



Office of the City Clerk

City Hall
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Chicago, IL 60602
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Legislation Text

File #: O2013-8445, Version: 1

OFFICE OF THE MAYOR

CITY OF CHICAGO

RAHM EMANUEL
MAYOR

November 13, 2013

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

Ladies and Gentlemen:

At the request of the Board of Education, I transmit herewith ordinances authorizing the sale of property.

Your favorable consideration of these ordinances will be appreciated.

Mayor

Very truly yours,

**ORDINANCE FOR ACCEPTANCE OF BID OF DUANE EHRESMAN, AN
INDIVIDUAL FOR PURCHASE OF BOARD OF EDUCATION OF CITY OF
CHICAGO PROPERTY AT 201 NORTH CENTRAL AVENUE**

WHEREAS, the City of Chicago (the "City"), is a home rule unit of government under Article VII, Section 6(a) of the Constitution of the State of Illinois and, as such, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Board of Education of the City of Chicago (the "Board"), is a body corporate and politic, organized under and existing pursuant to Article 34 of the School Code of the State of Illinois, 105 ILCS 5/1-1, et seq. (the "School Code"); and

WHEREAS, the Board is the owner of real estate located at 201 N. Central Avenue which consists of approximately 17,000 square feet of vacant land, as legally described on Exhibit A, attached hereto ("Property"); and

WHEREAS, pursuant to Resolution Number 13-0828-OP2 (the "Resolution"), adopted by the Board on August 28, 2013, the Board approved the sale of Property; and

WHEREAS, title to the Property is currently held by the City, as Trustee, in Trust for the Schools; and

WHEREAS, the Resolution includes a recommendation to request the City Council Committee on Housing and Real Estate of the City of Chicago the sale of said Property, as in accordance with Section 34-21 (d)(1) of the School Code; and

WHEREAS, pursuant to Section 34-21 (b)(1) of the School Code, by vote of no less than two-thirds (2/3) of its full membership, the Board has determined that the Property has become unnecessary, unsuitable, and unprofitable for the use of the schools or for the purposes of school administration, and that the sale of the Property constitutes the best available use of such real estate for the purpose of deriving revenue to support the Board's authorized purposes; and

WHEREAS, the Board advertised for sale and received one bid for the Property, which bid was open in the Board's Department of Procurement and Contracts on May 15, 2013, the closing bid date; and

WHEREAS, one appraisal was made for the Property indicating the fair market value of the real estate is as follows:

Madison Appraisal, LLC As of July 10; 2013
Market Value: \$43,000; and

WHEREAS, the Board has, by a vote of not less than two-thirds of its full membership on its meeting on August 28, 2013, recommended that the acceptance of the bid from Duane Ehresman, residing at 1173 South Euclid Avenue, Oak Park, Illinois, in the amount of Forty Thousand No/100 Dollars (\$40,000) be accepted;

WHEREAS, the Board has recommended that the Deed to Duane Ehresman, his successors in interest and assigns, be made subject to and upon the condition that subsequent to conveyance of the Property or any part thereof, Duane Ehresman, his successors in interest and assigns, shall be prohibited from using the Property for kindergarten through high school (K-12) purposes for 40 years from the date of the Deed (the "Restrictive Covenant") unless the Restrictive Covenant is released by the Chicago Board of Education. Title to the Property will automatically transfer to and revert in the City of Chicago In Trust for Use of Schools if the Restrictive Covenant is breached without the Chicago Board of Education's express written approval; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

Section 1. That the City of Chicago hereby accepts the bid of Duane Ehresman residing at 1173 South Euclid Avenue, Oak Park, Illinois, to purchase the property at 201 North Central Avenue, which Property contains approximately 17,000 square feet of vacant land and is no longer necessary, appropriate, required for the use, profitable to or for the best interests of the Board of Education of the City of Chicago and/or the City of Chicago.

Section 2. That the Mayor, or his designee, and the City Clerk are authorized to sign and attest a deed conveying to Duane Ehresman, all rights of the City of Chicago in Trust for the Use of Schools in and to said Property, subject to the Restrictive Covenant.

Section 3. This Ordinance shall take effect upon its passage and approval.

