

Office of the City Clerk

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

Legislation Text

File #: O2016-3923, Version: 1

ORDINANCE

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

SECTION 1. Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by changing all of the Cl-1 Neighborhood Commercial District and RS-2 Residential Single-Unit District (Detached House) symbols and indications as shown on Map No. 14-N in the area bounded by

West Archer Avenue; South Neva Avenue; a line 210.87 feet south of and parallel to West Archer Avenue; the north-south alley west of and parallel to South Neva Avenue; a line 271.21 feet south of and parallel to West Archer Avenue; South Harlem Avenue.

to those of a Cl-1 Neighborhood Commercial District.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

Common Address of Property: 5501-5525 S. Harlem Ave., 7135-7161 W. Archer Ave.,

5500-5520 S. Neva Ave.

4825-4231-1727.3

"WRITTEN NOTICE" FORM OF AFFIDAVIT (SECTION 17-13-0107)

May 10, 2016

Honorable Daniel S. Solis Chairman, Committee on Zoning 121 North LaSalle Street Room 304, City Hall Chicago, Illinois 60602

RE: Rezoning of 5501-5525 S. Harlem Ave., 7135-7161 W. Archer Ave., 5500-5520 S. Neva Ave.

The undersigned, Donna J. Pugh , being first duly sworn on oath deposes and states the following:

The undersigned certifies that he has complied with the requirements of Section 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 May 10, 2016.

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.

Signature

Subscribed and Sworn to before me this.

0

Notary Public

■ OFFICIAL SEAL WANDA M. SULIKOWSK1

; NOTARY PUBLIC, STATE 0^r IIIINOIS

4821-7177-1183.7

ATTORNEYS AT LAW

321 NORTH CLARK STREET, SUITE 2800 CHICAGO, IL 60654-5313 312.832.4500 TEL 312.832.4700 FAX WWW.F0LEY.COM http://www.foley.com http:

WRITER'S DIRECT LINE 312.832.4596 djpughOfoley.com http://djpughOfoley.com EMAIL

CLIENT/MATTER NUMBER 106673-0107

Via U.S. Mail

Re: Public Notice of Rezoning Application (5501 -5525 S. Harlem Ave., 7135-7161 W. Archer Ave., 5500-5520 S. Neva Ave.)

Dear Property Owner

In accordance with the requirements for an Amendment to the Chicago Zoning Ordinance, specifically Section 17-13-0107, please be informed that on or about May 10. 2016. the undersigned will file an application for a change in zoning from RS-2 & Cl-1 to Cl-1 on behalf of ALDI Inc. ("Applicant") for the properties located at 5501-5525 S. Harlem Ave., 7135-7161 W. Archer Ave., and 5500-5520 S. Neva Ave. Chicago, IL.

The Applicant intends to use the subject property for a proposed retail development, parking for a proposed grocery store and a new alley running parallel to Archer Ave.

ALDI Inc. is located at 1200 N. Kirk Road, Batavia, IL 60510. The contact person for this application is Donna J. Pugh, Foley & Lardner LLP, 321 N. Clark Street, Suite 2800, Chicago, IL 60654, or by phone at (312) 832-4596. The owners ofthe property are Keith Brzezinski (5518 S. Neva Ave.) and J & F Real Estate II, LLC, an Illinois Limited Liability Company (5501-5525 S. Harlem, 7135-7161 W. Archer Ave and 5500-5516 S. Neva Ave). Keith Brzezinski is located at 5518 S. Neva Ave., Chicago, IL 60638. J & F Real Estate II, LLC is located at 123 N. Wacker Dr. Ste. 1400 Chicago, IL 60606.

Please note that the Applicant is not seeking to rezone or purchase your property. The Applicant is required by law to send this notice because you own property within 250 feet of the property to be rezoned.

Sincerely,



Donna J. Pugh

DJP:mdn

BOSTON BRUSSELS CHICAGO DETROIT
JACKSONVILLE LOS ANGELES MADISON MIAMI
MILWAUKEE NEW YORK ORLANDO SACRAMENTO
SAN DIEGO SAN FRANCISCO SHANGHAI SILICON VALLEY
TALLAHASSEE

TAMPA TOKYO WASHINGTON, D.C. 4822-8835-9727.12

EXHIBIT SCHEDULE

Ownership Statement	Exhibit A
Plat of Survey	Exhibit B
Consent to Rezoning (Keith Brzezinski)	Exhibit C
Consent to Rezoning (J & F Real Estate II, LLC)	Exhibit D
Assignment of Contract (AMA Holdings, LLC to JAMA 5501 LLC)	Exhibit E
Assignment of Contract (Capri Development LLC to JAMA 5501, LLC)	Exhibit F
Economic Disclosure Statements (ALDI, related entities)	Exhibit G
Economic Disclosure Statement (JAMA 5501 LLC)	Exhibit H
Economic Disclosure Statement (Capri Development, LLC)	Exhibit I
Economic Disclosure Statement (AMA Holdings, LLC)	Exhibit J
Economic Disclosure Statement (Keith Brzezinski)	Exhibit K
Economic Disclosure Statement (J & F Real Estate LLC)	Exhibit L
Application Fee (\$1,125 Check)	Exhibit M
Notice List	Exhibit N

4832-9053-9569.7

Exhibit A Ownership Statement OWNERSHIP STATEMENT

The ownership of the subject property (5501-5525 S. Harlem Ave., 7135-7161 W. Archer Ave., and 5500-5520 S. Neva Ave.) is divided as follows:

Parcel 1:

J & F Real Estate II, LLC,

an Illinois Limited Liability Company
123 N Wacker Dr. Ste. 1400
Chicago, IL 60606
5501-5525 S. Harlem Ave.
5500-5516 S. Neva Ave.
7135-7161 W. Archer Ave.

Parcel 2:

Keith A. Brzezinski: 5518 S. Neva Ave.

5518 S.Neva Ave.

Chicago, IL 60638

J & F Real Estate II, LLC is currently under contract to sell its land to Capri Development LLC, a Delaware Limited Liability Company. Capri Development LLC has assigned and transferred its rights under that contract to JAMA 5501 LLC, an Illinois Limited Liability Company.

Keith Brzezinski is currently under contract to sell his land to AMA Holdings LLC, an Illinois Limited Liability Company. AMA Holdings LLC has assigned and transferred its rights under that contract to JAMA 5501 LLC, an Illinois Limited Liability Company.

ALDI (Applicant) is the long-term lessee and developer of the subject property.

4821-7534-2127.5

Exhibit B Plat of Survey

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CITY OF CHICAGO

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APPLICATION FOR AN AMENDMENT TO THE CHICAGO ZONING ORDINANCE

ADDRESS of the property Applicant is seeking to rezone:

5501-5525 S. Harlem Ave., 7135-7161 W. Archer Ave., 5500-5520 S. Neva Ave.

Ward Number that property is located in: 23

APPLICANT ALDI Inc., an Illinois Corporation

ADDRESS 1200 N. Kirk Road

CITY Batavia

STATE H- ZIP CODE 60510

PHONE (219) 464-2500 X-122

EMAIL Michael.Schacht@aldi.us <mailto:Michael.Schacht@aldi.us>

CONTACT PERSON Mike Scnacnt

Is the applicant the owner of the property? YES

 NO^{x}

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.

Parcel 1: J & F Real Estate II, LLC, an Illinois Limited Liability Company (See Exhibits A and D), OWNER Parcel 2: Keith Brzezinski (See Exhibits A and C)

ADDRESS See attached

QTY Chicago

STATE IL

ZIP CODE 60638

PHONE

EMAIL- paul@klgesq.com <mailto:paul@klgesq.com>

CONTACT PERSON Paul Kolpak, Attorney for Buyer

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

ATTORNEY Donna J. Pugh, Foley & Lardner LLP, Attorney for Applicant ADDRESS 321 N_ Clark st_

Suite 2800

CITY Chicago STAT

STATE JL ZIP CODE 60654

PHONE 312-832-4596

FAX 312-832-4700

EMAIL djpugh@foley.com <mailto:djpugh@foley.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.

(See attached EDS)

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7.	On what date did the	owner acquire legal ti	tle to the subject property	? See Ownership Statement (Exh	nibit A)
8.	Has the present owner	r previously rezoned	this property? If yes, when	n?	
	No				
9.	Present Zoning Distric	ct RS-2 & C1-1	Proposed Zoning Dis	strict C1-1	
10.	Lot size in square feet	t (or dimensions) 58,	674 (including alleys with	in the rezoning parcel)	
11	Current Use of the prop	perty Retail Developme	ent, Parking Lot, and Singl	e Family Home	
12.	Reason for rezoning the	he property The prop	erty will be used for a new	retail development on the north	ern
	section,				
12.	and for accessory park	king.			
13.		aces; approximate squ	•	the number of dwelling units; ercial space; and height ofthe	
	The property will contain	n an 18,707 square foot	grocery store, with a height	of 24.5 feet (at highest point) and 67	
	parking spaces				
14.	a financial contribution among other triggers, i number of units (see at	n for residential house increases the allowab ttached fact sheet or v	le floor area, or, for existing visit www.cityofchicago.o	ore units that receive a zoning chang Planned Developments, increase	_
NO x					
COU	NTY	OF	COOK	STATE	OF

ILLINOIS

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Michael Schacht . statements and the statements contained in the	; being first duly sworn on oath, states that all of the above documents submitted herewith are true and correct.
	an Illinois Corporation
Subscribed and Sworn to before me this ERIKA A. GORDON Notary Public, State of Indiana	Signature of Applicant Michael Schacht, ALDI Inc.;
SEAL Notary Public	MyCommlsslon Expires 4/25/2020
day of Aprils , 20 /Q otarv Publ	ic ^-'
Date of Introduction: File Number:	
Ward:	
1//	
	Exhibit C
Consent to Rezoning (Keith Brzezinski)	
	•,. 1."A '- = V-Vr'-'I

April29,2016

BE: tetter of Cansentto Razoring (5501-5525 S. HatkraAve^ 7135-7161W. Archer Ave., 5500-5520 S- Neva Ave.)

Dear Sit or Madam:

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LKrithBraczfo^amliwowmofi^^ (PIN: 19-18-101WX26-0000)fcwatedat5516-5520 9. Nev* Ave., Chicago, minds (commonly kuowo as 5518 S. Neva). The owner understands that the Applicant, ALDI Inc., is seeking to change the zofldbag ofthe subject popopertyftomC LI & RS-2toCl-l in otdfirtDCoastrort a grocery at 5501 - 5525 S. Harlem Ave.
Neva.
Sincerely,
Kfiiih Bizaztnski 5518 S. Neva Ave.
Exhibit D
Consent to Rezoning (J & F Real Estate II, LLC) April 29, 2016
RE: Letter of Consent for Rezoning (5501-5525 S. Harlem Ave., 7135-7161 W. Archer Ave., 5500-5516 S. Neva Ave.)
Dear Sir or Madam:
I, Eva Koziel, am a Managing Member of J&F Real Estate II, LLC, the owner of property located at 5501-5525 S. Harlem Ave., 7135-7161 W. Archer Ave., and 5500-5516 S. Neva Ave., Chicago, Illinois The owner understands that the Applicant, ALDI Inc., is seeking to change the zoning of the subject property from Cl-1 & RS-2 to Cl-1 in order to construct a grocery store, alley and accessory parking at this location.
I, Eva Koziel, herby authorize ALDI Inc., and its agents to seek the rezoning of 5501-5525 S. Harlem Ave., 7135-7161 W. Archer Ave., and 5500-5516 S. Neva Ave., Chicago, Illinois.
Sincerely,

■Eva Kozle^^\^)

Managing Member of J&F Real Estate II, LLC 5501 S Harlem Avenue

4810-5126-4815.3

Exhibit E

Assignment of Contract (AMA Holdings, LLC to JAMA 5501 LLC) ASSIGNMENT OF CONTRACT

AMA Holdings LLC, an Illinois limited liability company, does hereby sell, assign and transfer to JAMA 5501 LLC, an Illinois limited liability company, all of the right, title and interest of the "Buyer" in and to the Real Estate Contract accepted December 16, 2015 between Keith Brzezinski and AMA Holdings LLC. an Illinois limited liability-comrjaav.

May^2016

JAMA 5501 LLC, an Illinois limited liability company, does hereby accept the assignment set forth above.

May ^,2016

Exhibit F

Assignment of Contract (Capri Development LLC to JAMA 5501, LLC) ASSIGNMENT OF CONTRACT

Capri Development LLC, a Delaware limited liability company, does hereby sell, assign and transfer to JAMA 5501 LLC, an Illinois limited liability company, all ofthe right, title and interest of the "Purchaser" in and to the

Agreement of Purchase and Sale dated March 2, 2015 between J&F Real Estate II L.L.C, an Illinois limited liability company and Capri Development LLC, a Delaware limited liability company.

JAMA 5501 LLC, an Illinois limited liability company, does hereby accept the assignment set forth above.

2016

3527harlcm_usignmeniofpurcliaseagn:efnHii

Exhibit G

Economic Disclosure Statements (ALDI, related entities)

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:

A. Aldi Inc., an Illinois corporation

Check ONE of the following three boxes:

Indicate whether the Disclosing Party submitting this EDS is:

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 [x] the Applicant OR [] a legal entity holding a direct or indirect interest. 	terest in the Applicant. State the legal name of the
2. Applicant in which the Disclosing Party holds OR	
3. [] a legal entity with a right of control (see Se which the Disclosing Party holds a right of control	,
B. Business address of the Disclosing Party: 120	0 N Kirk Road
E	Batavia. IL 60510
C. Telephone: (219) 464-2500 ext. 122 Fax: (219) 4 mailto:mike.schacht@aldi.us	Email: mike.schacht@aldi.us
D. Name of contact person: Michael Schacht	
E. Federal Employer Identification No. (if you have	e one):: I
F. Brief description of contract, transaction or other this EDS pertains. (Include project number and local	undertaking (referred to below as the "Matter") to which tion of property, if applicable):
Applicant seeking rezoning at 5501-5525 S. Harlen	n Ave 7135-7161 W. Archer Ave., 5500-5520 S. Neva Ave
G. Which City agency or department is requesting	this EDS? Dept. of Planning and Development
If the Matter is a contract being handled by the C the following:	ity's Department of Procurement Services, please complete
Specification #	and Contract #
Page 1 of 13 SECTION II DISCLOSURE OF OWNERSHIP II	NTERESTS
A. NATURE OF THE DISCLOSING PARTY [] Limited liability company [] Limited liability parties the not-for-profit corporation also a 501(c)(3))?	rtnership [] Joint venture [] Not-for-profit corporation (Is
	1. Indicate the nature of the Disclosing Party:
[] Person [] Publicly registered business corporation [x] Privately held business corporation [] Sole proprietorship [

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[]Yes []N	
[] Other (please specify)	
[] General partnership	(
[] Limited partnership	r
[] Trust	L
2. For legal entities, the state	(or foreign country) of incorporation or organization, if applicable:
<u>Illinois</u>	
3. For legal entities not or business in the State of Illinois as	ganized in the State of Illinois: Has the organization registered to da foreign entity?
[x] N/A	
B. IF THE DISCLOSING PART	IS A LEGAL ENTITY:
not-for-profit corporations, also l members, write "no members." F If the entity is a general partne partnership or joint venture, list b	and titles of all executive officers and all directors of the entity. NOTE: For st below all members, if any, which are legal entities. If there are no such or trusts, estates or other similar entities, list below the legal titleholder(s). The ship, limited partnership, limited liability company, limited liability elow the name and title of each general partner, managing member, manager controls the day-to-day management of the Disclosing Party. NOTE: Each mit an EDS on its own behalf.
Name Title	
Jason C. Hart. David K. Behm. Charles	E. Youngstrom Directors
Jason C. Hart	Chairman/CEO
David Behm (President). Charles E. Yo	ingstrom (COO). Terry E. Pfortmiller (Secretary/Treasurer). Lynn
Moser(Assistant Secretary/Assistant Tr	asurer). Phil Beattie (Assistant Treasurer). Tim Byrd (Assistant Treasurer).
Kimberly Shanner (Assistant Secretary)	
beneficial interest (including own	ng information concerning each person or entity having a direct or indirect ership) in excess of 7.5% of the Disclosing Party. Examples of such an ation, 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

Hofer Kommanditgesellschaft Hofer Strasse 1, 4642 Sattledt. Austria

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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

[] Yes [x] No

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

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

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Name (indicate whether	Business	Relationship to Disclosing P	arty Fees (indicate whether
retained or anticipated to be retained)	Address	(subcontractor, attorney, lobbyist, etc.)	paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response
(Retained)			
Foley & Lardner. LLP	321 N. Clark	Suite 2800, Chicago. IL 60654 A	Attorney est. \$5,000
(Add sheets if necessary	·)		
[] Check here if the D	sclosing Party	has not retained, nor expec	ets to retain, any such persons or entitie
SECTION V CERTIF	ICATIONS		
A. COURT-ORDEREI	CHILD SUP	PORT COMPLIANCE	
-		2-415, substantial owners of behild support obligations throu	usiness entities that contract with the City ighout the contract's term.
• •	-	etly owns 10% or more of the y Illinois court of competent j	Disclosing Party been declared in arrearagurisdiction?
[]Yes []	_	No person directly or indirectly or indirectly Disclosing Party.	etly owns 10% or more of the
If "Yes," has the person person in compliance w			r payment of all support owed and is the
[] Yes []	No		
B. FURTHER CERTIF	ICATIONS		

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

been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with

Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

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

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

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

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a
 public officer or employee of the City, the State of Illinois, or any agency of the federal government or
 of any state or local government in the United States of America, in that officer's or employee's official
 capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with 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

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Certifications), the Disclosing Party must explain below:

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

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

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

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 Section 2-32-455(b) of the Municipal Code.

