	
Under MCC Section 2-92-4 in compliance with their ch	,		nat contract with the City must remain ct's term.
Has any person who directlon on any child support obligation	•		closing Party been declared in arrearage diction?
] Yes [X] No [] No p	erson directly or in	directly owns 10% or mor	re of the Disclosing Party.
		approved agreement for pa	syment of all support owed and is the
person in compliance with	that agreement?		

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#### **B. FURTHER CERTIFICATIONS**

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

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- 3. The Disclosing Party and. if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II(B)(1) of this I DS:
- a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, stale or local unit of government;
- b. have nol, during the 5 years before the dale ofthis 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 ofthe offenses set forth in subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before the date ofthis EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) concern:
  - the Disclosing Party;

- any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties"):
- any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is. with the Disclosing Party, under common control of another person or entity). Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees: or organization of a business entity following the ineligibility of a business entity to do business with federal or slate 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, wilh 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 Parly, 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 Enlily (collectively "Agents").

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Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor, nor any Agents have, during the 5 years before the dale of this EDS. or. with respect lo a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee ofthe City, the Stale of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in subparagraph (a) or (b) above that is a matter of record, but have nol been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Dcbarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of stale 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.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.

- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23. Article I for applicability and defined terms] of the Applicant is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any "sister agency": and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE.: If MCC Chapter 1-23. Article 1 applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use. nor permit their subcontractors to use. any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Certifications (2) and (9) above and will not. without the prior written consent of the City, use any such

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

1 1. If the Disclosing Parly is unable to certify to any ofthe above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

N/A

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

12. To the best ofthe 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 Ihe 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

13. To the best ofthe Disclosing Parly'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 ofthis EDS, to an employee, or elected or appointed official, ofthe City of Chicago. For purposes ofthis statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name

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ofthe City recipient.	
	N/A
C. CERTIFICATION (	OF STATUS AS FINANCIAL INSTITUTION
1. The Disclosing Part	ty certifies that the Disclosing Party (check one)
[ is [2	X] is not
a "financial instituti	on" as defined in MCC Section 2-32-455(b).
2. If the Disclosing Pa	arty IS a financial institution, then the Disclosing Party pledges:
none of our affiliates is understand that becomi	ot become a predatory lender as defined in MCC Chapter 2-32. We further pledge that and none of them will become, a predatory lender as defined in MCC Chapter 2-32. Wing a predatory lender or becoming an affiliate of a predatory lender may result in the doing business wilh the City."
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	y is unable lo make this pledge because il or any of its affiliates (as defined in MCC is a predatory lender within the meaning of MCC Chapter 2-32. explain here (attaclessary):
	word "None." or no response appears on the lines above, it will be that the Disclosing Party certified to the above statements.
D. CERTIFICATION	REGARDING FINANCIAL INTEREST IN CITY BUSINESS
Any words or terms de	fined in MCC Chapter 2-156 have the same meanings if used in this Part D.
reasonable inquiry, doe	MCC Section 2-156-110: To the best of the Disclosing Party's knowledge after es any official or employee of the City have a financial interest in his other own name or r person or entity in the Matter?
[ ] Yes	[X] No
_	"Yes" to Item D(1). proceed to Items D(2) and D(3). If you checked "No" lo Item D(1), (3) and proceed to Part E.
	nt to a process of competitive bidding, or otherwise permitted, no City elected official or financial interest in his or her own name or in the name of any other person or entity in

virtue of legal proce	ess at the suit of the City (collectively	or (ii) is sold for taxes or assessments, or (iii) is sold by y, "City Property Sale"). Compensation for property s not constitute a financial interest within the meaning
Does the Matter inv	olve a City Property Sale?	
[] Yes	[ ] No	
•	"Yes" to Item D(l). provide the uch financial interest and identify the	names and business addresses of the City officials or ne nature of the financial interest:
Name	Business Address	Nature of Financial Interest
4. The Disclosing I by any City official	•	ibited financial interest in the Matter will be acquired

### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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Please cheek either (1) or (2) below. 11" the Disclosing Party checks (2). the Disclosing Party must disclose below or in an attachment to this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection wilh the Matter voidable by the City.