EXHIBIT A LEGAL DESCRIPTION

THE SOUTH 100 FEET OF THE WEST 1/2 (EXCEPT THE EAST 10 FEET THEREOF) OF BLOCK 10 IN FRINK'S RESUBDIVISION OF THE NORTH 36 1/4 ACRES OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 8, AND THE NORTH 36 1/4 ACRES OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, BEING A RESUBDIVISION OF LOTS 1 TO 8 OF THE SUPERIOR COURT PARTITION OF THE ABOVE DESCRIBED LAND AND KNOWN AS FRINK'S SUBDIVISION, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

ADDRESS: 201 N. CENTRAL AVENUE

PIN: 16-09-308-022-0000

1B-1B--13 12:40 FROM-Ehresnan Hgnt ^J/ 77^ 9d ^ ,,,,*,,, d .u:c>u froia:Neal & Leroy LLC 1 77-?-q-U-250S T-938 P001/014 F-669

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I - GENERAL INFORMATION

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

Dtiane Ebreroan .._

Cbeck ONE of ibe following three boxes:

Indicate whether the Disclosing Party submitting this BDS fa: j, y the Applicant OR

2 a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the Applicant io, which the Diroloaing Party holds en interest:

OR

3 legal entity with a right of control (see Section D.B.I.) State the legal name of the entity in
3 which the Disclosing Party holds a right of control: „

B. Business address of the Disclosing Party: . J

Fax: Bmeilv

L.

D. Name of contact person: Puana ghtaaaaan

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

P Brief description of contract, transaction or other undertaking (referred to here as the "Matter") to which this EDS pertains. (include project number and location of property, if applicable):

Temporary vacant lot at 201-211 W. Central Avenue

O Which City agency or department is requesting this EDS? Department of Education of the

City of Chicago

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

Hfk . and Contract # N/A

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SECTION II - DISCLOSURE OF OWNERSHIP INTERESTS A. NATURE OF THE DISCLOSING PARTY

Person
 Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership Trust
 Limited liability company
 Limited liability partnership
 Joint venture
 Not-for-profit corporation
(If the not-for-profit corporation also a 501(c)(3))?

Yes No
(If Other (please specify))

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?

Yes No N/A

B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY;

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

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

Name Title

M/A

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

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

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

SECTION III - BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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

[J Yes W No

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

SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

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Ffor»:Heal * Leroy LLC 3,2 6415137

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| Name (indicate whether retained or anticipated to be retained) | Busbies* Address | Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.) | Poos (indicate whether paid or estimated.) NOTE: "hourly rare" or "t.b.d" is not an acceptable response. |
|--|------------------|--|--|
| N/A | | | |

(Add sbeeta if necessary)

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

SECTION V - CERTIFICATIONS

A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

Under Municipal Code Section 2-92-415, substantia) owners of business entities that contract with (he 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 Parly 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?

Yea No

B. PURTHBR CBRTIPICATIONS

2. Pursuant to Municipal Code Chapter 1-23, Article I ("Article 1")(which the Applicant should consult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party submitting thi9 EDS is the Applicant and is doing business with the City, then tho Disclosing Party certifies as follows: (i) neither the Applicant nor any controlling person it currently indicted oi charged with, or has admitted guilt of, or has ever been oonvicted 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 ii a continuing requirement for doing business with die City. NOTB; If Article I applies to the Applicant, the permanent compliance tirnsframe in Article I supersedes come five-year compliance timeframes in certijfeatiom 2 <<n 3 below.

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2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section U.B.I, of this BDS:

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

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

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

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

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

4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/338*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,

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

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

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

rron:Neai & Leroy LLC

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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.

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

UU

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

N/A

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

{J is M is not

a "financial institution" as defined in Section 2-32-4}5(b) of the Municipal Code.

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

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

If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-4J5(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary),

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If the letter* "NA." the word *Nooe,"~or no response appears on the lines above, it will be conclusivdy presumed that the Disclosing Party certified to the above statements.