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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 Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

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

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

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

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

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

[] Yes

[x] 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., proceed to Part E.

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

Does the Matter involve a City Property Sale?

[] Yes [] No

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

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Name	Business Address	Nature of Interest	

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

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

SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

A. CERTIFICATION REGARDING LOBBYING

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

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sheets if necessary	ı:	
it will be conclus	appears or begins on the lines above, or if the letters "NA" or if the word "None ively presumed that the Disclosing Party means that NO persons or entities in g Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclos Matter.)	registered
person or entity lis influence or attemp member of Congre connection with th entering into any c	ing Party has not spent and will not expend any federally appropriated funds to pay ted in Paragraph A.l. above for his or her lobbying activities or to pay any person or to influence an officer or employee of any agency, as defined by applicable federals, an officer or employee of Congress, or an employee of a member of Congress, in a award of any federally funded contract, making any federally funded grant or loan cooperative agreement, or to extend, continue, renew, amend, or modify any federally n, or cooperative agreement.	r entity to al law, a n
	Page 9 of 13	
	ng Party will submit an updated certification at the end of each calendar quarter event that materially affects the accuracy of the statements and information set A.2. above.	
the Internal Revenu	ing Party certifies that either: (i) it is not an organization described in section 501(c) are Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Interest but has not engaged and will not engage in "Lobbying Activities".	
substance to paragr the Disclosing Part	osing Party is the Applicant, the Disclosing Party must obtain certifications equal in aphs A.l. through A.4. above from all subcontractors before it awards any subcontract must maintain all such subcontractors' certifications for the duration of the Matter retifications promptly available to the City upon request.	act and
B. CERTIFICATION	ON REGARDING EQUAL EMPLOYMENT OPPORTUNITY	
	erally funded, federal regulations require the Applicant and all proposed subcontractions with their bids or in writing at the outset of negotiations.	tors
Is the Disclosing P	arty the Applicant?	
[] Yes	[] No	
If "Yes," answer th	e three questions below:	

1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal

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regulations? (See 41 CFR Part 60-2.)					
[] Yes	[] No				
•	ams, or the Equal Employr	ng Committee, the Director of the Office of Federal Contract ment Opportunity Commission all reports due under the applicable			
[] Yes	[] No				
3. Have you p opportunity clause []Yes []No		s contracts or subcontracts subject to the equal			
If you checked "N	o" to question 1. or 2. abov	ve, please provide an explanation:			

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

The Disclosing Party understands and agrees that:

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

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

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

Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.

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

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

The Disclosing Party represents and warrants that:

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

NOTE: If the Disclosing Party cannot certify as to any of the items in F.L, F.2. or F.3. above, an

explanatory statement must be attached to this EDS.

CERTIFICATION

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

Aldi Inc.

(Print or type name of Disclosing Party)

Terry E. Pfortmiller

(Print or type name of person signing)

SEC/TRCAS

(Print or type title of person signing) (state).

Notary Public.

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing

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

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

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

[] Yes [x] No

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

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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

[]Yes [x]No

2.	. If the Applicant is a legal	entity publicly trad	ded on any exchange	e, is any officer or	director of the
	Applicant identified as a b	uilding code scofflaw	v or problem landlord	pursuant to Section	2-92-416 ofthe
	Municipal Code?	_	_		

[]Yes []No [x] Not Applicable

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

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

i^jjf&ftj.- -

IT...

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SliSECTION I -- GENERAL INFORMATION

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

SILLEN GMBH

?heck ONE of the following three boxes:

Indicate whether the Disclosing Party submitting this EDS is:

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

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OR 3. [] a legal entity with a right of control (s which the Disclosing Party holds a right of o	see Section II.B.l.) State the legal name of the entity in control:
Business address of the Disclosing Party:	BURGSTRASSE 37. 45476 MUELHEIM AN PER RUHR.
	GERMANY
Telephone:	
). Name of contact person: Michael Schacht	
t. Federal Employer Identification No. (if you	have one):
Brief description of contract, transaction or EDS pertains. (Include project number and loc	other undertaking (referred to below as the "Matter") to thich this cation of property, if applicable):
[pplicant seeking rezoning at 5501-5525 S. Ha	arlem Ave 7135-7161 W. Archer Ave 5500-5520 S. Neva Ave
. Which City agency or department is request	ting this EDS? Dept. of Planning and Development
If the Matter is a contract being handled by following:	the City's Department of Procurement Services, please complete the
Specification #	
Page 1 of 13	
ECTION II DISCLOSURE OF OWNERSHIP IN	NTERESTS
A. NATURE OF THE DISCLOSING PARTY	
 Indicate the nature of the Disclosing Party: Person Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership Trust - 	[X] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify)

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

Germany

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

* []Yes

[x]No []N/A

3. 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. «JOTE: For not-for-profit corporations, also list below all members, if any, which are legal entities. If here are no such members, write "no members." For trusts, estates or other similar entities, list below he legal titleholder(s).

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

fame Title R. ALEXANDER STUPP

DIRECTOR

ORBERT RI.AF.SF.R DIRECTOR

2. Please provide the following information concerning each person or entity having a direct or idirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples 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 rbm any applicant which is reasonably intended to achieve full disclosure.

Business Address

PFOHRENER STRASSE 50, 78166 DONAUESCHINGEN. GERMANY Percentage Interest in the Disclosing Party

100%

ECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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

[] Yes

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

ECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, ibbbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained jj|r expects to retain in connection with the Matter, as well as the nature of the relationship, and the total ount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose ployees 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 sj&tion on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) Imself. "Lobbyist" also means any person or entity any part of whose duties as an employee of jiother includes undertaking to influence any legislative or administrative action.

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

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Name (indicate whether Business retained or anticipated Address to be retained)
Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)
Fees (indicate whether paid or estimated.) NOTE: "hourly rate" 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. ECTION V -

CERTIFICATIONS COURT-ORDERED CHILD SUPPORT COMPLIANCE

Under Municipal Code Section 2-92-415, substantial owners of business entities that contract with he City must remain

in complian	nce with their child support obligations throughout the contract's term.
7 1	rson who directly or indirectly owns 10% or more of the Disclosing Party been declared in rrearage on any ort obligations by any Illinois court of competent jurisdiction?
[] No	[X] No person directly or indirectly owns 10% or more of the Disclosing Party.
*	s the person entered into a court-approved agreement for payment of all support owed and the person in ce with that agreement?

FURTHER CERTIFICATIONS

[] No

[]Yes

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

ie in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

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p2J The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities dentified in Section II.B.l. of this EDS:

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

in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.

- 3. The certifications in subparts 3, 4 and 5 concern:
- the Disclosing Party;
- any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
- any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
- any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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

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

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- J 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists I aintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the | ireau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially %; signated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the I Jbarred List.
 - 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters i|| 55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the unicipal Code.

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7.	If the Disclosing	Party is	s unable to certi	fy to an	y of the above	e statements in	this Part B	(Further

rtifications), the Disclosing Party must explain below:

E'lf 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.

^f8. 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-inonth 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").

NA.

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

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A	
CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION	
1. The Disclosing Party certifies that the Disclosing Party (check one)	
1. [] is [x] is not	
"financial institution" as defined in Section 2-32-455(b) of the Municipal Code.	
2. If the Disclosing Party IS a financial institution, then the Disclosing Party pl	ledges:
/e are not and will not become a predatory lender as defined in Chapter 2-32 of the pledge that none of our affiliates is, and none of them will become, a predatory j-nd Municipal Code. We understand that becoming a predatory j-nder or becoming an result in the loss of the privilege of doing iisiness with the City."	nder as defined in Chapter 2-32 of the
j. the Disclosing Party is unable to make this pledge because it or any of its affiliat of the Municipal Code) is a predatory lender within the meaning of Chapter -32 of (attach additional pages if necessary):	,
IIC". Page 7 of 13	
ff'the letters "NA," the word "None," or no response appears on the lines above, it was presumed that the Disclosing Party certified to the above statements.	will be inclusively
0. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS	
Any words or terms that are defined in Chapter 2-156 of the Municipal Code have t	the same meanings when

used in this Part D.

1. In accordance with Section 2-156-110 of the Municipal Code: Does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter? [] Yes [x] No

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

2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City: lected official or employee shall have a financial interest in his or her own name or in the name of ny other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold 'or 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

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City's eminent domain power oes not constitute a financial interest within the meaning of this Part D.

I)oes the Matter involve a City Property Sale?

[] Yes [] No

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

Nature of Interest

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

^CERTIFICATION REGARDING SLAVERY ERA BUSINESS

|v.Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must $|1:^{\land 0se}|$ below or in an attachment to this EDS all information required by paragraph 2. Failure to

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jffliply with these disclosure requirements may make any contract entered into with the City in riection with the Matter voidable by the City.

The Disclosing Party verifies that the Disclosing Party has searched any and all records of the |||closing Party and any and all predecessor entities regarding records of investments or profits Irqjn slavery or slaveholder insurance policies during the slavery era (including insurance policies flstied to slaveholders that provided coverage for damage to or injury or death of their slaves), and ^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

ies. 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

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

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\. CERTIFICAT	ON REGARDING LOE	BBYING		
	•	<u>e</u>	te federal Lobbying isclosure Act of 1995 whe spect to the Matter: (Add sheets if necessary)	
conclusively pre	sumed that the Disclosin	ng Party means that NO perso	"NA" or if the word "None" ¹ Ppear, it will be one or entities egistered under the Lobbying 'isclosing Party with respect to the Matter.)	e
listed in Paragraph A influence an officer	A.l. above for his or her le	obbying activities or to pay a	y appropriated funds to pay &y person or ent any gson or entity to influence or attempt to deral law, a member of Congress, an officer	•
-		nward of any federally funded		
•		o any cooperative agreement, nt, loan, or cooperative agreen	or to extend, continue, renew,	
t-	ny randod contract, gran	Page 9 of 13	A'W^/■	
	-	-	e end of each calendar quarter in JWhich than and information set Iforth in paragraphs A.l.	
Revenue Code of	- ·	nization described in section	on described in section 301(c)(4) of the Internal Sol(c)(4) of the Internal Revenue Code of 19	
substance to parag Disclosing Party n	raphs A.l. through A.4. a	above from all subcontractor becontractors' certifications for	st obtain certifications equal in form and s before it awards any subcontract and the or the duration of the Matter and must make s	such
B. CERTIFICATI	ON REGARDING EQU	JAL EMPLOYMENT OPPO	RTUNITY	
	-	gulations require the Applica or in writing at, the outset of r	nt and all proposed subcontractors to submit negotiations.	
s the Disclosing F	Party the Applicant?			
[] Yes	[] No			

, | £ "Yes," answer the three questions below:

^ 1. Have you develo	oped and do you have on file at	ffirmative action programs pursuant to applicable
ederal regulations? (S	See 41 CFR Part 60-2.)	
: [;] [] Yes	[] No	
1 2 11 61 1		in a Direct Color CD 1 1
h- 2. Have you filed	with the Joint Reporting Comr	mittee, the Director of the Office of Federal
Contract Compliance	Programs, or the Equal Emplo	syment Opportunity Commission all reports due
inder the applicable fi	iling requirements?	
J]Yes	[] No	
. 2	:4.1:	4
; 3. Have you partic	ipated in any previous contrac	ts or subcontracts subject to the
P ^{Ual} opportunity class	1509	

V'U Yes [] No

VU Yes [] N

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

jhe Disclosing Party understands and agrees that:

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

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

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

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

}:f it is the City's policy to make this document available to the public on its Internet site and/or upon equest. Some or all of the information provided on this EDS and any attachments to this EDS may be |ade available to the public on the Internet, in response to a Freedom of Information Act request, or fjjierwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible Jghts or claims which it may have against the City in connection with the public release of information ||tained in this EDS and also authorizes the City to verify the accuracy of any information submitted fthis EDS.

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

^.'Disclosing Party represents and warrants that:

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

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

CERTIFICATION

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

PLLEN GMBH

;jMi(Print or type namp'of D^isclosing Party) (Sign here)

mr-

Mm. ALEXANDER STUPP Sfiint or type name of person signing) ;|||''''

cflfDIRECTOR .■r^llnint or type title of person signing)

,|I|Pigned and sworn to before me on (date) Afird 2joA(> faeus^ , 6gVMAa.\tj (COUNTRY).
'•iS^PP\ssion expires:.

1

Notary Public.

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APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Land: Bundesrepublik Deutschland

Diese offentliche Urkunde

- 2. ist unterschrieben von Notar Dr. Bardenhewer
- 3. in seiner Eigenschaft als Notar in Neuss
- 4. sie ist versehen mit dem Siegel/Stempel des Notars

Bestatigt

- 5. in Dusseldorf
- 6. am 27. April 2016
- 7. durch den Prasidenten des Landgerichts
- 8. unterNr. 9101 Ea- 1875/2016
- 9. Stempel: 10. Unterschrift:

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with my 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.

J

'Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.l.a., if the BDisclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general apartnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited Wtnership; 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 |7.5 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief srating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person Jiercising similar authority.

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

[]Yes

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

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

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

[]Yes [.JNo

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

[JYes []No [x] Not Applicable

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

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

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

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

AROLUS-STIFTUNG

heck ONE of the following three boxes:

dicate whether the Disclosing Party submitting this EDS is:

1. [] the Applicant

OR

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

OR

^3. [] a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control:

Business address of the Disclosing Party: PFOHRENER STRASSE 50. 78166 DONAUESCHINGEN.
GERMANY

Telephone:

Name of contact person: Michael Schacht

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

j. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to /hich this EDS pertains. (Include project number and location of property, if applicable):

Applicant seeking rezoning at 5501-5525 S. Harlem Ave.. 7135-7161 W. Archer Ave.. 5500-5520 S. Neva Ave

. Which City agency or department is requesting this EDS? Dept. of Planning and Development

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

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Specification #		
Page 1 of 13		
; ECTION II DISCLOSUI	RE OF OWNERSHIP INTE	RESTS
\. NATURE OF THE DISC	CLOSING PARTY	
 Indicate the nature of Person Publicly registered busin Privately held business of Sole proprietorship General partnership Limited partnership Trust 	less corporation [] Limit perpendicular [] [] [] [] [] [] [] [] [] [] [] [] []	Limited liability company ed liability partnership Joint venture Not-for-profit corporation the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify) erman Stiftung. Please see attachment for further
	<u>ex</u> j	planation.
2. For legal entities, the	e state (or foreign country) o	of incorporation or organization, if applicable:
2. Germany		
3. For legal entities not State of Illinois as a foreign		nois: Has the organization registered to do business in the
[] Yes	[x] No	[] N/A
3. IF THE DISCLOSING F	PARTY IS A LEGAL ENTI	ΓΥ:
profit corporations, also list I members." For trusts, estates If the entity is a general property joint venture, list below the n	below all members, if any, we sor other similar entities, list partnership, limited partnershame and title of each genera paday management of the Dis	e officers and all directors of the entity. I ^OTE: For not-for- which are legal entities. If here are no such members, write "not below he legal titleholder(s). hip, limited liability company, limited liability jartnership or l partner, managing member, nanager or any other person or sclosing Party. I VOTE: Each legal entity listed below must
^ame Title 1 >R. PETER HEISTER		CHAIRMAN of the BOARD of the CAROLUS-STIFTUNG
m CHRISTIAN HEISTER LjORBERT PQDSCHLAPP		MEMBER of the BOARD of the CAROLUS-STIFTUNG MEMBER of the BOARD of the CAROLUS-STIFTUNG

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2. Please provide the following information concerning each person or entity having a direct or ndirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples 5f such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

Page 2 of 13

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

^ame Business Address Percentage Interest in the Disclosing Party

None.

SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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

[] Yes [x] No

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

i 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.

File #: O2016-3923, Vers	sion: 1		
	-	whether a disclosure is required under a source is required or make the disclosure	
Page 3 of 13			
?lfame (indicate whether fetained or anticipated 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.
\dd sheets if necessary)			
Check here if the Dis	sclosing Party l	nas not retained, nor expects to retain, a	ny such persons or entities.
ECTION V - CERTIFIC	CATIONS		
L COURT-ORDERED (CHILD SUPPC	ORT COMPLIANCE	
_		415, substantial owners of business entapport obligations throughout the contra	•
		ly owns 10% or more of the Disclosing s court of competent jurisdiction?	Party been declared in rrearage on any
[] Yes []	=	[3] No person directly or indirectly owns Disclosing Party.	s 10% or more of the
Jf "Yes," has the person ecompliance with that agree		ourt-approved agreement for payment of	of all support owed and > the person in
[]Yes []	No		
(FURTHER GERTIEF	G A TELONIC		

(. FURTHER CERTIFICATIONS

1. Pursuant to Municipal Code Chapter 1-23, Article I ("Article I")(which the Applicant should onsult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party ubmitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party ertifies as follows: (i) neither the Applicant nor any controlling

person is currently indicted or charged 'ith, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any riminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, erjury, 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 oing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance inieframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

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- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities lientified in Section II.B.l. of this EDS:
- fl 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;

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;

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;

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

V

- e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions, concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in
- j 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 |:9:Pntrol of another person or entity;

Mny responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any ||^ej.official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, ■^Ungopursuant to the direction or authorization of a responsible official of the Disclosing Party, any | ||||i|^ctor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party |r 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 lefore 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, jjents or partners, is barred from contracting with any unit of state or local government as a result of j igaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in "olation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of merica that contains the same elements as the offense of bid-rigging or bid-rotating.
 - 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists aintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the ureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially esignated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the ebarred List.
 - 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the unicipal Code.
 - ::7- If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further ^rtifications), the Disclosing Party must explain below:

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

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

a&

1

9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a

¹ uplete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the month period preceding the execution date of this EDS, to an employee, or elected or appointed icial, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything ide generally available to City employees or to the general public, or (ii) food or drink provided in the urse of official City business and having a retail value of less than \$20 per recipient (if none, indicate th "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

[x] is not

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

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

(e are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal ?fje. We further pledge that none of our affiliates is, and none of them will become, a predatory |gder as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory |n|er or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing ^iness with the City."

IP? Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Ipion 2-32-455(b) of the

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Municipal Code) is a padditional pages if nec	predatory lender within the meaning of Chapter ll^-of the Municipal Code, explain here (attach essary):
	Page 7 of 13
	word "None," or no response appears on the lines above, it will be bnclusively presumed ty certified to the above statements.
I. CERTIFICATION I	REGARDING INTEREST IN CITY BUSINESS
jyy words or terms tha in this Part D.	t are defined in Chapter 2-156 of the Municipal Code have the same leanings when used
1. In accordance with	Section 2-156-110 of the Municipal Code: Does any official or employee
f the City have a finantity in the Matter?	cial interest in his or her own name or in the name of any other person or
[] Yes	[x] No
OTE: If you checked E.	"Yes" to Item D.l., proceed to Items D.2. and D.3. If you checked "No" to sm D.l., proceed to Par
shall have a financial property that (i) belon r taxes or assessments	uant to a process of competitive bidding, or otherwise permitted, no City ected official or employee interest in his or her own name or in the name of ly other person or entity in the purchase of any gs to the City, or (ii) is sold , or (iii) is sold by virtue of legal process at the suit of the City (collectively, ity Property Sale"). perty taken pursuant to the City's eminent domain power)es not constitute a financial interest this Part D.
oes the Matter involve	e a City Property Sale?
[] Yes	[] No

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

Nature of Interest

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

File:	#: C	2016	3923.	Ve	rsion:	1
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&RtIFICATION REGARDING SLAVERY ERA BUSINESS

J^lfe.check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must •^l§M^{low or in an} attachment to this EDS all information required by paragraph 2. Failure to

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*j|8fe Page 8 of 13

M mply witn these disclosure requirements may make any contract entered into with the City in nnection with the Matter voidable by the City.

- 4. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the j§ sclosing Party and any and all predecessor entities regarding records of investments or profits >m slavery or slaveholder insurance policies during the slavery era (including insurance policies ■ued to slaveholders that provided coverage for damage to or injury or death of their slaves), and ^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 sclosing Party has found records of investments or profits from slavery or slaveholder insurance licies. The Disclosing Party verifies that the following constitutes full disclosure of all such ords, including the names of any and all slaves or slaveholders described in those records:

iCTION VI -- CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

I 3TE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally nded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City d proceeds of debt obligations of the City are not federal funding.

CERTIFICATION REGARDING LOBBYING

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

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

T-

Jk The Disclosing Party has not spent and will not expend any federally appropriated funds to pay ||eJ.son or entity listed in Paragraph A.l. above for his or her lobbying activities or to pay any iKfe⁰¹" entity to influence or attempt to influence an officer or employee of any agency, as defined by ss^fble federal law, a member of Congress, an officer or employee of

Congress, or an employee of a t of Congress, in connection with the award of any federally funded contract, making any funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, '^pr modify any federally funded contract, grant, loan, or cooperative agreement. Page 9 of 13 §:; The Disclosing Party will submit an updated certification at the end of each calendar quarter in !j*h there occurs any event that materially affects the accuracy of the statements and information set th in paragraphs A.I. and A.2. above. §:4. The Disclosing Party certifies that either: (i) it is not an organization described in section ;n)(e)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section l(e)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying gtivities". 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in prm and substance to paragraphs A.I. through A.4. above from all subcontractors before it awards any ubcontract and the Disclosing Party must maintain all such subcontractors' certifications for the uration of the Matter and must make such certifications promptly available to the City upon request. 6. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY the Matter is federally funded, federal regulations require the Applicant and all proposed bcontractors to submit the following information with their bids or in writing at the outset of egotiations. 8 the Disclosing Party the Applicant? [] Yes [] No
event that materially affects the accuracy of the statements and information set th in paragraphs A.l. and A.2. above. 3'4. The Disclosing Party certifies that either: (i) it is not an organization described in section;n)(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section l(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying gtivities". 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in prm and substance to paragraphs A.l. through A.4. above from all subcontractors before it awards any ubcontract and the Disclosing Party must maintain all such subcontractors' certifications for the uration of the Matter and must make such certifications promptly available to the City upon request. 6. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY 17. The Disclosing Party the Applicant? 18. The Disclosing Party the Applicant? 19. Yes 19. No
Revenue Code of 1986; or (ii) it is an organization described in section l(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying gtivities". 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in prm and substance to paragraphs A.l. through A.4. above from all subcontractors before it awards any ubcontract and the Disclosing Party must maintain all such subcontractors' certifications for the uration of the Matter and must make such certifications promptly available to the City upon request. 6. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY 7. the Matter is federally funded, federal regulations require the Applicant and all proposed bcontractors to submit the following information with their bids or in writing at the outset of egotiations. 8. the Disclosing Party the Applicant? [] Yes [] No
to paragraphs A.l. through A.4. above from all subcontractors before it awards any ubcontract and the Disclosing Party must maintain all such subcontractors' certifications for the uration of the Matter and must make such certifications promptly available to the City upon request. I. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY the Matter is federally funded, federal regulations require the Applicant and all proposed bcontractors to submit the following information with their bids or in writing at the outset of egotiations. B the Disclosing Party the Applicant? [] Yes [] No
the Matter is federally funded, federal regulations require the Applicant and all proposed bcontractors to submit the following information with their bids or in writing at the outset of egotiations. 3 the Disclosing Party the Applicant? [] Yes [] No
following information with their bids or in writing at the outset of egotiations. 3 the Disclosing Party the Applicant? [] Yes [] No
[] Yes [] No
"Yes," answer the three questions below:
1. Have you developed and do you have on file affirmative action programs pursuant to applicable ederal 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 nder the applicable filing requirements? [] Yes [] No
3. Have you participated in any previous contracts or subcontracts subject to the qual opportunity clause?
[] Yes [] No
tyou checked "No" to question 1. or 2. above, please provide an explanation:

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CTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, |t)MPLIANCE,

PENALTIES, DISCLOSURE

Tie Disclosing Party understands and agrees that:

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

. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of e Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, ork, business, or transactions. The full text of these ordinances and a training program is available on ne at www.citvofchicago.org/Ethics http://www.citvofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

edgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. I; the applicable ordinances.

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

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

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

(e Disclosing Party represents and warrants that:

Page 11 of 13

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

If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not ■■nor permit their

subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded |ties List System ("EPLS") maintained by the U.S. General Services Administration.

| If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any [ntractors/subcontractors hired or to be hired in connection with the Matter certifications equal in fin and substance to those in F.l. and F.2. above and will not, without the prior written consent of the

use any such contractor/subcontractor that does not provide such certifications or that the jsclosing Party has reason to believe has not provided or cannot provide truthful certifications.

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

ERTIFI CATION

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

e:

AROLUS-STIFTUNG

'tint or type name of Disclosing Party)

(Sign here) LfETER

HEISTER

CHRISTIAN HEISTER

pnt or type name of person signing)

MEMBER of the BOARD of the CAROLUS-STIFTUNG ?pnt or type title of person signing)

^ied and sworn to before me on (date) Ayv\l 2.C^t 'LoA.C

* lleuSS.

(Srtw^*^ (COUNTRY).

Notary Public.

^mission expires:

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APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Land: Bundesrepublik Deutschland

Diese offentliche Urkunde

- 2. ist unterschrieben von Notar Dr. Bardenhewer
- 3. in seiner Eigenschaft als Notar in Neuss

4. sie ist versehen rhit dem Siegel/Stempel des Notars

, Bestatigt

5. in DQsseldorf

6. am 27. April 2016

7. durch den Prasidenten des Landgerichts

8. unter Nr. 9101 Ea - 1880/2016

9. Stempel: 10. Unterschrift: In Vertretung

(Schv

Vorsitfee/ider Richter am Lanagericht

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.l.a., if the jjisclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general thership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited thership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a jiited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than 17.5 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief merating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person lercising similar authority.

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

[X]No

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

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

1 Pursuant to Municipal Code Section 2-154-010 is the Applicant or any Owner identified as a

	e scofflaw or problem landlord pursua	11	
[]Yes [xJNo			
	ant is a legal entity publicly traded lentified as a huilding code scofflaw pal Code?		
[]Yes	[]No	[x] Not Applicable	

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

FILLING OUT THIS APPENDIX B CONSTITUTES ACKNOWLEDGMENT

REFERENCE INTO, AND MADE APART OF, THE ASSOCIATED EDS, AND THAT THE REPRESENTATIONS MADE IN THIS APPENDIX B ARE SUBJECT TO THE CERTIFICATION MADE UNDER PENALTY OF PERJURY ON PAGE 12 OF THE ASSOCIATED EDS.

ATTACHMENT tp the EPS Form of CAROLUS-STIFTUNG

Specifications of a German stiftung

To whom it may concern,

Please note that participations held by a German stiftung (•stiftung") do not constitute the private property of one or more shareholders! A Stiftung is a legal entity comparable to a foundation and as such subject to individual rights and Obligations. However, a Stiftung is not to be mistaken for a trust Furthermore, the Stiftung has no trustees but instead so -called benefidaries which in turn are not to be mistaken for behefidal owners. In fact, the concept of beneficial ownership does not apply to a Stiftung under German law.

fn contrast to a trust where the trustees are the legal owners of the trust's assets, the assets of a Stiftung are legally owned by the German Stiftung itself. In fact, the founder of a Stiftung irrevocably transfers certain assets to the Stiftung (not to a trustee) and hereby provides the Stiftung with an economic basis. On that ground the Stiftung pursues a certain purpose which is determined by the founder and manifested in the Stiftung's statutes. Such purpose can also include the financial assistance to the Stiftung's beneficiaries. Please note, that after the assets have been transferred to the Stiftung, the founder has no longer rights or obligations in these assets.

The Stiftung operates independently, It is run by its executive bodies (comparable to the management of a company). However, neither a controlling shareholder exists nor has the founder of the Stiftung any legal influence. The same applies for the Stiftung's beneficiaries. The sole directive for the Stiftung's executive bodies are the Stiftung's statutes. Federal Authorities supervise the operations of the Stiftung.

Consequently, a Stiftung does not act in theinterest of or as trustee for third parties, but rather in its own name and for its own account in order to fulfill its purpose.

Best regards

ATTACHMENT to the EDS Form of CAROLUS-STIFTUNG

Specifications of a German Stiftung

To whom it may concern,

Please note that participations held by a German Stiftung ("Stiftung") do not constitute the private property of one or more shareholders. A Stiftung is a legal entity comparable to a foundation and as such subject to individual rights and obligations. However, a Stiftung is not to be mistaken for a trust. Furthermore, the Stiftung has no trustees but instead so-called beneficiaries which in turn are not to be mistaken for beneficial owners. In fact, the concept of beneficial ownership does not apply to a Stiftung under German law.

In contrast to a trust where the trustees are the legal owners of the trust's assets, the assets of a Stiftung are legally owned by the German Stiftung itself. In fact, the founder of a Stiftung transfers certain assets to the Stiftung (not to a trustee) and hereby provides the Stiftung with an economic basis. On that ground the Stiftung pursues a certain purpose which is determined by the founder and manifested in the Stiftung's

statutes. Such purpose can also include the financial assistance to the Stiftung's beneficiaries. Please note, that after the assets have been transferred to the Stiftung, the founder has no longer rights or obligations in these assets.

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Consequently, a Stiftung does not act in the interest of or as trustee for third parties, but rather in its own name and for its own account in order to fulfill its purpose.

Best regards

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:
- A. Hofer Kommanditgesellschaft

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

OR

- 3. [] a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control:
- B. Business address of the Disclosing Party: HOFER STRASSE 1. 4642 SATTLEDT. AUSTRIA
- C. Telephone:i_ Email:
- D. Name of contact person: Michael Schacht
- E. Federal Employer Identification No. (if you have one):
- F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable):

Applicant seeking rezoning at 5501-5525 S. Harlem Ave., 7135-7161 W. Archer Ave.. 5500-5520 S. Neva Ave

File #: O2016-3923, Version: 1	
G. Which City agency or department is reques	ting this EDS? Dept. of Planning and Development
If the Matter is a contract being handled by following:	the City's Department of Procurement Services, please complete the
Specification #	and Contract #
Page 1 of 13 SECTION II DISCLOSURE OF OWNERSH	HIP INTERESTS
A. NATURE OF THE DISCLOSING PARTY [] Limited liability company [] Limited liability profit corporation also a 501(c)(3))?	ty partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-
	1. Indicate the nature of the Disclosing Party:
[] Person	
[] Publicly registered business corporation	
[] Privately held business corporation	[
Sole proprietorship	ι [
[]Yes []No	L
[] Other (please specify)	
[] General partnership	
[X] Limited partnership	(
[] Trust	
_	ountry) of incorporation or organization, if applicable:
<u>Austria</u>	
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?