- \_\*\_1. The Disclosing Party verities 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 Parly has found no such records.
- 2. The Disclosing Party verities 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 verities that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:

### SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

### A. CERTIFICATION REGARDING LOBBYING

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

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in paragraph A(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 Vcr.2018-1

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of a member ol" Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A(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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(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

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subcontractors to subminegotiations.	t the following	g information with their bids or in writing at the outset of
Is the Disclosing Party t	he Applicant?	
[] Yes	] No	
If "Yes," answer the three	ee questions be	elow:
1. Flave you developed regulations? (See 41 CF	•	ave on file affirmative action programs pursuant to applicable federal
•		orting Committee, the Director of the Office of Federal Contract mployment Opportunity Commission all reports due under the applicable
[] Yes	] No	[] Reports nol required
3. Have you participate opportunity clause?	ed in any previ	ous contracts or subcontracts subject to the equal
[ Yes "	No	
If you checked "No" to	question (1) or	r (2) above, please provide an explanation:
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### SIX HON VII - FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

The Disclosing Party understands and agrees that:

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the Cily in connection with the Matter, whether procurement. City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking Cily contracts, work, business, or transactions. The full text ofthis ordinance and a training program is available on line at www.citvofchicaao.oro/Ethics <a href="http://www.citvofchicaao.oro/Ethics">http://www.citvofchicaao.oro/Ethics</a>, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with this ordinance.
- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which il 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

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equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other City transactions. Remedies allaw 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 lo the public on its Internet site and/or upon request. Some or all ofthe information provided in, and appended to, this EDS may be made publicly available on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection wilh 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 musl 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 Parly must update this EDS as the contract requires. NOTE: With respect to Matters subject to MCC Chapter 1-23. Article I (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-1)20.

Page 11 of 15 CERTIFICATION

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

### GOLUB OHIO/MCCLURG INVESTORS LLC

(Sign here)

LEE GOLUB
(Print or type name of person signing)

EXECUTIVE VICE PRESIDENT (Print or type title of person signing)

Signed and sworn to before me on (date)^-fpt/l Jj ^
COOK

County, ILLINOIS



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

Under MCC Section 2-154-015. the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if. as of the date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, the city treasurer or any city department head as spouse or domestic partner or as any 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.

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"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.I.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5% 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 Parly 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 [XJ 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 tille of the elected cily 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 SCOI FLAW/PROBLEM LANDLORD CERTIFICATION

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

1. Pursuant lo MCC Section 2-154-010,	is the Applicant or any	Owner identified as a	i building code scofllaw
or problem landlord pursuant to MCC Sec	ction 2-92-41 6?		

Yes	>4 No
-----	-------

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

[] Yes [] No	[Xj The Applicant is not publicly	traded on any exchange.
--------------	-----------------------------------	-------------------------

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

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# CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

### PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

This Appendix is to be completed only by an Applicant that is completing this EDS as a "contractor" as defined in MCC Section 2-92-385. That section, which should be consulted (www.am <a href="http://www.am">http://www.am</a> 1 ega 1.cqui). generally covers a party to any agreement pursuant lo which they: (i) receive City of Chicago funds in consideration for services, work or goods provided (including for legal or other professional services), or (ii) pay the City money for a license, grant or concession allowing them to conduct a business on City premises.

