Legislation Details (With Text)

File #:	O2021-4596		
Type:	Ordinance	**Status:**	Passed
File created:	10/14/2021	**In control:**	City Council
		Final action:	10/27/2021
Title:	Tax levy, scope of services, budget and management agreement for Special Service Area No. 34, Uptown		
Sponsors:	Lightfoot, Lori E.		
Indexes:	S.S.A. No. 34 (Uptown)		
Attachments:	1. O2021-4596.pdf		

Date	Ver.	Action By	Action	Result
11/10/2021	1	City Council	Published in Special Pamphlet	
10/27/2021	1	City Council	Passed	Pass
10/18/2021	1	Committee on Economic, Capital and Technology Development	Recommended to Pass	
10/14/2021	1	City Council	Referred	

OFFICE OF THK MAYOR

city or Chicago

LORI E. I-rOHTFOOT

MAYOR

October 14, 2021

TO THE HONORABLE, THE CI TY COUNCIL
OF THE CITY OF CHICAGO j

Ladies and Gentlemen:

At the request ofthe Commissioner of Planning and Development, I transmit herewith ordinances authorizing the budget, scope of services and service provider agreements for various Special Service Areas.

Your favorable consideration of these ordinances will be appreciated.

Mayor

ORDINANCE REGARDING SPECIAL SERVICE AREA #34 j

WHEREAS, special service areas may be established pursuant to (i) Article VII, Sections 6(1) and 7(6) of the Constitution of the State of Illinois; (ii) the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended from time to time (the "Act"); and (iii) the Property Tax Code, 35 ILCS 200/1-1 et seq., as amended from time to time; and ;

WHEREAS, the City Council (the "City Council") of the City of Chicago (the "City") Las previously enacted a certain ordinance on the date specified on Exhibit A attached hereto .and hereby made a part hereof and published in the Journal of Council Proceedings (the "Journal") for such date at the pages specified on Exhibit A hereto, and amended on the date(s) specified on Exhibit A hereto and published in the Journal for such date(s) as specified on Exhibit A hereto (as amended from time to time, the "Establishment Ordinance") which established a certain special service area as indicated therein and as identified on Exhibit A hereto (the "Area") .and authorized the levy of certain annual taxes, not to exceed the annual rate (the "Levy Cap") indicated therein and as described on Exhibit A hereto, of the equalized assessed value of the taxable property therein (the "Services Tax") to provide certain special services in and for; the Area in addition to the services provided by and to the City generally as specified in!the Establishment Ordinance (the "Special Services"); and

WHEREAS, the Establishment Ordinance provided for the appointment of a cerjtain special service area commission for the Area (the "Commission") to advise the City Council regarding the amount of the Services Tax for the Area to be levied and for the purpose of recommending to the City Council for the Area: (i) a yearly budget based upon the costs of providing the Special Services; (ii) an entity to serve as service provider (the "Service Provider"); (iii) an agreement between the City and the Service Provider for the provision of Special Services to the Area (the "Service Provider Agreement"); and (iv) a budget to be included in the Service Provider Agreement (the "Budget") (the aforementioned items (i) through (iv) shall be known collectively herein as the "Recommendations"); and

WHEREAS, the Commission identified on Exhibit A hereto has heretofore prepared and transmitted to the Commissioner of Planning and Development (the "Commissioner") their Recommendations to the City Council, including the Budget attached hereto as Exhibit A; now, therefore,

WHEREAS, on December 16, 2020, the City Council enacted an ordinance (the "2020 Appropriation, Levy, and Agreement Ordinance"), which was published in the Journal for such date at pages 25109 through 25113, and which among other things, appropriated the sums necessary to provide the Special Services in and for the Area for 2021, levied the Services Tax for the year 2020, and authorized an agreement with Uptown United, an Illinois not-for-profit corporation, as the Service Provider (the "2021 Service Provider"), for the provision of the Special Services in 2021; and