[]N/A

B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:

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

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

Name Title

File #:	O2016-3923.	Version:	1

i

DR. GUENTHER HELM	GENERAL	PARTNER
FRIEDHELM DOLD	GENERAL	PARTNER
DR. SYLVIA ENZINGER	GENERAL	PARTNER
THOMAS ZIEGLER	GENERAL	PARTNER
HOFER VERWALTUNGS-UND MANAGEMENT GMBH	GENERAL	PARTNER
MICHAEL KRONEGGER	GENERAL	PARTNER

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

Page 2 of 13

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

Name	Business Address	Percentage Interest in the
		Disclosing Party
	PFOHRENER STRASSE 50,	
CAROLUS-STIFTUNG	78166 DONAUESCHINGEN. GERMANY	12.375%
	PFOHRENER STRASSE 50,	
SANDER GMBH & CO. KG	78166 DONAUESCHINGEN. GERMANY	74.25%
	BURGSTRASSE 37-39,	
NOLTE GMBH & CO KG	45476 MUELHEIM AN PER RUHR. GERM	ANY 13.375%

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?

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

SECTION TV -- 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.

Page 3 of 13

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.

(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

File #: O2016-3923, Version: 1

A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

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

[] Yes	[] No	[X] No person directly or indirectly owns 10% or more of the
		Disclosing Party.

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

[]Yes	[] No
	[] - ' -

B. FURTHER CERTIFICATIONS

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

Page 4 of 13

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

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

Page 5 of 13

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

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of

freedom of competition by agreement to bid a fixed price or otherwise; or

- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Universified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

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

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

NA

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

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made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient. NA

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

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

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

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

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

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

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

[] Yes [x] No

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NOTE: If you check Part E.	ked "Yes" to Item D.L, proceed t	o Items D.2. and D.3. If you checked "No" to Item D.1., proceed to
employee shall have purchase of any prop legal process at the s	a financial interest in his or her operty that (i) belongs to the City, suit of the City (collectively, "Cit	ive bidding, or otherwise permitted, no City elected official or own name or in the name of any other person or entity in the or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of y Property Sale"). Compensation for property taken pursuant to the nancial interest within the meaning of this Part D.
Does the Matter invo	olve a City Property Sale?	
[] Yes	[] No	
•	ed "Yes" to Item D.l., provide the ach interest and identify the nature	e names and business addresses of the City officials or re of such interest:
Name	Business Address	Nature of Interest
4. The Disclosing City official or empl	-	prohibited financial interest in the Matter will be acquired by any
E. CERTIFICATIO	N REGARDING SLAVERY ER	A BUSINESS
	s EDS all information required by	sing Party checks 2., the Disclosing Party must disclose below or in y paragraph 2. Failure to ge 8 of 13

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

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

SECTION VI -- CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

A. CERTIFICATION REGARDING LOBBYING

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

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

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

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

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

If the Matter is federally fur the following information w	_			ontractors to submit
Is the Disclosing Party the A	Applicant?			
[] Yes	[] No			
If "Yes," answer the three q	uestions below:			
1. Have you developed regulations? (See 41 CFR P	d and do you have on art 60-2.)	file affirmative acti	on programs pursua	ant to applicable federal
2. Have you filed with Programs, or the Equal Emp	the Joint Reporting Commoloyment Opportunity Con			_
Have you participate opportunity clause? []Yes []No	ed in any previous contract	s or subcontracts sub	ject to the equal	
If you checked "No" to ques	stion 1. or 2. above, please	provide an explanati	on:	
	Page	10 of 13		
SECTION VII COMPLIANCE, PENALTI		EDGMENTS,	CONTRACT	INCORPORATION,
The Disclosing Party unders	stands and agrees that:			

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

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

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

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 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. 1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affdiated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.
- F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

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

CERTIFICATION

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

HOFER Kommanditgesellschaft

DR. SYLVIA ENZINGER THOMAS ZIEGLER (Print or type name of person signing)

GENERAL PARTNER GENERAL PARTNER (Print or type title of person signing)

Signed and sworn to before me on (date) APRIL 19, 2016

at 5020 SALZBURG AUSTRIA (COUNTRY).

doctor Gottfried schachinger Notary Public.

Commission expires: JANUARY 31, 2026

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.l.a., if the Disclosing

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

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

[] Yes [X] No

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

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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

[]Yes $[_x]$ No

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

[JYes []No [x] Not Applicable

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

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

Gebiihr in Hbhe von € 14,30 gem. § 14 TP 13 GebG idF BGBI. II 191/2011 entrichtet.

B.R.Zl.: 1092/2016

п

Ich bestatige die Echtheit der Firmazeichnungen

- a) des Herrn Thomas Z i e g 1 e r, geboren am 18.06.1967 (achtzehnten Juni neunzehnhun-
- a) dertsiebenundsechzig), Hofer StraBe 1, A-4642 Sattledt, in seiner Eigenschaft als unbe-
- a) schrankt haftender Gesellschafter, und
- b) der Frau Doktor Sylvia E n z i n g e r , geboren am 21.03.1977 (einundzwanzigsten Marz
- b) neunzehnhundertsiebenundsiebzig), Hofer StraBe 1, A-4642 Sattledt, in ihrer Eigenschaft
- b) als unbeschrankt haftende Gesellschafterin,

je der Hofer Kommanditgesellschaft mit dem Sitz in Sattledt und der Geschaftsanschrift 4642 Sattledt, Hofer StraBe 1.

Gleichzeitig bestatige ich gemaß § 89a der Notariatsordnung auf Grund der heute im elektronischen Weg vorgenommenen Einsicht in das Firmenbuch, dass Herr Thomas Ziegler und Frau Doktor Sylvia Enzinger berechtigt sind, die unter FN 26451 z eingetragene Hofer Kommanditgesellschaft gemeinsam rechtsverbindlich zu zeichnen.

Wals-Siezenheim, am 19.04.2016 (neunzehnten April zweitausendsechzehn).

Notarization file no.: 1092/2016

I herewith certify that the signature of

- a) Mister Thomas Ziegler, born 18.06.1967, Hofer StraBe 1, 4642 Sattledt, Austria as
- a) general partner, and
- b) Miss Doctor Sylvia Enzinger, born 21.03.1977, Hofer StraBe 1, 4642 Sattledt, Austria
- b) as general partner,

of Hofer Kommanditgesellschaft, having its registered seat in Sattledt at the business address 4642 Sattledt, Hofer StraBe 1, is genuine.

I further certify in compliance with § 89a of the Notarial Code that according to today's inspection of the Commercial Register Miss Doctor Sylvia Enzinger and Mister Thomas Z i e g - 1 e r were duly authorized to sign each independently on behalf of Hofer Kommanditgesell-

schaft, registered under FN 26451 z on the date hereof with legally binding effect. Wals-Siezenheim, 19th of April i016.

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

A	Legal	name	of the	Discl	osing	Party	submitting	o this	EDS.	Include	d/b/a/	if	applica	able
4 1.	Legar	manne	or mc	DISCI	osmg	1 4111	Submitting	g uns	LDO.	morade	u/ U/ u/	11	appire	auic.

SECTION I - GENERAL INFORMATION
A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable:
Hofer Verwaltungs- und Management GmbH
Check ONE ofthe following three boxes:
Indicate whether the Disclosing Party submitting this EDS is: 1. [] the Applicant OR
2. [] a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the2. Applicant in which the Disclosing Party holds an interest:OR
3. [x] a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control: Hofer Kommanditgesellschaft
B. Business address of the Disclosing Party: HOFER STRASSE 1. 4642 SATTLEDT. AUSTRIA
C. Telephone: 'Email:!
D. Name of contact person: Michael Schacht
E. Federal Employer Identification No. (if you have one):
F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this ED pertains. (Include project number and location of property, if applicable):
Applicant seeking rezoning at 5501-5525 S. Harlem Ave 7135-7161 W. Archer Ave., 5500-5520 S. Neva Ave
G. Which City agency or department is requesting this EDS? Dept. of Planning and Development
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:

Specification # and Contract #

File #: O2016-3923, Version: 1					
Page 1 of 13 SECTION II - DISCLOSURE OF OWNERSHIP	PINTERESTS				
A. NATURE OF THE DISCLOSING PARTY					
1. Indicate the nature of the Disclosing Par	ty:				
[] Person	[x] Limited liability company				
[] Publicly registered business corporation	[] Limited liability partnership				
[] Privately held business corporation	[] Joint venture				
[] Sole proprietorship	[] Not-for-profit corporation				
[] General partnership	(Is the not-for-profit corporation also a 501(c)(3))?				
[] Limited partnership	[] Yes [] No				

Other (please specify)

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

2. Austria

[] Trust

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 [] N/A

B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:

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

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

Name Title

DR. GUENTHER HELM

FRIEDHELM DOLD

DIRECTOR

DR. SYLVIA ENZINGER

THOMAS ZIEGLER

NORBERT PODSCHLAPP

MICHAEL KRONEGGER

DIRECTOR

DIRECTOR

DIRECTOR

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

Page 2 of 13

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

Name	Business Address	Percentage Interest in the Disclosing Party
	PFOHRENER STRASSE 50,	
CAROLUS-STIFTUNG	78166 DONAUESCHINGEN. GERMANY	12.375%
	PFOHRENER STRASSE 50,	
SANDER GMBH & CO KG	78166 DONAUESCHINGEN. GERMANY	74.25%
NOLTE GMBH & CO KG	BURGSTRASSE 37-39, 45476 MUELHEIM AN DER RUHR. GERM	ANY 13.375%
NOLTE GIVIDA & CO KG	434/0 MUELHEIM AN DER RUHR. GERM	AN1 13.3/370

SECTION III - BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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

[] Yes [x] No

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

SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

#

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

File #: O2016-3923, Ver	sion: 1		
Name (indicate whether retained or anticipated to be retained)	Business Address	Page 3 of 13 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.
(Add sheets if necessary)		
[X] Check here if the	Disclosing	Party has not retained, nor exp	pects to retain, any such persons or entities
SECTION V - CERTIFI	CATIONS		
A. COURT-ORDERED	CHILD SU	PPORT COMPLIANCE	
•		92-415, substantial owners of busing support obligations throughout the	ess entities that contract with the City must contract's term.
• •	•	ectly owns 10% or more of the Discois court of competent jurisdiction?	losing Party been declared in arrearage on any
[] Yes []] No	[X] No person directly or indirectly Disclosing Party.	y owns 10% or more of the

compliance with that agreement?

B. FURTHER CERTIFICATIONS

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

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

year compliance timeframes in certifications 2 and 3 below.

Page 4 of 13

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

"Agents").

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- 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 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 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with 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:

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

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

NA

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

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

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

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

File #: O2016-3923, Ve	ersion: 1	
	word "None," or no response app losing Party certified to the above	ears on the lines above, it will be conclusively statements.
D. CERTIFICATION I	REGARDING INTEREST IN CIT	ΓY BUSINESS
Any words or terms that used in this Part D.	at are defined in Chapter 2-156 of	the Municipal Code have the same meanings when
		nicipal Code: Does any official or employee of the City have a of any other person or entity in the Matter?
NOTE: If you checked Part E.	"Yes" to Item D.l., proceed to Ite	ems D.2. and D.3. If you checked "No" to Item D.L, proceed to
employee shall have a f purchase of any propert legal process at the suit	financial interest in his or her own ty that (i) belongs to the City, or (of the City (collectively, "City Pr	bidding, or otherwise permitted, no City elected official or name or in the name of any other person or entity in the ii) is sold for taxes or assessments, or (iii) is sold by virtue of roperty Sale"). Compensation for property taken pursuant to the cial interest within the meaning of this Part D.
Does the Matter involve	e a City Property Sale?	
[] Yes	[] No	
· ·	"Yes" to Item D.L, provide the na interest and identify the nature of	mes and business addresses of the City officials or f such interest:
Name	Business Address	Nature of Interest
4. The Disclosing F City official or employe	-	hibited financial interest in the Matter will be acquired by any

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

x_l. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and

any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:

SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

A. CERTIFICATION REGARDING LOBBYING

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

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

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

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

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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 th	aree questions below:
1. Have you devergulations? (See 41 C	eloped and do you have on file affirmative action programs pursuant to applicable federal FR Part 60-2.) [] No
•	with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance l Employment Opportunity Commission all reports due under the applicable filing requirements? [] No
3. Have you parti opportunity clause?	cipated in any previous contracts or subcontracts subject to the equal
'[] Yes	[] No
If you checked "No" to	o 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 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

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

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 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. 1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded 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 certifications equal in form and substance to those in F.1. and F.2. above and

will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

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

CERTIFICATION

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

By:

DR. SYLVIA ENZINGER THOMAS ZIEGLER

(Print or type name of person signing)

HOFER VERWALTUNGS-UND MANAGEMENT GMBH^

<u>DIRECTOR</u> <u>DIRECTOR</u> (Print or type title of person signing)

Signed and sworn to before me on (date) APRIL 19,2016 at 5020 SALZBURG AUSTRIA (COUNTRY).

DOCTOR GOTTFRIED SCHACHINGER

Commission expires: JANUARY 31, 2026

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFD3AVLT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

the city treasurer or any city department head as spouse or domestic partner or as any of the following, whether by blood or adoption: parent, child, brother or sister, aunt or uncle, niece or nephew, grandparent, grandchild, father-in-law, mother -in-law, son-in-law, daughter-in-law, stepfather or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

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

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

[] Yes [X] No

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

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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

[]Yes $[_x]$ No

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

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[]Yes	[]No	[x] Not Applicable		

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

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

Gebuhr in Hbhe von € 14,30 gem. § 14 TP 13 GebG idF BGBI. I1191/2011 entrichtet.

B.R.Z1.: 1091/2016

Ich bestatige die Echtheit der Firmazeichnungen

- a) des Herrn Thomas Ziegler, geboren am 18.06.1967 (achtzehnten Juni neunzehnhun-
- a) dertsiebenundsechzig), Hofer StraBe 1, A-4642 Sattledt, in seiner Eigenschaft als Ge-
- a) schaftsfuhrer,

senarioramer,

- b) der Frau Doktor Sylvia Enzinger, geboren am 21.03.1977 (einundzwanzigsten Marz
- b) neunzehnhundertsiebenundsiebzig), Hofer StraBe 1, A-4642 Sattledt, in ihrer Eigenschaft
- b) als Geschaftsfuhrerin, und

je der Hofer Verwaltungs- und Management GmbH mit dem Sitz in Sattledt und der Geschaftsanschrift 4642 Sattledt, Hofer StraBe 1.

Gleichzeitig bestatige ich gemaB § 89a der Notariatsordnung auf Grund der heute im elektroni-schen Weg vorgenommenen Einsicht in das Firmenbuch, dass Frau Doktor Sylvia Enzinger und Herr Thomas Ziegler berechtigt sind, die unter FN 413953f eingetragene Hofer Verwaltungs-

und Management GmbH je selbstandig rechtsverbindlich zu zeichnen.

Wals-Siezenheim, am 19.04.2016 (neunzehnten April zweitausendsechzehn).

Notarization file no.: 1091/2016

I hereby certify that the signatures of Mister Thomas Ziegler, bom 18.06.1967, Hofer StraBe 1, 4642 Sattledt, Austria, as managing director and of Miss Doctor Sylvia Enzinger, born am 21.03.1977, Hofer StraBe 1, 4642 Sattledt, Austria, as managing director of Hofer Verwaltungs- und Management GmbH having its registered seat in Salzburg at the business address Hofer StraBe 1, 4642 Sattledt, Austria, are genuine.

I further certify in compliance with § 89a of the Notarial Code that according to today's inspec-

tion of the Commercial Register Mister Thomas Ziegler and Miss Doctor Sylvia Enzinger were each duly authorized to soley sign on behalf of Hofer Verwaltungs- und Management GmbH, registered under FN 413953f with legally binding effect.

Wals-Siezenheim, 19th of April 2016.

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:
- A. NOLTE GMBH

Check ONE of the following three boxes:

Indicate whether the Disclosing Party submitting this EDS is:

1.	[] the Applicant
OR	
2 []	

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

OR

- 3. [x] a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control: Nolte GmbH & Co KG
- B. <u>Business address of the Disclosing Party:</u> <u>BURGSTRASSE 37. 45476 MUELHEIM AN DER RUHR.</u>
 <u>GERMANY</u>

(C. Telephone:	I	Email:!
(C. Telephone.	1	Linan.