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

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

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### CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

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

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

## **Check ONE of the following three boxes:**

Indicate whether the Disclosing Party submitting this EDS is:

- 1. [] the Applicant OR
- 2. J)tf a legal entity currently holding, or anticipated to hold within six months after City action on

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2. the contract, the	transaction or othe	er undertaking to which this	EDS	pertains (referred to below as
legal 2. name:	direct or indirect in	nterest in excess of 7.5% in	the A	pplicant. State the Applicant's
	•	rect or indirect right of c in which the Disclosing Par		l of the Applicant (see Section 11(B) lds a right of control:
B. Business addres	s of the Disclosing	g Party: AJ/ILPjfK \J£a)		
		/V3o TZcH	aj Y	<u>RoA&amp;</u>
C. Telephone:i^-p: D. Name of contact	* -	" " Lfi^ ^3-lAS>	Em	nail: po^r&rtalf>aki/&sihfbS. <b*\ <sup="">K</b*\>
E. Federal Employe	r Identification No	o. (if you have one):		
F. Brief description of property, if applied		which this EDS pertains. (In	clude	project number and location
H Arie*)bMI	?*n~fiE ' ¥00∙	-/\$ £ 6#A*t>/hE ; fp	?-¥	? A) McClurg- ;,
G. Which City ager	ncy or department	is requesting this EDS? Us	& <i>FT</i> .	OF rTJWflTA)6-T fe.uFLofrlBtfr-
If the Matter is a conplease complete the	_	ed by the City's Department	of Pr	rocurement Services,
Specification #	AJ/A	and Contract #		Aj/A
Ver.2018-1		Page 1 of 15		
SECTION II	DISCLOSURE (	OF OWNERSHIP INTI	ERES	STS
A. NATURE OF	THE DISCLOSI	ING PARTY		
[] Person [] Publicly registe proprietorship [] C [] Limited liability	General partnersh	ooration [ ] Privately held ip [ ] Limited partnership	busir J*f	ness corporation [ ] Sole Trust
[] Limited liability [] Joint venture	y partnership			
[] Not-for-profit c				
Is the not-for-pro				

on:	1
	on:

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

## XL

3. For legal entities not organized in the State of lllinois: Has the organization registered to do business in the State of lllinois as a foreign entity?

[] Yes [] No [] Organized in Illinois

### B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:

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

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

Name Title

# rW£

2. Please provide the following information concerning each person or legal entity having a direct or indirect, current or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess of 7.5% of the Applicant. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture, interest of a member or manager in a

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

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

Name Business Address Percentage Interest in the

**Applicant** 

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# SECTION III - INCOME OR COMPENSATION TO, OR OWNERSHIP BY, CITY ELECTED OFFICIALS

Has the Disclosing Party provided any income or compensation to any City elected official during the 12-month period preceding the date of this EDS? [] Yes ""j?4.No

Does the Disclosing Party reasonably expect to provide any income or compensation to any City elected official during the 12-month period following the date of this EDS? [] Yes No

If "yes" to either of the above, please identify below the name(s) of such City elected official(s) and describe such income or compensation:

Does any City elected official or, to the best of the Disclosing Party's knowledge after reasonable inquiry, any City elected official's spouse or domestic partner, have a financial interest (as defined in Chapter 2-156 of the Municipal Code of Chicago ("MCC")) in the Disclosing Party? [] Yes ^-JClNo

If "yes," please identify below the name(s) of such City elected official(s) and/or spouse (s)/domestic partner(s) and describe the financial interest(s).

### SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156), accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature 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. 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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Schedule City of Chicago Economic Disclosure Statement and Affidavit

423 East Ohio LLC Schedule of Ownership
Interests

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Entity /Individual	<b>Business Address</b>	<b>Ownership Interest</b>
Diversified Streeterville, LLC	111 W. Lake Street, Suite 1900 Chicago,	80% Direct Interest
	Illinois 60606	
Golub/WI Ohio/McClurg	c/o Golub & Company 625 N. Michigan	20% Direct Interest
Investors, LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Chicago Holdings, LLC	101 W Big Beaver Rd., Ste. 800 Troy,	10% Indirect Interest
	Michigan 48084	
Levy Family Partners LLC	444 W. Lake Street, Suite 1900 Chicago,	10% Indirect Interest
	IL 60606	
WI Ohio/McClurg LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Walsh Investors, LLC	929 West Adams Street Chicago, IL	10% Indirect Interest
	60607	
Golub Ohio/McClurg Investors	c/o Golub & Company 625 N. Michigan	
LLC	Ave., Suite 2000 Chicago, Illinois 60611	
Edward L.Kaplan Revocable	1	9.5% Indirect Interest
Insurance Trust u/a/d 7/19/83	Road Northbrook, IL 60062	
Golub Realty Partners IV LLC	c/o Golub & Company 625 N. Michigan	
	Ave., Suite 2000 Chicago, Illinois 60611	

EASTM 66176397.1 53388833;!