WHEREAS, pursuant to the 2020 Appropriation, Levy, and Agreement Ordinance, the City and the 2021 Service Provider entered into a Service Provider Agreement (the "2021 Service Provider Agreement"); and

S\SHARED\FINANCE\SSA\SSA-2021\CHARLES - 1-2015, 8, 10, 13, 26, 34\SSA 34\LEVY ORDINANCE SSA 34 2022 9-30-21 DOCX [1]

powered by Legistar™

WHEREAS, the City desires to increase the budget for Special Services in the Area in 2021 by $40,000; and j

WHEREAS, the City therefore desires to amend both the 2020 Appropriation, Levy, and Agreement Ordinance, as set forth below, and the 2021 Service Provider Agreement; how, therefore I

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

SECTION 1. Incorporation of Preambles. The preambles of this ordinance are hereby incorporated into this text as if set out herein in full.

SECTION 2. Appropriations. There is hereby appropriated the sum in the amount and for the purposes necessary to provide the Special Services in and for the Area, the estimated amount of miscellaneous income and the amount required to be raised by the levy ofthe Services Tax indicated on Exhibit A hereto: Collectable Levy, Estimated Loss Collection, Carryover Funds, TIF Rebate Fund, and Estimated Late Collections and Interest.

SECTION 3. Levy of Taxes. There is hereby levied pursuant to the provisions of (i) Article VII, Sections 6(a) and 6(f)(2) of the Constitution of the State of Illinois; (ii) the Act; and (iii) the Establishment Ordinance, the sum of the "Total Requested Levy" indicated on Exhibit A hereto as the amount of the Services Tax for the Area for the tax year 2021. j

SECTION 4. Filing. The City Clerk of the City (the "City Clerk") is hereby ordered and directed to file in the Office of the County Clerk of Cook County, Illinois (the "County Clerk") a certified copy of this ordinance on or prior to December 28, 2021, and the County Clerk shall thereafter extend for collection together with all other taxes to be levied by the City , the Services Tax herein provided for, said Services Tax to be extended for collection by the County Clerk for the tax year 2021 against all the taxable property within the Area, the amount of the Services Tax herein levied to be in addition to and in excess of all other taxes to be levied and extended against all taxable property within the Area.

SECTION 5. Service Provider Agreement. The Commissioner, or a designee of !the Commissioner (each, an "Authorized. Officer"), are each hereby authorized, subject to approval by the Corporation Counsel as to form and legality, to enter into, execute and deliver a Service Provider Agreement as authorized herein with the entity indicated on Exhibit A hereto as jthe Service Provider, for a one-year term in form acceptable to such Authorized Officer, along with such other supporting documents, if any, as may be necessary to carry out and comply with the provisions of the Service Provider Agreement. The Budget shall be attached to the .Service Provider Agreement as an exhibit. Upon the execution of the Service Provider Agreement and the receipt of proper documentation, the Authorized Officer and the City Comptroller are each hereby authorized to disburse the sum appropriated pursuant to Section 2 above to the Service Provider in consideration for the provision of the Special Services described in the Budget. The Department of Planning and Development shall promptly make a copy of the executed Service Provider Agreement (and any amendments thereto) readily available for public inspection. The Authorized Officer is also authorized to sign amendments to the Service Provider Agreement

S:\SHARED\FINANCE\SSA\SSA-2021\CHARLES <file://S:/SHARED/FINANCE/SSA/SSA-2021/CHARLES> - 1-2015, 8, 10, 13, 26, 34\SSA 34\LEVY ORDINANCE SSA 34 2022 9-30-21 DOCX j

powered by Legistar™

entered into pursuant to this Section 5 so long as such amendments do not alter the identity of the Service Provider and/or the amounts appropriated and/or levied pursuant to Sections 2 and 3 hereof. |

SECTION 6. Amendment of 2021 Appropriation, Levy, and Agreement Ordinance. , Exhibit A ofthe 2021 Appropriation, Levy, and Agreement Ordinance is hereby amended by \ deleting it in its entirety and replacing it with Exhibit A-1 as attached hereto.