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

Applicant seeking rezoning at 5501-5525 S. Harlem Ave.. 7135-7161 W. Archer Ave.. 5500-5520 S. Neva Ave

- G. Which City agency or department is requesting this EDS? Dept. of Planning and Development
 - -If the Matter is a contract being handled by the City's, Department of Procurement Services, please complete the following:

Specification # and Contract #

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SECTION II DISCLOSURE OF OWNERSH	IIP INTERESTS A. NATURE OF
THE DISCLOSING PARTY	
1. Indicate the nature of the Disclosing Parerson Publicly registered business corporation Privately held business corporation Sole proprietorship General partnership Limited partnership Trust	fx] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))? [] Yes [] No [] Other (please specify)
2. For legal entities, the state (or foreign of	country) of incorporation or organization, if applicable: GERMANY
3. For legal entities not organized in the St State of Illinois as a foreign entity?	tate of Illinois: Has the organization registered to do business in the
[] Yes [x] No	[] N/A
B. IF THE DISCLOSING PARTY IS A LEGA	AL ENTITY:
profit corporations, also list below all members members." For trusts, estates or other similar entity is a general partnership, limited joint venture, list below the name and title of entity is a general partnership.	Il executive officers and all directors of the entity. NOTE: For not-fors, if any, which are legal entities. If there are no such members, write "nontities, list below the legal titleholder(s). I partnership, limited liability company, limited liability partnership or ach general partner^ managing member, manager or any other person or tof the Disclosing Party. NOTE: Each legal entity listed below must
Name Title DR. ALEXANDER STUPP NORBERT BLASER	DIRECTOR <u>DIRECTOR</u>

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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V

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

PFOHRENER Strasse 50

CAROLUS-STIFTUNG 78166 DONAUESCHINGEN. GERMANY 10

100%

SECTION III - BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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

[] Yes [x] No

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

T

SECTION IV DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

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Name (indicate wheth retained or anticipated to be retained)		Page 3 of 13 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.
(Add sheets if necessar	ary)		
[X] Check here if t	he Disclosing	Party has not retained, nor expe	ects to retain, any such persons or entities
SECTION V CERT	TIFICATIONS		
A. COURT-ORDER	ED CHILD SU	JPPORT COMPLIANCE	
•		-92-415, substantial owners of busine d support obligations throughout the	ss entities that contract with the City must contract's term.
• •	•	rectly owns 10% or more of the Disclerois court of competent jurisdiction?	osing Party been declared in arrearage on any
[] Yes	[] No	[X] No person directly or indirectly Disclosing Party.	owns 10% or more of the
If "Yes," has the personal compliance with that		a court-approved agreement for payr	nent of all support owed and is the person in
[] Yes	[] No		
B. FURTHER CERT	TIFICATIONS		
1. Pursuant to Mu	ınicipal Code (Chapter 1-23, Article I ("Article I")(w	hich the Applicant should consult for defined

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

perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

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

"Agents").

)

Page 5 of 13

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party i 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:

- I a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
 - agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
 - c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
 - d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, j 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 I America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists j maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the 'Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially; Designated Nationals List, the Denied Persons List, the Universified List, the Entity List and the 'Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters; 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the ; Municipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further; Certifications), the Disclosing Party must explain below:

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

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

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

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

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

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

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

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same 1 meanings when used in this Part D.

	on 2-156-110 of the Municipal Code: Does any official or employee of the City have a
financial interest in his or her or	wn name or in the name of any other person or entity in the Matter?
[] Yes [:	x] No
NOTE: If you checked "Yes" t Part E.	o Item D.l., proceed to Items D.2. and D.3. If you checked "No" to Item D.l., proceed to
employee shall have a financial	a process of competitive bidding, or otherwise permitted, no City elected official or interest in his or her own name or in the name of any other person or entity in the 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 C	ity (collectively, "City Property Sale"). Compensation for property taken pursuant to the
City's eminent domain power de	pes not constitute a financial interest within the meaning of this Part D.

Does the Matter involve a City Property Sale?

[] Yes [] No

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

Name Business Address Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

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

SECTION VI -- CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to

Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.

A. CERTIFICATION REGARDING LOBBYING

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

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

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

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

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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

I Is the Disclosing Party the Applicant?

File #: O2016-3923	Version: 1				
[] Yes	[] No				
If "Yes," answer th	e three questions below:				
j 1. Have you de	veloped and do you have on f	ile affirm	native action progr	rams pursuant to	applicable
fe	? (See 41 CFR Part 60-2.)				
ys [] Yes	[] No				
•	you filed with the Joint Report apliance Programs, or the Equa- under the appl [] Yes	al Emplo		y Commission all	
;! 3. Have you pa j equal opportunity	articipated in any previous con clause?	tracts or	subcontracts subj	ect to the	
[] Yes	[] No				
■3 I If you checked "N	o" to question 1. or 2. above, j	olease pro	ovide an explanat	ion:	
		Page 10	0 of 13		

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

The Disclosing Party understands and agrees that:

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

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics. and may also be obtained from the City's Board \$f Ethics, 740 N.

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

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

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

E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 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.l. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS")

maintained by the U.S. General Services Administration.

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

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

CERTIFICATION

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

NOLTE GMBH

(Print or type name o^^isc/osmg. Party) By: (Sign here)

DR. ALEXANDER STUPP

(Print or type name of person signing)

DIRECTOR

(Print or type title of person signing)

Signed and sworn to before me on (date) $_A^- \underline{i} \underline{l}_{l} \underline{\qquad}$ atU<7_3f;_tm^6 ,<frac{f.g-**a^cj} (COUNTRY). Notary Public.

Commission expires:

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APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Land: Bundesrepublik Deutschland

Diese offentliche Urkunde

- 2. ist unterschrieben von Notar Dr. Bardenhewer
- 3. in seiner Eigenschaft als Notar in Neuss
- 4. sie ist versehen mit dem Siegel/Stempel des Notars

Bestatigt

5. in Dusseldorf 6. am 27. April 2016

- 7. durch den Prasidenten des Landgerichts
- 8. unterNr. 9101 Ea 1876/2016
- 9. Stempel: 10. Unterschrift:

<KX (Schwirz)^w

Vorsitzender Richter
#\ am Langgericht
In Vertrietung:

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

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

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

[] Yes	X] No
--------	---	------

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

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFD3AVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTD7ICATION

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

1.	Pursuant to Mumcipal Code Section 2-154-010, is: the Applicant or any Owner identified as a	
	building code scofflaw of problem landlord pursuant to \$60110112-92416 of the Mumcipal Code	e?

[]Yes [x3No

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

[]Yes []No [x] Not Applicable

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

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



CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

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

File #: O2016-3923, Version: 1	
NOLTE GMBH & CO KG	
Check ONE of the following three bo	oxes:
Indicate whether the Disclosing Party 1. [] the Applicant OR	y submitting this EDS is:
	ect or indirect interest in the Applicant. State the legal name of the g Party holds an interest: ALDI Inc.
	f control (see Section II.B.l.) State the legal name of the entity in a right of control:
B. Business address of the Disclosing	g Party: BURGSTRASSE 37-39. 45476 MUELHEIM AN DER RUHR. GERMANY
JC. Telephone:'	\ Email:
). Name of contact person: Michael	Schacht
Federal Employer Ident	ification No. (if you have one):
•	saction or other undertaking (referred to below as the "Matter") to /hich this EDS nd location of property, if applicable):
Applicant seeking rezoning at 5501-	-5525 S. Harlem Ave 7135-7161 W. Archer Ave 5500-5520 S. Neva Ave
. Which City agency or department	t is requesting this EDS? Dept. of Planning and Development
If the Matter is a contract being hat following:	andled by the City's Department of Procurement Services, please complete the
Specification #	and Contract #
Ver. 01-01-12	Page 1 of 13
T SECTION II DISCLOSURE OF OV	
A. NATURE OF THE DISCLOSING [] Limited liability company [] Limited profit corporation also a 501(c)(3))?	G PARTY I liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for

[profit corporation also a 501(c)(3))?

1. Indicate the nature of the Disclosing Party:

File #: O2016-3923, Version: 1	
] Person	[
Publicly registered business corporation	į [
Privately held business corporation	[
'] Sole proprietorship	[
[] Yes [] No	
[] Other (please specify)	
] General partnership	(
X] Limited partnership	
] Trust ^J ~	[

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

GERMANY

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?

[]N/A

B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:

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

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

Name
NOLTE GMBH
Title "
GENERAL PARTNER

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

Page 2 of 13

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

File #: O2016-3923, Version: 1		
Name	Business Address	Percentage Interest in the
		Disclosing Party
	BURGSTRASSE 37-39,	
BILLEN GMBH	45476 MUELHEIM AN DER RUF	HR. GERMANY 92.523%
SECTION III BUS	INESS RELATIONSHIPS WITH CI	TY ELECTED OFFICIALS

City elected official in the 12 months before the date this EDS is signed?

[] Yes [x] No

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

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained ar expects to retain in connection with the Matter, as well as the nature of the relationship, and the total

■ imount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose : jmployees 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 iction on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) limself. "Lobbyist" also means any person or entity any part of whose duties as an employee of inother includes undertaking to influence any legislative or administrative action.

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

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Name (indicate whether **Business** Relationship to Disclosing Party Fees (indicate whether

File #: O2016-3923, Ve	ersion: 1		
retained or anticipated to be retained)	Address	(subcontractor, attorney, lobbyist, etc.)	paid or estimated.) NOTE: "hourly rate" or "t.b.d." is not an acceptable response.
(Add sheets if necessar	y)		
[X] Check here if th	e Disclosing	Party has not retained, nor expe	ects to retain, any such persons or entities
SECTION V » CERTI	FICATIONS		
A. COURT-ORDERE	D CHILD SU	PPORT COMPLIANCE	
*		92-415, substantial owners of busined support obligations throughout the	ess entities that contract with the City must contract's term.
	•	ectly owns 10% or more of the Disclois court of competent jurisdiction?	osing Party been declared in arrearage on any
[] Yes	[] No - []	X] No person directly or indirectly ov Disclosing Party.	wns 10% or more of the
If "Yes," has the person compliance with that a		a court-approved agreement for payr	ment of all support owed and is the person in
[] Yes	[] No		
B. FURTHER CERTIF	FICATIONS		
terms (e.g., "doing busi doing business with the	ness") and leg City, then the	gal requirements), if the Disclosing Page Disclosing Party certifies as follows:	nich the Applicant should i consult for defined arty iubmitting this EDS is the Applicant and is s: (i) neither the Applicant nor any controlling has ever been convicted of, or placed under

1. Pursuant to Municipal Code Chapter 1-23, Article I ("Article I") (which the Applicant should i consult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party iubmitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party certifies as follows: (i) neither the Applicant nor any controlling person is currently indicted or charged; vith, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any riminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, erjury, 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: oing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance jimeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

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

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

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J 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 I respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years i before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the 1 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 of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
 - b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
 - c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
 - d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- , 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, | agents or partners, is barred from contracting with any unit of state or local government as a result of | engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of j America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists j maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the j 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 I Debarred List.
- 1 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 12-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- I 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further j Certifications), the Disclosing Party must explain below:

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

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

NA

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

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

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

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

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	," the word "None," or no respisclosing Party certified to the above	onse appears on the lines above, it will be conclusively statements.
D. CERTIFICATIO	N REGARDING INTEREST IN CI	TY BUSINESS
Any words or terms used in this Part D.	that are defined in Chapter 2-156 of	the Municipal Code have the same meanings when
	financial interest in his or her own i	nicipal Code: Does any official or employee name or in the name of any other person or
[] Yes	[x] No	
NOTE: If you check Part E.	xed "Yes" to Item D.l., proceed to Ite	ems D.2. and D.3. If you checked "No" to Item D.1., proceed to
elected official or er entity in the purchase virtue of legal process	inployee shall have a financial interest e of any property that (i) belongs to see at the suit of the City (collectively	mpetitive bidding, or otherwise permitted, no City st in his or her own name or in the name of any other person or the City, or (ii) is sold for taxes or assessments, or (iii) is sold by , "City Property Sale"). Compensation for property taken nstitute a financial interest within the meaning of this Part D.
Does the Matter invo	olve a City Property Sale?	
[]Yes	[] No	
•	ed "Yes" to Item D.l., provide the na ees having such interest and identify	mes and business addresses of the City the nature of such interest:
	Business Address	Nature of Interest

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

CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

- $1~x_l$ The Disclosing Party verifies that the Disclosing Party has searched any and all records of the I Disclosing Party and any and all predecessor entities regarding records of investments or profits J 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 |j 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 J 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 (I

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

! A. CERTIFICATION REGARDING LOBBYING

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

x	,,_,
i	

- Fig. 16 if the explanation appears or begins on the lines above, or if the letters "NA" or if the word "None"; ippear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities Registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the | disclosing Party with respect to the Matter.)
- : 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay
 ny person or entity listed in Paragraph A.l. above for his or her lobbying activities or to pay any
 \mathbb{\text{werson}} or entity to influence or attempt to influence an officer or employee of any agency, as defined by
 { pplicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a
] lember of Congress, in connection with the award of any federally funded contract, making any

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! ederally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, j mend, or modify any federally funded contract, grant, loan, or cooperative agreement. Page 9 of 13
3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in . which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.l. and A.2. above.
4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".
5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A.l. through A.4. above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.
B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY
If the Matter is federally funded, federal regulations require the Applicant and all proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.
Is the Disclosing Party the Applicant?
[] 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 federa regulations? (See 41 CFR Part 60-2.) [] Yes [] No
2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements? [] Yes [] No
3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause? []Yes [JNo
If you checked "No" to question 1. or 2. above, please provide an explanation:

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

- The Disclosing Party understands and agrees that:
- i 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 'i procurement, City assistance, or other City action, and are material inducements to the City's execution j of any contract or taking other action with respect to the Matter. The Disclosing Party understands that 'i it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of | the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, j work, business, or transactions. The full text of these ordinances and a training program is available on i line at www.citvofchicago.org/Ethics http://www.citvofchicago.org/Ethics. and may also be obtained from the City's Board of Ethics, 740 N.

■X

- } Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully ■i with the applicable ordinances.
- J C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, i any contract or other agreement in connection with which it is submitted may be rescinded or be void or i voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or I void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or] declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at jj law for a false statement of material fact may include incarceration and an award to the City of treble i damages.
- I D. It is the City's policy to make this document available to the public on its Internet site and/or upon I request. Some or all of the information provided on this EDS and any attachments to this EDS may be I made available to the public on the Internet, in response to a Freedom of Information Act request, or | otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible I rights or claims which it may have against the City in connection with the public release of information if contained in this EDS and also authorizes the City to verify the accuracy of any information submitted i in this EDS.
- [E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing I Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a ! contract being handled by the City's Department of Procurement Services, the Disclosing Party must Update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of] Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified I 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.

I The Disclosing Party represents and warrants that:

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

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

"\CERTIFICATION

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

NOLTE GMBH & CO KG

;| DR. ALEXANDER STUPP | (Print or type name of person signing)

3 DIRECTOR of the GENERAL PARTNER of NOLTE GMBH & CO KG '■' (Print or type title of person signing)

1 Signed and sworn to before me on (date) Aptvl Z£>^ x2 cU&

APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Land: Bundesrepublik Deutschland

Diese offentliche Urkunde

- 2. ist unterschrieben von Notar Dr. Bardenhewer
- 3. in seiner Eigenschaft-ajs Notar in Neuss
- 4. sie ist versehen mit dem Siegel/Stempel des Notars

Bestatigt

- 5. in Dusseldorf 6. am 27. April 2016
- 7. durch den Prasidenten des Laridgerichts
- 8. unterNr. 9101 Ea 1877/2016
- 9. Stempel: 10. Unterschrift: In Vertretung

(Schiva/zr Vorsntzender Richter

∖\ am lLandgericht

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

'Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.l.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general jartnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited jartnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all

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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.			
	y or any "Applicable Party" or an elected city official or depart	any Spouse or Domestic Partner thereof currently have a tment head?	
[] Yes	[X] No		
is connected; (3) the name a		ch person, (2) the name of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the legal entity to which such person it is in the character of the c	
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C		IOMIC DISCLOSURE STATEMENT AND AFFIDAVIT ENDIX B	
BUILDING CODE	SCOFFLAW/PROBLEM	LANDLORD CERTIFICATION	
direct ownership interest i	n the Applicant exceeding 7	he Applicant, and (b) any legal entity which has a 5.5 percent (ah "Owiier"). It is not to be completed hip interest in the Applicants	

1. Pursuant to Municipal Code Section 2-154410,[^] a building code scofflaw or problem landlord

pursuant to Section 2-92-416 of the Municipal Code?