Name (indicate whether Business retained or anticipated Address to be retained) Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.) Fees (indicate whether paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.

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	(Add sheets if necessary)
**	^/iCheck here if the Disclosing Party has not retained, nor expects to retain, any such persons
	or entities. SECTION V - CERTIFICATIONS
	A. COURT-ORDERED CHILD SUPPORT COMPLIANCE
	Under MCC Section 2-92-415, substantial owners of business entities that contract with the Cily must remain in compliance with their child support obligations throughout the contract's term.
	Has any person who directly or indirectly owns 10% or more of the Disclosing Party been declared in arrearage on any child support obligations by any Illinois court of competent jurisdiction?
	[] Yes ~~"i^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?

### **B. FURTHER CERTIFICATIONS**

[] No

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

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[]Yes

- 3. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section 11(B)(1) of this EDS:
- a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
- b. have not, during the 5 years before the date ofthis 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 ofthe offenses set forth in subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default: and
- e. have not, during the 5 years before the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) concern:
  - the Disclosing Party;
  - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties"):
  - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity). Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity. With respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
  - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor, nor any Agents have, during the 5 y ears before the date of this EDS, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the 5 years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee ofthe City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(Debarment Regulations); or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4: or (3) any similar offense of any state or ofthe United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23, Article I for applicability and defined terms] of the Applicant is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any "sister agency"; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If MCC Chapter 1 -23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.

- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Certifications (2) and (9) above and will not, without the prior written consent of the City, use any such Ver.2018-1

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

11. If the Disclosing Party is unable to certify to any ofthe above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

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

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

# - MIA

13. To the best ofthe 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, ofthe City of Chicago. For purposes ofthis statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

### C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

[] is ^ is not

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

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

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

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

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

Any words or terms defined in MCC Chapter 2-156 have the same meanings if used in this Part D.

1. In accordance with MCC Section 2-156-110: To the best ofthe Disclosing Party's knowledge after reasonable inquiry, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter?

[] Yes ^dCi.No

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

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

Does the Matter involve a City Property Sale?

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[j Yes Y] No

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

Nature of Financial Interest

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

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### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either (1) or (2) below. If the Disclosing Party checks (2), the Disclosing Party must disclose below or in an attachment to this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the City in connection with the Matter voidable by the City.

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

### SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

proceeds of debt obligations of the City are not federal funding.

### A. CERTIFICATION REGARDING LOBBYING

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

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in paragraph A(l) above for his or her lobbying activities or lo pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined

by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee

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of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A(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," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(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 be	low:
Have you developed an federal regulations? (See 4     [ ] Yes		we on file affirmative action programs pursuant to applicable 60-2.)
•	he Equal Emnts?	ting Committee, the Director of the Office of Federal Contract apployment Opportunity Commission all reports due under the
		ous contracts or subcontracts subject to the
If you checked "No" to que	estion (1) or	(2) above, please provide an explanation:
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### SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

The Disclosing Party understands and agrees that:

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text ofthis ordinance and a training program is available on line at wxvw.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with this ordinance.
- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other City transactions. Remedies at law

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for a false statement of material fact may include incarceration and an award to the City of treble damages.

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

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### **CERTIFICATION**

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

("Print or tYggfgkact lejial nart^f Disclosing Party) '
By:
(Sign here)

(Print or type name of person signing)

(Print or type title of person signing)

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Signed and sworn to before me on (date) at \*£o o IL County,

*Notary Public Commission expires:*  $\underline{c} | \underline{w} |$ 

PETER XiLAS Offici-.il <a href="http://Offici-.il">http://Offici-.il</a> Scat Notary Publ.c - S.ate of My Commission Expires Sep 18, ZO^

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

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

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$\Pi \cup \pi$ .	02020-01 10.	V CI SIUI I.	