SECTION 7. Amendment to 2021 Service Provider Agreement. The Commissioner, Or a designee of the Commissioner, are each hereby authorized, subject to approval by jthe Corporation Counsel as to form and legality, to enter into, execute and deliver an amendment to the 2021 Service Provider Agreement consistent with Section 6 above and as authorized herein (the "2021 Service Provider Agreement Amendment"), and such other supporting documents, if any, as may be necessary to carry out and comply with the provisions ofthe 2021 Service Provider Agreement Amendment. j

SECTION 8. Enforceability. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any ofthe remaining provisions of this ordinance.

SECTION 9. Conflict. This ordinance shall control over any provision of any other ordinance, resolution, motion or order in conflict with this ordinance, to the extent of such conflict.

SECTION 10. Publication. This ordinance shall be published by the City Clerk, in special pamphlet form, and made available in her office for public inspection and distribution to members of the public who may wish to avail themselves of a copy of this ordinance. <

SECTION 11. Effective Date. This ordinance shall take effect 10 days after its passage and publication.

S.\SHARED\FINANCE\SSA\SSA-2021\CHARLES - 1-2015, 8, 10, 13, 26, 34\SSA 34\LEVY ORDINANCE SSA 34 2022 9-30-21.DOCX I

powered by Legistar™

EXHIBIT A SPECIAL SERVICE AREA #34

Total Requested Levy

Uptown United

Establishment Ordinance Date: December 7, 2005
Journal pages: pages 64364 through 64468

Amendment(s) to Establishment Ordinance
Date: December 10, 2014
Journal pages: pages 99551 through 99683

Date: October 5, 2016
Journal pages: pages 32819 through 32862

See attached Budget for 2022.

S:\SHARED\FINANCE\SSA\SSA-2021\CHARLES <file://S:/SHARED/FINANCE/SSA/SSA-2021/CHARLES> - 1-2015, 34\LEVY ORDINANCE SSA 34 2022 9-30-21.DOCX

i

I

Exhibit A
Budget

Special, ^rvte& Area

SSA Name:

2022 BUDGET SUMMARY

Budget and Services Period: January 1, 2022 through December 31, 2022

2021 Levy

CATEGORY

(Funded Categories Comprise Scope of Services)

1.00 Customer Attraction

2.00 Public Way Aesthetics

3.00 Sustainability and Public Places

Collectable Levy

$103,334

$360,000

$1,000

Estimated Loss Collection

$0

$0

$0

Carryover Funds

$0

$40,000

$0

TIF Rebate Fund #OA09

powered by Legistar™

$0 $0 $0

Estimated

Late Collections and Interest

$0

$0

$0

Total j All Sources

$103,334

$400,000

$1,000

4.00 Economic/ Business Development

5.00 Public Health and Safety Programs

6.00 SSA Management

7.00 Personnel

Sub-total

GRAND TOTALS

$21,000

$15,000

$41,034

$172,691

$714,059

$714,059

$0

$0 $0

$0

$0

$0

$0

$0 $0

$0

powered by Legistar™

$0

$0 $0

$0

$0

$21,000

$15,000

$41,034 $172,691

$754,059

***&&t y : LEVY ANALYSIS**

Estimated 2021 EAV:	**$285,623,525**
Authorized Tax Rate Cap-	**0.250%**

5714,059!
'Maximum Potential Levy limited by Rate Cap
jRequested 2021 Levy Amount
iEstimated Tax Rate lo Generate 2020 Levy

EXHIBIT A-1 SPECIAL SERVICE

AREA #34

Total Requested Levy

U pt o wn_ United

Establishment Ordinance Date: December 7, 2005
Journal pages: pages 64364 through 64468

Amendment(s) to Establishment Ordinance
Date: December 10, 2014
Journal pages: pages 99551 through 99683

Date: October 5, 2016
Journal pages: pages 32819 through 32862

See attached Budget for 2021.