[] Yes [xJNo

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

[]Yes []No [x] Not Applicable

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

FILLING OUT THIS APPENDLX B CONSTITUTES ACI^OWLEDGMENT AND AGREEMENT THAT THIS APPENDIX B IS INCORPORATED BY REFERENCE INTO, AND MADE A PART OF, THE ASSOCIATED ED8» AND THAT THE REPRESENTATIONS MADE IN THIS APPENDIX B ARE SUBJECT TO THE CERTIFICATION MADE UNDER PENALTY OF PERJURY ON PAGE 12 OF THE ASSOCIATED EDS.

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

JECTION I - GENERAL INFORMATION

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

IANDER BETEILIGUNGS GMBH

fheck ONE of the following three boxes:

^dicate whether the Disclosing Party submitting this EDS is:

1. [] the Applicant

OR

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

OR

3. [x] a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control: Sander GmbH & Co. KG mail:

Business address of the Disclosing Party: BURGSTRASSE 37. 45476 MUELHEIM. GERMANY

Telephone:,

J

. Name of contact person: Michael Schacht

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

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

plicant seeking rezoning at 5501-5525 S. Harlem Ave.. 7135-7161 W. Archer Ave.. 5500-5520 S. Neva Ave

Which City agency or department is requesting this EDS? Dept. of Planning and Development

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

I Specification #

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I i

- DISCLOSURE OF OWNERSHIP INTERESTS

NATURE OF THE DISCLOSING PARTY

0000

1. Indicate the nature of the Disclosing Party:

Person [:
Publicly registered business corporation
Privately held business corporation
[Sole proprietorship
General partnership
Limited partnership
Trust
f

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

GERMANY

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

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[]N/A		
I. 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. IOTE: For not-for-profit corporations, also list below all members, if any, which are legal entities. If lere are no such members, write "no members." For trusts, estates or other similar entities, list below le legal titleholder(s).

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

ame Title

R. ALEXANDER STUPP DIRECTOR
3RBERT BLASER DIRECTOR

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

Page 2 of 13

nterest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, sstate 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 Tom any applicant which is reasonably intended to achieve full disclosure.

*Jame Business Address Percentage Interest in the

Disclosing Party

HOLZKIRCHER STRASSE 10,

ilepmann-stiftung 82223 eichenau. Germany 100%

5ECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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

[] Yes [xj No

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

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IECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, abbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained r expects to retain in connection with the Matter, as well as the nature of the relationship, and the total mount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose mployees 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 ction on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) imself. "Lobbyist" also means any person or entity any part of whose duties as an employee of nother includes undertaking to influence any legislative or administrative action.

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

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Nfame (indicate whether Business etained or anticipated Address o 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.

Add sheets if necessary)

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

SECTION V - CERTIFICATIONS

\. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

I^as 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?

[] No - [X] No person directly or indirectly owns 10% or more of the Disclosing Party.

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

[] Yes [] No

J. FURTHER CERTIFICATIONS

1. Pursuant to Municipal Code Chapter 1-23, Article I ("Article I")(which the Applicant should onsult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party ubmitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party ertifies as follows: (i) neither the Applicant nor any controlling person is currently indicted or charged vith, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any riminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, lerjury, 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 oing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance imeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

Page 4 of 13

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

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

Page 5 of 13

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party v or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with 'respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years

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

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

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prosecuted for such conduct; or

- j d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- i 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, gents or partners, is barred from contracting with any unit of state or local government as a result of ngaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in iolation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of Lmerica that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists laintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the ureau 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 ebarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters ■55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the unicipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further ertifications), the Disclosing Party must explain below:

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

- 8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a] ;omplete list of all current employees of the Disclosing Party who were, at any time during the 12-lonth period preceding the execution date of this EDS, an employee, or elected or appointed official, f the City of Chicago (if none, indicate with "N/A" or "none"). LA
 - 9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a omplete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 2-month period preceding the execution date of this EDS, to an employee, or elected or appointed fficial, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything

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lade generally available to City employees or to the general public, or (ii) food or drink provided in the ourse of official City business and having a retail value of less than \$20 per recipient (if none, indicate /ith "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

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. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

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

- 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:
- ; We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal ode. We further pledge that none of our affiliates is, and none of them will become, a predatory nder as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory nder or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing usiness with the City."

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

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f 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.

). CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

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

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

[] Yes [x] No

WDTE: If you checked "Yes" to Item D.l., proceed to Items D.2. and D.3. If you checked "No" to tem D.l., proceed to Part E.

2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City ¹:lected official or

purchase of any property the legal process at the suit of	at (i) belongs to the City, or (ii) the City (collectively, City Prop	name or in the name of ftiy other person or entity in the is sold br taxes or assessments, or (iii) is sold by virtue of perty Sale"). Compensation for property taken pursuant to the all interest within the meaning of this Part D.	
; does the Matter involve a	City Property Sale?		
j []Yes	[] No		
_	" to Item D.l., provide the nam dentify the nature of such interes	es and business addresses of the City •fficials or employees est:	
fame	Business Address	Nature of Interest	
4. The Disclosing Part	-	nibited financial interest in the Matter will e acquired by an	у
·	-	•	
\!. CERTIFICATION REC	GARDING SLAVERY ERA B	JSINESS	
	2. below. If the Disclosing P all information required by par	arty checks 2., the Disclosing Party must I isclose below or in agraph 2. Failure to	n
	Page 8	of 13	
comply with these discloswith the Matter voidable	•	y contract entered into with the City in connection	
and any and all predecessor	entities regarding records of in	Party has searched any and all records of the Disclosing Party investments or profits from slavery or slaveholder insurance is issued to slaveholders that provided coverage for damage to has found no such records.	y
J 2. The Disclosing Pa	arty verifies that, as a result of c	conducting the search in step 1 above, the	

SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

Disclosing Party has found records of investments or profits from slavery or slaveholder insurance

jolicies. The Disclosing Party verifies that the following constitutes full disclosure of all such •\ ecords,

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*!(OTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally 'unded, proceed to

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Section VII. For purposes of this Section VI, tax credits allocated by the City ind proceeds of debt obligations of the City are not federal funding.		
j V. CERTIFICATION REGARDING LOBBYING j		
i 1. List below the names of all persons or entities registered under the federal Lobbying)isclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with espect to the Matter: (Add sheets if necessary):		

- f no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" ppear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities :gistered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the 'isclosing Party with respect to the Matter.)
- 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay iy person or entity listed in Paragraph A.l. above for his or her lobbying activities or to pay any irson or entity to influence or attempt to influence an officer or employee of any agency, as defined by

 Oplicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a 1 ember of Congress, in connection with the award of any federally funded contract, making any derally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, inend, or modify any federally funded contract, grant, loan, or cooperative agreement.

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

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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 Mpegotiations.

s the Disclosing Pa	arty the Applicant?
[] Yes	[] No

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f "Yes," answer the three questions below:	
1. Have you developed and do you have on file affirmative action programs pursuant to applicable regulations? (See 41 CFR Part 60-2.) [] Yes [] No	'ederal
2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal dntract Complianc Programs, or the Equal Employment Opportunity Commission all reports due mder the applicable filing requireme [] Yes [] No	
3. Have you participated in any previous contracts or subcontracts subject to the qual opportunity clause?	
[] Yes [] No	
you checked "No" to question 1. or 2. above, please provide an explanation:	
Page 40 of 13	
1 SECTION VII ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE	
f? I fhe Disclosing Party understands and agrees that: ii	
if A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any I contract 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.	
I B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of ^ the Mur Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transa The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics . and may also be obtained from the City's Board of Ethics, 740 N.	•
] Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully I with the applicable ordinances.	

i C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, my 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 I void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or j leclining to allow the Disclosing Party to participate in other transactions with the City. Remedies at j aw for a false statement of material fact may include incarceration and an award to the City of treble; damages.

- ID. It is the City's policy to make this document available to the public on its Internet site and/or upon j request. Some or all of the information provided on this EDS and any attachments to this EDS may be j made available to the public on the Internet, in response to a Freedom of Information Act request, or j Dtherwise. 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 | n this EDS.
- j i. The information provided in this EDS must be kept current. In the event of changes, the Disclosing] 'arty must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a :ontract being handled by the City's Department of Procurement Services, the Disclosing Party must tpdate this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of :hapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified
- i iffenses), the information provided herein regarding eligibility must be kept current for a longer period,
- is 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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- ■p.l. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois pepartment 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 ise, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded 'arties List System ("EPLS") maintained by the U.S. General Services Administration.
- F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

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

CERTIFICATION

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

SANDER BETEILIGUNGS GMBH

(Sign here) DR. ALEXANDER STUPP

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(Print or type name of person signing)

DIRECTOR
(Print or type title of person signing)

Signed and sworn to before me on (date) Aytil 2.£^\ 7joA.4> , at_s_^_*0_, (CITY, ZIPCODE) J___g^_
(COUNTRY).

Notary Public.

Commission expires:

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APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Land: Bundesrepublik Deutschland

Diese offentliche Urkunde

- 2. ist unterschrieben von Notar Dr. Bardenhewer
- 3. in seiner Eigenschaft als Notar in Neuss
- 4. sie ist versehen mit dem Siegel/Stempel des Notars

Bestatigt

- 5. in Diisseldorf
- 6. am 27. April 2016
- 7. durch den Prasidenten des Landgerichts
- 8. unterNr. 9101 Ea- 1878/2016
- 9. Stempel:

10. Unterschrift: In Vertretung

(Schw! rz] Vorsitz sntier Richter am Lai idgericht

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT
AND AFFIDAVIT
APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS



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

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party ^flor

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



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

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

[] Yes [X] No

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

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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by any legal entity which has only an indirect ownership interest In the Applicant.

1. Pursuant to Municipal Code Section 2-154-0 i d* is.meApj^^ building code scofflaw or problem landlord pursuant to Section 2-92-416 of the Municipal Code?

[3 Yes [jJNo

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

{]Yes

[]No

[x] Not Applicable

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

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

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

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SECTION I -- GENERAL INFORMATION

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

CO. KG

| Iheck ONE of the following three boxes:

j idicate whether the Disclosing Party submitting this EDS is:

1. [] the Applicant

OR

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

OR

3. [] a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control:

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Business address of the Disclosing Party: PFOHRENER STRASSE 50. 78166 DONAUESCHINGEN. GERMANY
Telephone:' LEmail:!
, Name of contact person: Michael Schacht
Federal Employer Identification No. (if you have one):
Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to ^hich this EDS pertains. (Include project number and location of property, if applicable):
Applicant seeking rezoning at 5501-5525 S. Harlem Ave 7135-7161 W. Archer Ave 5500-5520 S. Neva Ave
r. Which City agency or department is requesting this EDS? Dept. of Planning and Development
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:
Specification # and Contract #
Page 1 of 13
1
ECTION II DISCLOSURE OF OWNERSHIP INTERESTS
k. NATURE OF THE DISCLOSING PARTY
1. Indicate the nature of the Disclosing Party:] Person []] Publicly registered business corporation []] Privately held business corporation []] Sole proprietorship []] General partnership (Is

[]

X] Limited partnership

] Trust

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Limited liability compan Limited liability partners Joint venture Not-for-profit corporatio the not-for-profit corpora [] Yes Other (please specify)	hip n)?	
2. For legal entities,	the state (or foreign	country) of incorporation or organization, if applicable:	
<u>GERMANY</u>			
3. For legal entities State of Illinois as a force		State of Illinois: Has the organization registered to do business in	the
Γ[] Yes	[x] No	[] N/A	
3. IF THE DISCLOSIN	G PARTY IS A LEG	GAL ENTITY:	
If the entity is a generativenture, list below the m	ral partnership, limite name and title of each	r entities, list below he legal titleholder(s). ed partnership, limited liability company, limited liability jartnership general partner, managing member, nanager or any other person the Disclosing Party. ^OTE: Each legal entity listed below must s	or entity
Siame Title		GENERAL DARRIED	
3R. ALEXANDER STUR SANDER BETEILIGUNG		GENERAL PARTNER GENERAL PARTNER	
_	ership) in excess of 7	ion concerning each person or entity having a direct or indirect be .5% of the Disclosing Party. Examples af such an interest include ship or joint venture,	
		Page 2 of 13	
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i ,			
I II			
similar entity. If n	one, state "None." NOTE: Pursuant to S "), the City may require any such addition	pany, or interest of a beneficiary of a trust, state of Section 2-154-030 of the lunicipal Code of Chicagonal information rom any applicant which is reas	go
lame	Business Address	Percentage Interest in the Disclosing Party	
	HOLZKIRCHNER STRASSE 10,	<i>5</i> • • • • • • • • • • • • • • • • • • •	
	IEPMANN-STIFTUNG	82223 EICHENAU. GERMANY	100%
Has the Disclosi	USINESS RELATIONSHIPS WITH CI ng Party had a "business relationship," a ial in the 12 months before the date this	as defined in Chapter 2-156 of the Municipal ode	e, with any
[] 168			

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

>*£ yes, please identify below the name(s) of such City elected official(s) and describe such elationship(s):

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

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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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ame (indicate whether tained or anticipated be retained)

ı

I

Business Address

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

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

not an acceptable response.

^.dd sheets if necessary)

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

ECTION V -- CERTIFICATIONS

1. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

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

[] Yes [] No [X] No person directly or indirectly owns 10% or more of the Disclosing Party.

f "Yes," has the person entered into a court-approved agreement for payment of all support owed and 5 the person in compliance with that agreement?

[]Yes []No

i. FURTHER CERTIFICATIONS

1. Pursuant to Municipal Code Chapter 1-23, Article I ("Article I")(which the Applicant should onsult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party ubmitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party :ertifies as follows: (i) neither the Applicant nor any controlling person is currently indicted or charged vith, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any :riminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery,) erjury, 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 loing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance imeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

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- .k 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities 4 lentified in Section II.B.l. of this EDS:
- \a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.

- 3. The certifications in subparts 3, 4 and 5 concern:
- the Disclosing Party;

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- 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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i Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party Mr any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with

nspect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years iefore the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the /latter:

- i 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 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists naintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the jiureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially i 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:

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

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

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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 jmade generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.

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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 Section 2-32-455(b) of the Municipal Code.
2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:
"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."
If the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary):
Page 7 of 13
U 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.
p. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS
'[iny words or terms that are defined in Chapter 2-156 of the Municipal Code have the same : neanings when used in this Part D.
; 1. In accordance with Section 2-156-110 of the Municipal Code: Does any official or employee i)f the City have a financial interest in his or her own name or in the name of any other person or]:ntity in the Matter? [x] No
'vfOTE: If you checked "Yes" to Item D.l., proceed to Items D.2. and D.3. If you checked "No" to j tem D.l., proceed to Part E.

! 2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City j Aected official or employee shall have a financial interest in his or her own name or in the name of my other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold 'or taxes or assessments, or (iii) is sold by virtue of

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	- · · · · · · · · · · · · · · · · · · ·	perty Sale"). Compensation for property taken pursuant to the all interest within the meaning of this Part D.
¹ does the Matter invo	lve a City Property Sale?	
[] Yes	[] No	
*	"Yes" to Item D.l., provide the name and identify the nature of such interes	es and business addresses of the City bfficials or employees t:
^ame	Business Address	Nature of Interest
City official or emplo	-	ibited financial interest in the Matter will be acquired by any
Please check eithe		Party checks 2., the Disclosing Party must disclose below or in
	Page 8	
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j i t, lornply with these	disclosure requirements may make a Matter voidable by the City.	any contract entered into with the City in
-	•	ty has searched any and all records of the I disclosing Party and tements or profits I xom slavery or slaveholder insurance

- any and all predecessor entities regarding records of investments or profits I xom slavery or slaveholder insurance policies during the slavery era (including insurance policies j ssued to slaveholders that provided coverage for damage to or injury or death of their slaves), and | he 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
- 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 i jolicies. The Disclosing Party verifies that the following constitutes full disclosure of all such I ecords, 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 j 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 j Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with }respect to the Matter: (Add sheets if necessary):

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.l. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by ! applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a i 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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- I 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in I yhich there occurs any event that materially affects the accuracy of the statements and information set brth 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 kctivities".
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in | form and

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substance to paragraphs 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 i juration of the Matter and must make such certifications promptly available to the City upon request.
B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY
11f 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 i 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
I 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? : IJ Yes [] No
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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I SECTION VII ACKNOWLEDGMENTS, CONTRACT INCORPORATION, 1 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 I 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, ii

|B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of J 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 ■;j 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.