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.I.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5% 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% (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 MCC Section 2-154-010, is the Applicant or any Owner identified as a building	code scofflaw
or	problem landlord pursuant to MCC Section 2-92-416?	

[]Yes [XJNo

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 MCC Section 2-92-416?

[] Yes [] No	[ ^ The Applicant i	is not publicly traded or	n any exchange.
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3. If yes to (1) or (2) above, please identify below the name of each person or legal entity identified as a building code scofflaw or problem landlord and the address of each building or buildings to which the pertinent code violations apply.

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# CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

### PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

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

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

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

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### CITY OF CHICAGO ECONOMIC DISCLOSURE STAT EM ENT AND AFFIDAVIT

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

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

## A. GOLUB REALTY PARTNERS IV LLC

## **Check ONE of the following three boxes:**

Indicate whether the Disclosing Party submitting this EDS is:

- 1. [] the Applicant
- 2. [X] a legal entity currently holding, or anticipated to hold within six months after City action on the

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direct or indirect interest.	_	which this EDS pertains (referred to below as the "Matter"), a the Applicant. Slate the Applicant's legal name:  423 East Ohio
OR		
		rect right of control of the Applicant (see Section 11(B)(1)) State osing Party holds a right of control:
B. Business address of	the Disclosing Party:	625 N. MICHIGAN AVE., #2000
		CHICAGO, IL 60611
C. <u>Telephone: 312</u> <mailto:lgolub@goco.o< td=""><td></td><td>Fax: 312-440-8701 Email: lgolub@goco.com</td></mailto:lgolub@goco.o<>		Fax: 312-440-8701 Email: lgolub@goco.com
D. Name of contact pe	rson: LEE GOLUB	
E. Federal Employer I	dentification No. (if yo	ou have one):
F. Brief description of if applicable):	the Matter to which thi	is EDS pertains. (Include project number and location of property,
PD Amendment Re: 4	100-18 E. Grand Ave.;	529-49 N. McClurg Ct.; 401-29 E. Ohio St.
G. Which City agency	or department is reque	esting this EDS'? Department of Planning and Development
If the Matter is a contra complete the following	_	e City's Department of Procurement Services, please
Specification #	N/A	and Contract #
Vcr.2018-I		Pane 1 olT5
SECTION II -		
- DISCLOSURE OF (	OWNERSHIP INTER	RESTS
A. NATURE OE THE	DISCLOSING PART	Y
	re of the Disclosing Pa	•
J Person	. ,.	[ >J Limited liability company
J Publicly registered b	-	[] Limited liability partnership
[] Privately held busin    Sole proprietorship	ess corporation	Joint venture [ ] Not-for-profit corporation
[ J General partnership		(Is the not-for-profit corporation also a 501(c)(3))?
[] Limited partnership		[] Yes [] No
[] Trust		[] Other (please specify)

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2.	For legal entities, the state (or foreign country) of incorporation or organization, if applicable:			
۷.	DELAWARE			
	For legal entities not organized in the State of Illinois: Idas the organization registered to do business in the State of Illinois as a foreign entity?			
	[] Yes [* No [] Organized in Illinois			
В.	. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:			
(ii wi ex co	List below the full names and titles, if applicable, of: (i) all executive officers and all directors of the entity; i) for not-for-profit corporations, all members, if any, which are legal entities (if there are no such members, rite "no members which are legal entities"); (iii) for trusts, estates or other similar entities, the trustee, secutor, administrator, or similarly situated party; (iv) for general or limited partnerships, limited liability empanies, limited liability partnerships or joint ventures, each general partner, managing member, manager or my other person or legal entity that directly or indirectly controls the day-to-day management of the Applicant.			
N	OTE: Each legal entity listed below must submit an EDS on its own behalf.			
Na	ame Title Golub Realty Manager IV LLC Manager			
cu of	Please provide the following information concerning each person or legal entity having a direct or indirect, arrent or prospective (i.e. within 6 months after City action) beneficial interest (including ownership) in excess f 7.5% ofthe Applicant. Examples of such an interest include shares in a corporation, partnership interest in a arrenership or joint venture, interest of a member or manager in a			
Pa	age 2 of 15			
	mited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state None."			
N	OTE: Each legal entity listed below may be required to submit an EDS on its own behalf.			
	Tame Business Address Percentage Interest in the Applicant See attached schedule of Ownership Interest of Applicant			