S \SHARED\FINANCE\SSA\SSA-2021\CHARLES <file:///SHARED/FINANCE/SSA/SSA-2021/CHARLES>34\LEVY ORDINANCE SSA 34 2022 9-30-21.DOCX
10, 13, 26, 34\SSA

Exhibit A
Budget

SSA Name: **Uptown** **[34 ;__**

AMENDED 2021 BUDGET SUMMARY

Budget and Services Period: January 1, 2021 through December 31, 2021

CATEGORY (Funded Categories Comprise Scope of Services)	**2020 Levy Collectable Levy**	**Estimated Loss Collection**	**Carryover Funds**	**TIF Rebate Fund #A09**	**Estimated Late Collections an Interest**	**Total All Sources**

powered by Legistar™

1.00 Customer Attraction	**$64,500**	**$0**	**$0**	**$0**	**$0**	**$64,500**
2.00 Public Way Aesthetics	**$329,671**	**$0**	**$80,000**	**$0**	**$0**	**$409,671**
3.00 Sustainability and Public Places	**$1,000**	**$0**	**$0**	**. $0**	**$0**	**$1,000**
4.00 Economic/ Business Development	**$91,386**	**$0**	**$0**	**$0**	**$0**	**$91,386**
5.00 Public Health and Safety Programs	**$9,000**	**$0**	**$0**	**$0**	**$0**	**$9,000**
6.00 SSA Management	**$41,434**	**$0**	**$0**	**$0**	**$0**	**$41,434**
7.00 Personnel	**$170,947**	**$0**		**$0**	**$0**	**$170,947**
Sub-total	**$707,938**	**$0**				
GRAND TOTALS **Levy Total**	**$707,938**		**$80,000**	**$0**	**$0**	**$787,938**

■■■■ LEVY ANALYSIS: :

Estimated 2020 EAV: **$283,175,015**

Authorized Tax Rate Cap: Maximum **0.250%**
Potential Levy limited by Rate Cap: **$707,938**
Requested 2020 Levy Amount: **$707,938**

Estimated Tax Rate to Generate 2020 Levy. **0.2500%**

I

CITY OF CHICAGO ECONOMIC DISCLOSURE
STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

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

UPTOWN UNITED

Check ONE of the following three boxes:

j

Indicate whether the Disclosing Party submitting this EDS is: [1] |

1.' E3j the Applicant
OR
2. □ 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 \he
2. "Matter"), a direct or indirect interest in excess of 7.5% in the Applicant. State the Applicant's legal
2. name: ,
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 ofthe entity in which the Disclosing Party holds a right of control:

B. Business address of the Disclosing Party: 4619 North Broadway
Chicago, IL 60640

C. Telephone: 773-878-1064 Fax: 773-878-3678 Email: jackie@sheridanparkconsulting.com

<mailto:jackie@sheridanparkconsulting.com>

D. Name of contact person: Jacqueline Loewe

E. Federal Employer Identification No. (if you have one):. ; j

F. Brief description of the Matter to which this EDS pertains. (Include project number and location of property, if applicable): ;

i

To allow Uptown United to amend the 2021 budget specified in the 2021 service provider agreement with the City of Chicago in order to provide special services within SSA #34

G. Which City agency or department is requesting this EDS? Planning and Development j_
i

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

Specification H _ *and Contract//* _ _ . __

i

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS [1]

*A. NATURE OF THE DISCLOSING PARTY *

i

1. Indicate the nature ol'the Disclosing Party: |

P] Person
rjj Publicly registered business corporation
fl] Privately held business corporation
O Sole proprietorship
P] General partnership
[ZJ Limited partnership
Q Trust
r_j] Limited liability company
Q Limited liability partnership j
[Zj] Joint venture
01 Not-for-profit corporation !
(Is the not-for-profit corporation also a 501(c)(3))?
0 Yes |Zj No
□ Other (please specify) !