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

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- | C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, J 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 j void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or j declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at | law for a false statement of material fact may include incarceration and an award to the City of treble] damages.
- 1 D. It is the City's policy to make this document available to the public on its Internet site and/or upon | request. Some or all of the information provided on this EDS and any attachments to this EDS may be j made available to the public on the Internet, in response to a Freedom of Information Act request, or | otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible | rights or claims which it may have against the City in connection with the public release of information \(\bigcirc\) contained in this EDS and also authorizes the City to verify the accuracy of any information submitted ij in this EDS.
- j E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing j 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 j update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of I Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified i offenses), the information provided herein regarding eligibility must be kept current for a longer period, Us required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

(The Disclosing Party represents and warrants that:

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

property taxes or sales taxes.

- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.
- F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

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

J^ERTIFICATION

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

(Print or type nameyaf Disclosing Party) By:

(Sign here) DR. ALEXANDER STUPP (Print or type name of person signing)

(Print or type title of person signing)

Signed and sworn to before me on (date) Aftnl IS^ 2-o4£, atVJfeiuSCOMy^o, &tfw&>v^ (COUNTRY).

Notary Public.

Commission expires:

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1. Land: Bundesrepublik Deutschland

Diese offentliche Urkunde

- 2. ist unterschrieben von Notar Dr. Bardenhewer
- 3. in seiner Eigenschaft als Notar in Neuss
- 4. sie ist versehen mit dem Siegel/Stempel des Notars ■

5. 7; 8. 9.

in Dosseldorf

Bestatigt

6. am 27. April 2016

In Vertrtetung

•jjA Vorsitzender Richter #\ am Landgericht durch den Prasidenten des Landgerichts unterNr. 9101 Ea - 1879/2016

Stempel: 10. Unterschrift:

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 ft>) any legal entity which has a direct ownership interest in the Applicant exceeding 7.5 percent. It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

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

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

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

[]Yes	[X] No
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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 APPENDED B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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

I |Yes [x]No

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

[JYes []No [xj Not Applicable

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

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

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

ECTION I -- GENERAL INFORMATION

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

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heck ONE of the following three boxes:

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ndicate whether the Disclosing Party submitting this EDS is: 1. [] the Applicant
OR
2. [X] a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the2. Applicant in which the Disclosing Party holds an interest: ALDI Inc.OR
3. [] a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control:
Business address of the Disclosing Party: HOLZKIRCHNER STRASSE 10. 82223 EICHENAU. GERMANY
Telephone:
Name of contact person: Michael Schacht
Federal Employer Identification No. (if you have one):
Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to /hich this EDS pertains. (Include project number and location of property, if applicable):
Applicant seeking rezoning at 5501-5525 S. Harlem Ave 7135-7161 W. Archer Ave 5500-5520 S. Neva Ave
. Which City agency or department is requesting this EDS? Dept. of Planning and Development
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:
Specification #
Page 1 of 12
Page 1 of 13 JECTION II DISCLOSURE OF OWNERSHIP INTERESTS
A. NATURE OF THE DISCLOSING PARTY [] Limited liability company [] Limited liability partnership [] Joint venture [] Not-for-profit corporation (Is the not-for-profit corporation).
profit corporation also a 501(c)(3))?
1. Indicate the nature of the Disclosing Party: Person [
Publicly registered business corporation [Privately held business corporation [Sole proprietorship [

General partnership

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Limited partnership Trust			
	[] Yes	[] No	
	[X] Other (please speci	ify)	
	German Stiftung. Please see attachment for further explanations.		

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

GERMANY

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?

[] N/A

B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:

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

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

. Name Title BEATE HEISTER

CHAIRWOMAN of the BOARD of the SIEPMANN-STIFTUNG

DR. PETER-MAX HEISTER

MEMBER of the BOARD of the SIEPMANN-STIFTUNG

DR. ALEXANDER STUPP MEMBER of the BOARD of the SIEPMANN-STIFTUNG

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.

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Name	Business Address	Percentage Interest in the		
NONE.		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?

[] Yes [x] No

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 i 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 I another includes undertaking to influence any legislative or administrative action.

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

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

Relationship to Disclosing Party Fees (indicate whether

(subcontractor, attorney, paid or estimated.) NOTE: lobbyist, etc.) "hourly rate" or "t.b.d." is

not an acceptable response.

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

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(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 Municipal Code Section 2-92-415, substantial 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 Party been declared in arrearage on any child support obligations by any Illinois court of competent jurisdiction?

[] No [X] 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 j is the person in compliance with that agreement?

[] Yes

B. FURTHER CERTIFICATIONS

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

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2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities ^identified in

Section II.B.l. of this EDS:

- a. 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;
- j c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
-) 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under
- ;] Section IV, "Disclosure of Subcontractors and Other Retained Parties");] any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation:] interlocking management or ownership; identity of interests among family members, shared facilities j and equipment; common use of employees; or organization of a business entity following the lineligibility of a business entity to do business with federal or state or local government, including in 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 J control of another person or entity;
- any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any I 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 I 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 M or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with I respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years '-j 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
- v 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, ! igents or partners, is barred from contracting with any unit of state or local government as a result of ■'j ingaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in j /iolation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of | \merica < file:///merica > that contains the same elements as the offense of bid-rigging or bid-rotating.
- I 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists I maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the feureau 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 j Debarred List.
- j 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters i 1-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the \ Municipal Code.
- i 7. If the Disclosing Party is unable to certify to any of the, above statements in this Part B (Further; Certifications), the Disclosing Party must explain below:

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

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

NA

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

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

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

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

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	word "None," or no response appeared to the above statements.	rs on the lines above, it will be conclusively presumed that the
p. CERTIFICATION F	REGARDING INTEREST IN CITY	BUSINESS
Any words or terms the used in this Part D.	nat are defined in Chapter 2-156 of	the Municipal Code have the same meanings when
		cipal Code: Does any official or employee of the City have a f any other person or entity in the Matter?
iNOTE: If you checked Part E.	d "Yes" to Item D.l., proceed to Item	ns D.2. and D.3. If you checked "No" to Item D.1., proceed to
'\ ilected official or empore entity in the purchas for taxes or assessment Sale"). Compensation to	ployee shall have a financial interest e of any property that (i) belongs to	process at the suit of the City (collectively, H'City Property ity's eminent domain power
Does the Matter invo	lve a City Property Sale?	
[] Yes	[] No	
3. If you checked	"Yes" to Item D.l., provide the nan	nes and business addresses of the City
I officials or emplo	yees having such interest and identi	fy the nature of such interest:
^ame	Business Address	Nature of Interest

4. The Disclosing Party further certifies that no prohibited financial interest in the Matter will ³.e acquired by any City official or employee.

?• CERTIFICATION REGARDING SLAVERY ERA BUSINESS

^ Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must Ipsclose below or in

an attachment to this EDS all information required by paragraph 2. Failure to Page 8 of 13

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

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 j 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

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

A. CERTIFICATION REGARDING LOBBYING

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

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

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

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extend, continue, renew,	amend, or modify any federally funded contract, grant, loan, or cooperative agreement. Page 9 of 13
	will submit an updated certification at the end of each calendar quarter in yyhich there occurs affects the accuracy of the statements and information set forth in paragraphs A.l. and A.2
Revenue Code of 1986; or	ty certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 vill not engage in "Lobbying Activities".
substance to paragraphs A Disclosing Party must mai	arty is the Applicant, the Disclosing Party must obtain certifications equal in form and all through A.4. above from all subcontractors before it awards any subcontract and the intain all such subcontractors' certifications for the duration of the Matter and must make such ailable to the City upon request.
B. CERTIFICATION REG	GARDING EQUAL EMPLOYMENT OPPORTUNITY
	unded, federal regulations require the Applicant and all proposed subcontractors to submit 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 regulations? (See 41 CFR	ed and do you have on file affirmative action programs pursuant to applicable federa Part 60-2.) [] No
•	h the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance inployment Opportunity Commission all reports due under the applicable filing requirements? [] No
Have you participa opportunity clause? [] Yes	ited in any previous contracts or subcontracts subject to the equal
	nestion 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 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics. and may also be obtained from the City's Board of Ethics, 740 N.

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

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

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

E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 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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- The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois jiepartment of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any gne, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- f.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded parties List System ("EPLS") maintained by the U. S. General Services Administration.
- If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

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

| CERTIFICATION

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

SIEPMANN-STIFTUNG

DR. ALEXANDER STUPP

Print or type name of person signing)

CHAIRWOMAN of the BOARD Of the SIEPMANN-STIFTUNG MEMBER of the BOARD of the SIEPMANN-STIFTUNG

Print or type title of person signing)

Signed and sworn to before me on (date) A^tM 2& 2joAL at yle.v*gs^4JH60, ggtwq.^ (country). Notary Public.

Commission expires:

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APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Land: Bundesrepublik Deutschland

Diese offentliche Urkunde

- 2. ist unterschrieben von Notar Dr. Bardenhewer
- 3. in seiner Eigenschaft als Notar in Neuss
- 4. sie ist versehen mit dem Siegel/Stempel des Notars

Bestatigt

- 5. in Dusseldorf
- 6. am 27. April 2016
- 7. durch den Prasidenten des Landgerichts
- 8. unterNr. 9101 Ea- 1881/2016
- 9. Stempel:

10. Unterschrift:

In Vertretung

(Schw irzl Vorsiu ender Richter am Lacjdgericht

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with "£pny 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 Kjthe 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, &iece or nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather -a! or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

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

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

[] Yes [X] No

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

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

This Appendix is to be completed only by (a) the Applicant! and (b) any legal entity which has a

F	ile	#:	O2016-3923,	Version:	1

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

1. Pursuant to Municipal Code Section 2-154-610, is the Applicant or any Owner identified as a building code scofflaw or problem landlord pursuant to Section 2-92-416 of the Municipal Code?

t JYes [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 Section 2-92-416 of the Municipal Code?

[] Yes [] Not Applicable

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

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

ATTACHMENT to the EDS Form of SIEPMANN-STIFTUNG

Specifications of a German Stiftung

To whom it may concern,

Please note that participations held by a German Stiftung ("Stiftung") do not constitute the private property of one or more shareholders. A Stiftung is a legal entity comparable to a foundation and as such subject to individual rights and obligations. However, a Stiftung is not to be mistaken for a trust. Furthermore, the Stiftung has no trustees but instead so-called beneficiaries which in turn are not to be mistaken for beneficial owners. In fact, the concept of beneficial ownership does not apply to a Stiftung under German law.

In contrast to a trust where the trustees are the legal owners of the trust's assets, the assets of a Stiftung are legally owned by the German Stiftung itself. In fact, the founder of a Stiftung transfers certain assets to the Stiftung (not to a trustee) and hereby provides the Stiftung with an economic basis. On that ground the Stiftung pursues a certain purpose which is determined by the founder and manifested in the Stiftung's statutes. Such purpose can also include the financial assistance to the Stiftung's beneficiaries. Please note, that after the

assets have been transferred to the Stiftung, the founder has no longer rights or obligations in these assets.

The Stiftung operates independently. It is run by its executive bodies (comparable to the management of a company). However, neither a controlling shareholder exists nor has the founder of the Stiftung any legal influence. The same applies for the Stiftung's beneficiaries. The sole directive for the Stiftung's executive bodies are the Stiftung's statutes. Federal Authorities supervise the operations of the Stiftung.

Consequently, a Stiftung does not act in the interest of or as trustee for third parties, but rather in its own name and for its own account in order to fulfill its purpose.

Exhibit H

Economic Disclosure Statement (JAMA 5501 LLC)

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:

JAMA 5501, LLC

Check ONE of the following three boxes:

Indicate whether the Disclosing Party submitting this EDS is:

1. H~] the Applicant

OR

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

OR

- 3. Fi a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in
- 3. which the Disclosing Party holds a right of control:
- 4. [✓] assignee under purchase contract for land
- B. Business address of the Disclosing Party: 7115 North Avenue #256

Oak Park, IL 60305

C. Telephone: 312-671-2000 Fax: Email: jerrycairo@4321000.com

<mailto:jerrycairo@4321000.com>

D. Name of contact person: Jeny Cairo

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E. Federal Employer Identification No. (if you have	ave one):
F. Brief description of contract, transaction of which this EDS pertains. (Include project number	or other undertaking (referred to below as the "Matter") to and location of property, if applicable):
Rezoning at 5501-5525 South Harlem Avenue, 7135-7161 West A	Archer Avenue and 5500-5520 South Neva Avenue
G. Which City agency or department is requesting this EDS? Dep	partment of Planning and Development
If the Matter is a contract being handled complete the following:	by the City's Department of Procurement Services, please
Specification #	and Contract # J^a
Page 1 of 13	
SECTION II - DISCLOSURE OF OWNERSHII	4848-4446-1617 P INTERESTS
A. NATURE OF THE DISCLOSING PARTY	
1. Indicate the nature of the Disclosing Party	y:
j j Person	[\(\sigma \) Limited liability company
Publicly registered business corporation i] Privately held business corporation	☐ Limited liability partnership Q Joint venture
i Sole proprietorship	fjj Not-for-profit corporation
General partnership	(Is the not-for-profit corporation also a 501(c)(3))?
j Limited partnership	T]Yes iZ]No
i j Trust	HI Other (please specify)
2. For legal entities, the state (or foreign coun	atry) of incorporation or organization, if applicable: Illinois
3. For legal entities not organized in the State business in the State of Illinois as a foreign entity	te of Illinois: Has the organization registered to do y?
□ Yes □ No	0 N/A
B. IF THE DISCLOSING PARTY IS A LEGAL	L ENTITY:

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

members, write "no members." For trusts, estates or other similar entities, list below the legal titleholder(s). If the entity is a general partnership, limited partnership, limited liability company, limited liability partnership or joint venture, list below the name and title of each general partner, managing member, manager or any other person or entity that controls the day-to-day management of the Disclosing Party. NOTE: Each legal entity listed below must submit an EDS on its own behalf.

Name Title	
Jerry Cairo	Managing member

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
Jerry Cairo	7115 North Avenue #256, Oak Park, IL 60305	25%
Ann Marie Cairo	7115 North Avenue #256, Oak Park, IL 60305	25%
Angela Cairo	7115 North Avenue #256, Oak Park, IL 60305	25%
Matthew Cairo	7115 North Avenue #256, Oak Park, IL 60305	25%

SECTION HI - BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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

□ Yes v) No

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

SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

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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.
Paul Kolpak- Retained 6767	N. Milwaukee, Niles	L 60714 Attorney	\$7.500 - Paid

(Add sheets if necessary)

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

A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

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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?

Fj Yes Vj No [j No person directly or indirectly owns 10% or more of the Disclosing Party.