### SECTION III - INCOME OR COMPENSATION TO, OR OWNERSHIP BY, CITY ELECTED OFFICIALS

Has the Disclosing Party provided any income or compensation to any City elected official during the 12-month period preceding the date of this EDS? [| Yes | [Xj No

Does the Disclosing Party reasonably expect to provide any income or compensation to any City elected official during the 12-month period following the date of this EDS? [J Yes [x] No

If "yes" to either ofthe above, please identify below the name(s) of such City elected official(s) and describe such income or compensation:

Does any City elected official or, to the best of the Disclosing Party's knowledge after reasonable inquiry, any City elected official's spouse or domestic partner, have a financial interest (as defined in Chapter 2-156 of the Municipal Code of Chicago ("MCC")) in the Disclosing Party?

[1 Yes [X] No

If "yes," please identify below the name(s) of such City elected official(s) and/or spouse(s)/domestic partner (s) and describe the linancial interest(s).

#### SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist (as defined in MCC Chapter 2-156). accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll. If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

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# Schedule City of Chicago Economic Disclosure Statement and Affidavit 423 East Ohio LLC Schedule of Ownership Interests

Entity/Individual Business Address Ownership Interest

Diversified Streeterville, LLC 111 W. Lake Street, Suite 1900 Chicago, 80% Direct Interest

Illinois 60606

Golub/WI Ohio/McClurg

Investors, LLC

Chicago Holdings, LLC

c/o Golub & Company 625 N. Michigan 20% Direct Interest

Ave., Suite 2000 Chicago, Illinois 60611

101 W Big Beaver Rd., Ste. 800 Troy, 10% Indirect Interest

Michigan 48084

LLC

Levy Family Partners LLC 444 W. Lake Street, Suite 1900 Chicago, 10% Indirect Interest

IL 60606

WI Ohio/McClurg LLC 929 West Adams Street Chicago, IL 10% Indirect Interest

60607

Walsh Investors, LLC 929 West Adams Street Chicago, IL 10% Indirect Interest

60607

Golub Ohio/McClurg Investors c/o Golub & Company 625 N. Michigan 10% Indirect Interest

Ave., Suite 2000 Chicago, Illinois 60611

Edward L.Kaplan Revocable c/o Nalpak Ventures LLC 1430 Techny 9.5% Indirect Interest

Insurance Trust u/a/d 7/19/83 Road Northbrook, IL 60062

Golub Realty Partners IV LLC c/o Golub & Company 625 N. Michigan 9.13% Indirect Interest

Ave., Suite 2000 Chicago, Illinois 60611

EASTM 66176397.1 53388833;!

Name (indicate whether Business retained or anticipated Address

lo be retained)

Relationship to Disclosing Party (subcontractor, attorney.

lobbyist, etc.)

Fees (indicate whether paid or estimated.) NOTE:

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

(Add sheets if necessary)

[ Xj Check here if the Disclosing Party has not retained, nor expects to retain, any such persons or

|--|--|

#### entities. SECTION V -- CERTIFICATIONS

#### A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

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

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- 3. The Disclosing Party and if the Disclosing Party is a legal entity, all of those persons or entities identified in Section 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, slate or local unit of government;
- b. have not during the 5 years before the date of this EDS. been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or slate antitrust statutes; fraud: embezzlement: theft; forgery-bribery: falsification or destruction of

records; making false statements; or receiving stolen properly;