powered by Legistar™

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

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? I

□] Yes Q No 0 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

See attached

No members which are legal entities

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 ofa member or manager in a

Uptown United Board of Directors

Jacqueline Loewe Chair
Nadia Geigler Board Member

Stephanie Focrsier Vice Chair
Shawn Jackson Board Member

Man' Kay Gilbert Vice Chair
Lindsay Marciniak Board Member

Sarah Jacobson Vice Chair
Tuyet Ngo Board Member

powered by Legistar™

Jacqueline Zanders Secretary
Stephanie Salgado Board Member

Rafael Leon Treasurer

Cindi Anderson Board Member
Tarn Van Nguyen Board Member

Patrick Thompson Board Member

Maria Barnes Board Member
Paul Tsang Board Member

Scott Baskin Board Member

Andrew Bell Board Member

Edward (Ned) Budd Board Member

Don Cortelyou Board Member

Amy Crawford Board Member

I.ucio DiPaolo Board Member

limited liability company, or interest ofa 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
none		

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

powered by Legistar™

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 [EJ 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? [Z] Yes ft] 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?

P Yes 0 No [1]

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). j

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 ofthe 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.

i

ì

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

!

(Add sheets if necessary) j

i

powered by Legistar™

□ **Check here if the Disclosing Party has not retained, nor expects to retain, any such personsjor 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? !

f~S Yes Q| No Q 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?

OYes PNo

B. FURTHER CERTIFICATIONS j

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) belowj 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). j

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 ofany tax administered by the Illinois Department of Revenue.

Uptown United

Name

Bravos & Associates CPAs Dero

Moore Landscapes CoStar

Bannerville

powered by Legistar™

Judith Mayer Creative, LLC

GMP Support & Services Inc Cleanslate

Pressure Washing Systems David Suarez Photography

Audience Logic

SMB Help Desk

Non Profit Risk Services, Inc.

Fisheye Graphic Services, Inc. WP Crank Right Way Signs

Heart & Bone Signs Firebelly Design The Lakota Group Bronze Memorial Company

Jenny Maraccini

PS Print

TFA Signs

List of 2022 Retained Parties for SSA #34	Business Address	Estimated
	10 North Martingale Road Suite 400 Schaumburg, IL 60173	$. 3,800
	504 Malcolm Ave SF, Suite 100 Minneapolis, MN 55414 1869 lechny Road Northbrook, IL 60062 P O Box 791123 Baltimore, MD 21279-1123	$ 1,500
	P O Box 184, .1428 Hillgrove Western Springs, IL 60558 1312 W Leland Avenue tt3, Chicago, IL 60640	$ 43,400
	7640W Clarence Chicago, IL 60631 :1540 S Ashland Ave , Suite 105 Chicago, IL 60608 .1615 S. 55th Avenue Cicero, IL 60804 2049 W Chase Ave Chicago, IL 60626 |5443 N Broadway Chicago, IL 60640	$ 5,000
	,4147 N Ravenswood Ave #100 Chicago, IL 60613 14504 John Humphrey Drive Orland Park, IL 60462 ;5443 N Broadway Chicago, IL 60640	$ 13,000
	2885 Sanfod Ave SW H42094 Grandville MI 49418	$ 5,000
	,2333 N Seeley Avenue Chicago, IL 60647	$ 5,000
	|5051 North Kenmore Avenue Apt 106 Chicago, IL 60640	
	(2701 W Thomas Street Chicago, IL 60622	
	1116 W Illinois Street, Floor 7 Chicago, IL 60654	
	! 1842 N Elston Avenue Chicago, IL 60642	
	1600 East Touhy Avenue Des Plaines, IL 60018 " 5500 N Kedzie Avenue Chicago, IL 60625	

.Scope of Work

Audit

Bicycle racks] Landscaping I Site Marketing

Lightpole banners

_!