D. CERTIFICATION RBOARDING INTBRBST IN CITY BUSINBSS

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

2. In aooordence with Bection 2-156-110 of the Municipal Code: Does any official er 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 WNo

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

2. Vtlts» sold pursuant to a proccess of competitive bidding, or otherwise permitted, no City elected official or employee shall have a financial interest in bis 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 atseatments, or (iii) is sold by virtue of legal process at the suit or 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.

Docs the Matter involve a City Property Sale?

t] Yos

fl No

3. If you checked "Yea" to Item D.I., provide the name* and business addresses of the City officials or employees having such interest and identify the nature of such interest:

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

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

B. CERTIFICATION REGARDING SLAVERY BRA BUSINBSS

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 BDS all information required by paragraph 2. Failure to

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comply with thwo diicloturc requiromeoti may make any contract entored into with the City in connection with the Matter voidable by the City.

St 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disc-losing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder Insurance policies during the slavery on (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of (heir 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 ineunico policies. The Disclosing Party verifies that the following constitutes fidl disclosure of all such records, including the name* 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 (be Matter is not federally funded, proceed to Section VII. For purposes of this Section VI, tan credits allocated by the City and proceeds of debt obligations of the City are not federal funding.

A. CERTIFICATION RBGARDENG LOBBYING

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

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

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 ber lobbying activities or to pay aoy person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a mefnber of Congress, in connection with the award of any federally funded contract, making any federally funded grant ot 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 me end of each calender quarter in whjcf there occurs atty event that materially affects (he accuracy of the statements and information set forth in paragraphs A.1. and A.1. above.

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

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

B. CERTIFICATION REGARDING EQUAL EMPLOYMBNT OPPORTUNITY

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

Is the Disclosing Party the Applicant?

If "No," answer the three questions below:

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

Yes No

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

Yes No

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

Yes No

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

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

The Disclosing Party understands and agrees that*

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands* that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-136 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics and may also be obtained from the City's Board of Ethics, 740 N.

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

ordinances.

C. If the City determines that any information provided in this BDS is false, incomplete or inaccurate may 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 transaction with the City, Remedies at law for a false statement of material fact may include Incarceration and an award to the City of treble damages.

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

E. The information provided in this BDS must be kept current. In the event of changes, the Disclosing Party must supplement this BDS 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 BDS as the contract requires. NOTE: With respect to Matters subject to Article J of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

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

F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor procure their subcontractors to use, any facility listed by the U.S. B.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U. S. General Services Administration.

F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certification equal in form and

substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

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

CERTIFICATION

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

Puane ghrogaan

(Sign here)

Suane gtrresnan

(print or type name of person signing)

(Print or type title of person signing)

sworn to before me on <
County, J_

"OPP1CTAL 8DAL" Raohal Sandusky , Notary PuMe, ffe* of Htnoln» I My CcwrTJfao Erptai 0VWJ4 «
Commission expires;

1B-18-'13 12-A2 FSOH-Ehreaoan Mgnt ^ ^J," 77" 911 ,,^0 »«

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T-938 P013/814 F-669

CTTY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND
AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CTTY OFFICIALS AND DEPARTMENT HEADS

T*ai Appsodti b to be completed only by (a) tfae Applicant, and (b) any legal entity which ha* a direct ownerabjp interest In the Applicant exceeding IS percent. It Is not to be completed by any le&l entity which baa orUy aa wdtroutCTrncrtbJp tnUrwt In tio Applicant.

Under Municipal Code Section 2-J 54-0) 5, the Disclosing Party must disclose whether the 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" means if, so 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 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 ALB 1 s if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

{Yes/No}

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

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

RECERTIFICATION

Generally, for use with City Council matters. Not for City procurements unless requested.
This recertification is being submitted in conjunction with the sale of 201 N. Canal Ave. Board of Municipal Affairs. [identify the Matter). Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Disclosing Party, (2) warrants that all certifications and statements contained in the Disclosing Party's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

Duane Ehresman
(Print or type legal name of Disclosing Party)

Date: ^V^//5

(sign here)

Print or type name of signatory:

Title of signatory:

, by
IL.
County.
[state].

toned and sworn to before me on [date])0| ICi)<b

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. Notary Public.

Commission e

'OFFICIAL SEAL" Rachol Sandusky Notary Public, State of Illinois
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Vtr. 11-01-05

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