- c. are not presently indicted for. or criminally or civilly charged by. a governmental entity (federal, state or local) with committing any ofthe offenses set forth in subparagraph (b) above;
- d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
- e. have not, during the 5 years before the date ofthis EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
- 4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).
- 5. Certifications (5), (6) and (7) concern:
  - the Disclosing Party;
  - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
  - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity). Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity. With respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it. or, with the Contractor, is under common control of another person or entity:
  - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant lo the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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Neither the Disclosing Party, nor any Contractor; nor any Affiliated Entity of either the Disclosing Party or any Contractor, nor any Agents have, during the 5 years before the date of this EDS. or. wilh respect to a Contractor, an A I'll bated Entity, or an Affiliated Entity of a Contractor during the 5 years before the date of such Contractor's or Affdiated Emily'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 lo bribe, a public officer or employee ofthe City, the State of Illinois, or any agency ofthe federal government or ofany slate or local government in the United States of America, in thai 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 ol" freedom of competition by agreement to bid a fixed price or otherwise; or

- c. made an admission of such conduct described in subparagraph (a) or (b) above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions referenced in MCC Subsection 2-92-320(a)(4)(Contracts Requiring a Base Wage); (a)(5)(.Debarment Regulations): or (a)(6)(Minimum Wage Ordinance).
- 6. Neither the Disclosing Party, nor any Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/331-1-3: (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 7. Neither the Disclosing Party nor any Affiliated Entity is listed on a Sanctions List maintained by the United States Department of Commerce, State, or Treasury, or any successor federal agency.
- 8. [FOR APPLICANT ONLY] (i) Neither the Applicant nor any "controlling person" [see MCC Chapter 1-23. Article I for applicability and defined terms] of the Applicant is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee ofthe City or any "sister agency"; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.
- 9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").
- 10. [FOR APPLICANT ONLY] The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance lo those in Certifications (2) and (9) above and will not. without the prior written consent of the City, use any such

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

1 1. If the Disclosing Party is unable to certify to any ofthe above statements in this Part B (Further Certifications), the Disclosing Parly must explain below:

N/A

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

presumed lhal the Disclosing Parly certified to the above statements.

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

N/A

13. To the best ofthe 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 ofthis EDS, to an employee, or elected or appointed official, ofthe Cily of Chicago, for purposes ofthis statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$25 per recipient, or (iii) a political contribution otherwise duly reported as required by law (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name ofthe City recipient.

N/A

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

- 1. The Disclosing Party certifies that the Disclosing Party (check one)
  - ] is [XJ is not
  - a "linancial institution" as defined in MCC Section 2-32-455(b).
- 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

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

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

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

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conclusively presumed th	nat the Disclosing Party certi	fied to the above statements.
D. CERTIFICATION RI	EGARDING FINANCIAL II	NTEREST IN CITY BUSINESS
Any words or terms defin	ned in MCC Chapter 2-156 h	nave the same meanings if used in this Part D.
reasonable inquiry, does		the best ofthe Disclosing Parly's knowledge after the City have a financial interest in his or her own name or ?
[] Yes	[X] No	
NOTE: If you checked "skip Items D(2) and D(3)	` ' -	o Items D(2) and D(3). If you checked "No" lo Item D(l),
employee shall have a fir the purchase of any prope virtue of legal process at	nancial interest in his or her carry that (i) belongs to the Cit the suit ofthe City (collective	bidding, or otherwise permitted, no City elected official or own name or in the name of any other person or entity in ty, or (ii) is sold for taxes or assessments, or (iii) is sold by ely, "City Property Sale"). Compensation for property oes not constitute a financial interest within the meaning
Does ihe Matter involve	a City Property Sale?	
[ 1 Yes	[ ] No	
	` , <u> </u>	e names and business addresses of the City officials or the nature of the financial interest:
Name	Business Address	Nature of Financial Interest
4. The Disclosing Party any City official or emplo		nibited financial interest in the Matter will be acquired by

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#### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please cheek either (1) or (2) below. If the Disclosing Parly checks (2). the Disclosing Party-must disclose below or in an attachment lo this EDS all information required by (2). Failure to comply with these disclosure requirements may make any contract entered into with the Cily in connection with the Matter voidable by the City.