$ 5,000 ! $ 5,000

.Graphic Design

Security Subcontractor

jsidewalk cleaning/snow removal 1$ 290,000

. Power Washing $ 5,000

Special Events-Photography

$
3,712

7,650 5,000

powered by Legistar™

iPR/Media Relations
: IT Monitoring Services

Liability Insurance
| $ 2,340

S, 5,000

[1] S. 5,000

; $ 5,000

! $' 5,000

[1] $ 5,000

$' 5,000

Graphic Design, Marketing ■ Website Hosting and Support

.Wayfinding / Signage

Public Art Graphic Design

Strategic and Master Planning

Plaque Fabrication

$' 2,000 $! 5,000

Social Media Management Printing Services Printing Services

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:

powered by Legistar™

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 anyj 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 Patty, 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 ofa 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 ofthe Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee ofthe Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization ofa responsible official ofthe Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents"). I

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 b years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter: I

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 j

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 2-92-32()(a)(4)(Contracts Requiringla 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 vvith 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 perrriit 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 APPLICAN I' ONLYJ The Applicant will obtain from any contractors/subcontractors hired or to be hired in connect ion vvith the Matter certifications equal in form and substance to those in Certifications (2) and (9) above and will not. without the prior written consent ofthe Cily, use any such

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. !

I

12. To the best ofthe Disclosing Party's knowledge after reasonable inquiry, the following is a' complete list of all current employees ofthe 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, ofthe City of Chicago (if none, indicate with "N/A" or "none").

none !

13. To the best ofthe Disclosing Party's knowledge after reasonable inquiry, the following is a I 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 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 ofthe City recipient. [1] none

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

□ is 0 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:

i

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

i

powered by Legistar™

!

I

/ I

Tf 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

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. i

i

D. CERTIFICATION REGARDING FINANCIAL INTEREST IN CITY BUSINESS

i

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

I

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 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? !

- Yes 0 No i

NOTE: If you checked "Yes" to Item D(1), proceed to Items D(2) and D(3). If you checked "No" to Item D(l), 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 ofthe City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part D.

!

Does the Matter involve a City Property Sale?

- Yes □ No [1]

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

Name Business Address Nature of Financial Interest [1]

\

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

i

I

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS [1]

i

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. !

i

^ 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. !

i

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 ofany and all slaves or slaveholders described in those records:

!

SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

i

NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not i 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 [1] 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):

powered by Legistar™

(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 inlluence or attempt to inlluence an officer or employee ofany agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee

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

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) ofthe Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged 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 ofthe Matter and must make such certifications promptly available to the City upon request.

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY j

If the Matter is federally funded, federal regulations require the Applicant and all proposed i 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: i

powered by Legistar™

1. Have you developed and do you have on tile 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 applicable filing requirements?
- Yes □ No [^Reports not required [1]

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

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

SECTION VII -- FURTHER ACKNOWLEDGMENTS AND CERTIFICATION j

The Disclosing Party understands and agrees that: j

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part ofany 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 ofany 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 <http://www.cityofchicago.org/Ethics>. and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with 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.

powered by Legistar™

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 ofany information submitted in this EDS. [1]

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

CERTIFICATION j

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 narne of Disclosing Party)
By:

'(Sign here)

(Print or type name of person signing)

(Print or type title of person signing)

Signed and sworn to before me on (date)

powered by Legistar™

Notary Public
Commission expires:

at ^?/C County, /M/^?/j> (state).

CITY OF CHICAGO ' ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT
APPENDIX A !

i

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS I

i

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.

j i

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 o^ 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 orj stepdaughter, stepbrother or stepsister or half-brother or half-sister.

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.l.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the

powered by Legistar™

Disclosing Party is a limited partnership; all managers, managing members and members ofthe Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing 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 ofa 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 0 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.

i l

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT i

APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION'

This Appendix is to be completed onlyby (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.

i

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? j

I

□ Yes 0No |

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? j

| [Yes Q No 0 The Applicant is not publicly traded on any exchange.

powered by Legistar™

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. !

I

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 <http://www.am> 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.

i

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

powered by Legistar™

history from current or former employers. I also certify that the Applicant has adopted a policy that includes those prohibitions.

01 Yes j □ No

r~| 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.

Pane 15 of 15

powered by Legistar™