- \* 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or in jury 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 pro tits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:

#### SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

#### A. CERTIFICATION REGARDING LOBBYING

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

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in paragraph A(1) above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law. a member of Congress, an officer or employee of Congress, or an employee Vcr.2018-1

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of a member of Congress, in connection wilh 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 lhal 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 nol engaged and will not engage in "Lobbying Activities," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A(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?	
[] Yes	[] No	
If "Yes," answer the thr	ee questions be	elow:
1. Have you developed regulations? (See 41 CF	•	ave on file affirmative action programs pursuant to applicable federal
[] Yes	No	
Compliance Programs, filing requirements?	or the Equal Er	orting Committee, the Director of the Office of Federal Contract imployment Opportunity Commission all reports due under the applicable
] Yes	[ ] No	Reports not required
3. Have you participate opportunity clause?	ed in any previo	ous contracts or subcontracts subject to the equal
j Yes '	[] No	
If you checked "No" to	question (1) or	(2) above, please provide an explanation:

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#### SECTION VII - FURTHER ACKNOWLEDGMENTS AND CERTIFICATION

The Disclosing Party understands and agrees that:

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement. City assistance,, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Parly understands lhal it musl comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics Ordinance, MCC Chapter 2-156. imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance and a training program is available on line at www.citvofchicago.org/Ethics <a href="http://www.citvofchicago.org/Ethics">http://www.citvofchicago.org/Ethics</a>, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party musl comply fully with this ordinance.
- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if nol rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other City transactions. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all ofthe information provided in. and appended to, this EDS may be made publicly available on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: Wilh respect to Matters subject to MCC Chapter 1-23, Article I (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by MCC Chapter 1-23 and Section 2-154-1)20.

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#### CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS, and all applicable Appendices, on behalf of the Disclosing Party, and (2) warrants that all certifications and

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statements contained in this EDS, and all applicable Appendices, are true, accurate and complete as of the date furnished to the City.

GOLUB REALTY PARTNERS IV LLC,

LEE GOLUB

(Print or type name of person signing)

**EXECUTIVE VICE PRESIDENT** 

(Print or type title of person signing)

Signed and sworn to before me on (date)CJj AJL^- P~

at COOK County; ILLINOIS (state).

Notary Public

Commission expires:

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#### CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVI T APPENDIX A

## FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

Under MCC Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as of the date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, the city treasurer or any city department head as spouse or domestic partner or as any 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 IT.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% 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?

f] 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 Ii

BUILDING CODE SCOFFLAYV/PROBLEM LANDLORD CERTIFICATION

	Applicant exceeding	a) the Applicant, and (b) any legal entity which has a direct ng 7.5% (an "Owner"). It is not to be completed by any legal entity est in the Applicant.
1. Pursuant to MCC Sector problem landlord pursu	· ·	the Applicant or any Owner identified as a building code scofllaw on 2-92-416?
[ ] Yes [>]No		
1.1		traded on any exchange, is any officer or director of the Applicant oblem landlord pursuant to MCC Section 2-92-416?
[] Yes	[ ] No	[Xj The Applicant is not publicly traded on any exchange.

3. If yes to (1) or (2) above, please identify below the name of each person or legal entity identified as a

building code scofflaw or problem landlord and the address of each building or buildings to which the pertinent

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code violations apply.

# CITY OF CHICAGO ECONOMIC D1SCLOSURE STATEMENT AND AFFIDAVIT APPENDIX C

PROHIBITION ON WAGE & SALARY HISTORY SCREENING - CERTIFICATION

File	#:	02020-	3718	Version:	1

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

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

[ Yes [ .1

No

[X] N/A - I am not an Applicant that is a "contractor" as defined in MCC Section 2-92-385. This certification shall serve as the affidavit required by MCC Section 2-92-385(c)(1).

If you checked "no" to the above, please explain.