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

 \square Yes \square No

B. FURTHER CERTIFICATIONS

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

Page 4 of 13

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

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

Page 5 of 13

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

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee 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 a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below: "

 N/A

Page 6 of 13

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

- 8. 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 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"). None
 - 9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list

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

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- 1. The Disclosing Party certifies that the Disclosing Party (check one)
- 1. [j is 0 is not

(

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

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

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

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

N/A

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

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

File #: O2016-3923, \	/ersion: 1	
Any words or terms when used in this Pa	±	f the Municipal Code have the same meanings
		anicipal Code: Does any official or employee of the City e name of any other person or entity in the Matter?
NOTE: If you chec proceed to Part E.	ked "Yes" to Item D.L, proceed to I	tems D.2. and D.3. If you checked "No" to Item D.1.,
or employee shall had in the purchase of an by virtue of legal pr	ave a financial interest in his or her ny property that (i) belongs to the C ocess at the suit of the City (collective	bidding, or otherwise permitted, no City elected official own name or in the name of any other person or entity ity, or (ii) is sold for taxes or assessments, or (iii) is sold vely, "City Property Sale"). Compensation for property sonot constitute a financial interest within the meaning of
Does the Matter inv	olve a City Property Sale?	
• Yes	□ No	
•	ed "Yes" to Item D.L, provide the nuch interest and identify the nature of	ames and business addresses of the City officials or of such interest:
Name	Business Address	Nature of Interest
4. The Disclosin by any City official		ohibited financial interest in the Matter will be acquired
E. CERTIFICATIO	N REGARDING SLAVERY ERA	BUSINESS
	hment to this EDS all information r	ng Party checks 2., the Disclosing Party must disclose equired by paragraph 2. Failure to 8 of 13
1 11 1 1		4 4 1 4 11 4 64

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.

IZI 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:

N/A

SECTION VI -- CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

A. CERTIFICATION REGARDING LOBBYING

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

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

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

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

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

• Yes \square No

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

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

The Disclosing Party understands and agrees that:

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

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

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

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

The Disclosing Party represents and warrants that:

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- F.l. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited lo, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parlies List System ("EPLS") maintained by the U.S. General Services Administration.
- F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.l. 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 lo any of the ilems in F.l., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

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

JftUft SSOl^LLC

(Print ojrjypc name of Disclosing Party)

(Print or type name of person signing)

(Print or type title of person signing) (state).

Notary Public.

Signed and sworn to before me on (date)

at Ccpo\i County, ._.\iVjCy>_<^

Commission expires: V 0/ ^ 3 / < H9

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

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

[] Yes V] No

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

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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

✓ No

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

(/ Not Applicable

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

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

Economic Disclosure Statement (Capri Development, LLC)

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:

CAPRI DEVELOPMENT, LLC

Check ONE of the following three boxes:

Indicate whether the Disclosing Party submitting this EDS is: 1 ■

C.J the Applicant OR

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

OR

- 3. H~j a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in
- 3. which the Disclosing Party holds a right of control:
- 4. 0 contract purchaser of land
- B. Business address of the Disclosing Party: 7115 North Avenue #368

Oak Park, IL 60305

C. Telephone: 312-671-2000 Fax: Email: jerrycairo@4321000.com

<mailto:jerrycairo@4321000.com>

D. Name of contact person: Jerry Cairo

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

Rezoning at 5501-5525 South Harlem Avenue, 7135-7161 West Archer Avenue and 5500-5520 South Neva Avenue

G. Which City agency or department is requesting this EDS? Department of Planning and 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 # ma

File #: O2016-3923, \	Version: 1	
Page 1 of 13		
SECTION II DIS	SCLOSURE OF OWNERS	4823-7801-4257 IIP INTERESTS
A. NATURE OF T	HE DISCLOSING PARTY	
[~i Publicly registe	ature of the Disclosing [] red business corporation rj ~] Limited partnership I	Privately held business corporation Q Sole proprietorship P]
` -	partnership	3))?
2. For legal entit	ties, the state (or foreign co	ntry) of incorporation or organization, if applicable: Delaware
•	cities not organized in the S e of Illinois as a foreign en	ate of Illinois: Has the organization registered to do ty?
□ Yes	! √] No	\Box N/A
B. IF THE DISCLO	OSING PARTY IS A LEGA	L ENTITY:
-for-profit corporat members, write "no If the entity is a	ions, also list below all men members." For trusts, esta general partnership, limited	l executive officers and all directors ofthe entity. NOTE: For nabers, if any, which are legal entities. If there are no such es or other similar entities, list below the legal titleholder(s). partnership, limited liability company, limited liability and title of each general partner, managing member, manager

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

Name Title Jerry Cairo

Managing member

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

Page 2 of 13

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

Name Business Address Percentage Interest in the

Disclosing Party

Jerry Cairo 7115 North

Avenue #368 100%

SECTION III - BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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

M Yes 53 No

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

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

or administrative action.

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

Page 3 of 13

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

Relationship to Disclosing Party Fees (indicate whether (subcontractor, attorney, lobbyist, etc.) paid or estimated "hourly rate" or "

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

(Add sheets if necessary)

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

SECTION V -- CERTIFICATIONS

A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

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

[J Yes W\ No M 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?

[j Yes Q No

B. FURTHER CERTIFICATIONS

1. Pursuant to Municipal Code Chapter 1-23, Article I ("Article i")(which the Applicant should consult for

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

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- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.l. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or

ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;

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

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

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a
 public officer or employee of the City, the State of Illinois, or any agency of the federal government or
 of any state or local government in the United States of America, in that officer's or employee's official
 capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of 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

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(Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.

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

N/A

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

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

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below, please also list the name of the City recipient. None

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- 1. The Disclosing Party certifies that the Disclosing Party (check one)
- 1. U is £j is not
- a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
 - 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

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

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

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

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

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

- 1. In accordance with Section 2-156-110 of the Municipal Code: Does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter?
 - Yes g] No

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

2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold

by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part D.

Does the Matter involve a City Property Sale?

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

Name Business Address Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

Page 8 of 13

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

- Jj£J_l. 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 of any and all slaves or slaveholders described in those records: N/A

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SECTION VI -- CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

A. CERTIFICATION REGARDING LOBBYING

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

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

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

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

File #: C	3923, Version: 1
B. CER	ATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY
	s federally funded, federal regulations require the Applicant and all proposed subcontractors following information with their bids or in writing at the outset of negotiations.
Is the D	ing Party the Applicant?
• Y	\Box No
If "Yes,	ver the three questions below:
	bu developed and do you have on file affirmative action programs pursuant to applicable federal See 41 CFR Part 60-2.) □ No
	you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract rograms, or the Equal Employment Opportunity Commission all reports due under the applicable nents? [J No

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 - ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

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

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the

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

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

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

The Disclosing Party represents and warrants that:

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- jF.l. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- ⁷.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not ise, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded [>]artics 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 (fontractors/subcontractors

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

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

CERTIFICATION

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

e of Disclosing Party)

Cftpp.\ OpVCL O Ptt& A/T

; (/ JE P-P-7 CftlHO (P,rint or type name of person signing)

rint or type title of person signing)

a I

Notary Public.

Commission expires: ^/j-3/c2cH°).

"OFFICIAL SEAL" ANDREA BARTHA - NOTARY PUBLIC, STATE OF ILLINOIS , ! my COMMISSION EXPIRES 10/23/2019;

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section 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 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

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

[] Yes
$$fj/j$$
 No

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

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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

✓ No

- 2. If the Applicant is a legal entity publicly traded on any exchange, is any officer or director of the Applicant identified as a building code scofflaw or problem landlord pursuant to Section 2-92-416 of the Municipal Code?
- 3. If yes to (1) or (2) above, please identify below the name of the person or legal entity identified as a building code scofflaw or problem landlord and the address of the building or buildings to which the pertinent code violations apply.

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

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Exhibit J

Economic Disclosure Statement (AMA Holdings LLC)

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: AMA HOLDINGS, LLC

Check ONE of the following three boxes:

Indicate whether the Disclosing Party submitting this EDS is:

1. the Applicant

OR

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

OR

- 3. a legal entity with a right of control (see Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control:
- 4. 0 contract purchaser of land
- B. Business address of the Disclosing Party: 7115 North Avenue #256, Oak Park, IL 60305

Oak Park, IL 60305

C. Telephone: 312-671-2000 Fax: Email: jerrycairb@432iooo.com

<mailto:jerrycairb@432iooo.com>

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

Rezoning at 5501-5525 South Harlem Avenue, 7135-7161 West Archer Avenue and 5500-5520 South Neva Avenue

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

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

File #: O2016-3923, Version	ı: 1		
Specification # ma		and Contract # n/a	
Page 1 of 13		4845-272	27-3521
I		T0TJ-2/2	27-3321
SECTION II - DISCLOSU	JRE OF OWNERSH	IP INTERESTS	
A. NATURE OF THE DI	SCLOSING PARTY		
Person Publicly registered busine Privately held business co Sole proprietorship General partnership Limited partnership Trust ✓ Limited liability comp Not-for-profit corporation	rporation any Limited liability 1	partnership Joint venture corporation also a 501(c)(3))? Yes No Other (please spec	ify)
2. For legal entities, the	e state (or foreign cou	untry) of incorporation or organization, if applicable: Illinoi	.s
3. For legal entities no business in the State of Ill	•	ate of Illinois: Has the organization registered to do ity?	
Yes	No	✓ N/A	
B. IF THE DISCLOSING	PARTY IS A LEGA	L ENTITY:	
not-for-profit corporations members, write "no members, write is a general apartnership or joint ventur	s, also list below all mores." For trusts, estated partnership, limited re, list below the name ity that controls the date.	Il executive officers and all directors of the entity. NOTE: nembers, if any, which are legal entities. If there are no sures or other similar entities, list below the legal titleholder partnership, limited liability company, limited liability e and title of each general partner, managing member, manay-to-day management of the Disclosing Party. NOTE: Each its own behalf.	ch (s).
Name Title			
Matthew Cairo		Managing member	

Managing Member

Ann Marie Cairo

File #: O2016-3923, Ve	rsion: 1	
Angela Cairo	Ма	anaging Member
beneficial interest (inc		each person or entity having a direct or indirect of the Disclosing Party. Examples of such an n a partnership or joint venture,
	Page 2 of 13	3
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J		
other similar entity. If Chicago ("Municipal (none, state "None." NOTE: Pursuant t	ny, or interest of a beneficiary of a trust, estate or o Section 2-154-030 ofthe Municipal Code of additional information from any applicant which is
other similar entity. If Chicago ("Municipal (Fnone, state "None." NOTE: Pursuant to Code"), the City may require any such	o Section 2-154-030 of the Municipal Code of
other similar entity. If Chicago ("Municipal (reasonably intended to	Fnone, state "None." NOTE: Pursuant to Code"), the City may require any such a achieve full disclosure.	o Section 2-154-030 of the Municipal Code of additional information from any applicant which is Percentage Interest in the
other similar entity. If Chicago ("Municipal (reasonably intended to Name	Fnone, state "None." NOTE: Pursuant to Code"), the City may require any such to achieve full disclosure. Business Address	o Section 2-154-030 of the Municipal Code of additional information from any applicant which is Percentage Interest in the
other similar entity. If Chicago ("Municipal (reasonably intended to Name	Enone, state "None." NOTE: Pursuant to Code"), the City may require any such to achieve full disclosure. Business Address 7115 North Avenue #256, Oak Park, IL 60305 33.33%	o Section 2-154-030 of the Municipal Code of additional information from any applicant which is Percentage Interest in the
other similar entity. If Chicago ("Municipal of reasonably intended to Name Matthew Cairo Angela Cairo Ann Marie Cairo	Enone, state "None." NOTE: Pursuant to Code"), the City may require any such to achieve full disclosure. Business Address 7115 North Avenue #256, Oak Park, IL 60305 33.33%	o Section 2-154-030 of the Municipal Code of additional information from any applicant which is Percentage Interest in the Disclosing Party
other similar entity. If Chicago ("Municipal (reasonably intended to Name Matthew Cairo Angela Cairo Ann Marie Cairo Has the Disclosing	Enone, state "None." NOTE: Pursuant to Code"), the City may require any such to achieve full disclosure. Business Address 7115 North Avenue #256, Oak Park, IL 60305 33.33% 7115 North Avenue #256, Oak Park, IL 60305 33.33% 7115 North Avenue #256, Oak Park, IL 60305 33.33%	o Section 2-154-030 of the Municipal Code of additional information from any applicant which is Percentage Interest in the Disclosing Party Y ELECTED OFFICIALS as defined in Chapter 2-156 of the Municipal Code

relationship(s):

SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

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Name (indicate whether	Business	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.

(Add sheets if necessary)

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

SECTION V -- CERTIFICATIONS

A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

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

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

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

Yes No

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B. FURTHER CERTIFICATIONS

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

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- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.l. of this EDS:
 - a. 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 ofthe offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and

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

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

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- b. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or

- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any ofthe following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

 N/A

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]

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

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

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

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

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

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

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

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

1. In accordance with Section 2-156-110 of the Municipal Code: Does any official or employee of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter? Yes No

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

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

Does the Matter involve a City Property Sale?

Yes No

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

Name Business Address Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

- 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: N/A

SECTION VI - CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded,

proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City and proceeds of debt obligations of the City are not federal funding.

A. CERTIFICATION REGARDING LOBBYING

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

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

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

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

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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

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Is the Disclosing Party the Applicant?

Yes No If "Yes," answer the three questions

below:

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

Yes No

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

Yes No

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

Yes ""No

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

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SECTION VII- ACKNOWLEDGMENTS, CONTRACT COMPLIANCE, PENALTIES, DISCLOSURE

INCORPORATION,

The Disclosing Party understands and agrees that:

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics http://www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

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

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

The Disclosing Party represents and warrants that:

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

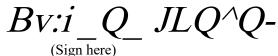
NOTE: If the Disclosing Party cannot certify as to any of the items in F.L, F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

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

Matthew Cairo

(Print or type name of Disclosing Party) \



Matthew Cairo

(Print or type name of person signing)

Member

(Print or type title of person signing)

Signed and sworn to before me on (date) at C 0 C it- County, X/X,,-)c/S (state).

OFFICIAL SEAL SKYLER C MATTHEWS Notary Public - State of Illinois My Commission Expires Jun 24. 2013

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as ofthe date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, the city treasurer or any city department head as spouse or domestic partner or as any of the following, whether by blood or adoption: parent, child, brother or sister, aunt

or uncle, niece or nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

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

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

[]Yes ✓ 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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AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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

✓ No

2. If the Applicant is a legal entity publicly traded on any exchange, is any officer or director of the

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Applicant identified as a building code scofflaw or problem landlord pursuant to Section 2-92-416 of the Municipal Code?

1/ Not Applicable

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

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

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Exhibit K

Economic Disclosure Statement (Keith Brzezinski)

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:

Keith Brzezinski

i

Check ONE of the following three boxes:

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2. Applicant in which the Disclosing Party ho OR	t interest in the Applicant. State the legal name of the olds an interest: e Secrion II.B. 1.) State the legal name of the entity in
C. Telephone: Fax: Em	nail:
D. Name of contact person: T^fTr~j06^m^/-l	^^j^ff
E. Federal Employer Identification No. (if you ha	ave one): ^
F. Brief description of contract, transaction or oth	ner undertaking (referred to below as the "Matter") to
which this EDS pertains. (Include project number	and location of property, if applicable):
Rezoning at 5501-5525 South Harlem Avenue. 7135-7161 We	est Archer Avenue, and 5500-5520 South Neva Avenue
G. Which City agency or department is requesting	g this EDS? Department of Planing and Development
If the Matter is a contract being handled by	the City's Department of Procurement Services, please complete the
following:	
Specification #	and Contract #
Ver. 01-0t-12 4826-2124-5487 SECTION II DISCLOSURE OF OWNERSH A. NATURE OF THE DISCLOSING PARTY	IP INTERESTS
 Indicate the nature of the Disclosing Part [x] Person Publicly registered business corporation Privately held business corporation 	[] Limited liability company [] Limited liability partnership [J Joint venture
[] Sole proprietorship [] General partnership	[] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))?
[] Limited partnership [] Trust	[] Yes [] No [] Other (please specify)

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2 5-			
2. Fo	r legal entities, the state (or foreign country) of inco	rporation or organization, it applicable:	
N/A			
3. Fo	legal entities not organized in the State of Illinois:	Has the organization registered to do	
busines	s in the State of Illinois as a foreign entity?		
[]Yes	[] No [[x] N/A	
B. IF THE	DISCLOSING PARTY IS A LEGAL ENTITY:		
profit corpored members." If the enjoint venture entity that of	For trusts, estates or other similar entities, list below tity is a general partnership, limited partnership, line, list below the partnership, limited partnership, line, list below the name and title of each general partnership	cers and all directors of the entity. NOTE: For not-for- are legal entities. If there are no such members, write "no w the legal titleholder(s). nited liability company, limited liability partnership or ner, managing member, manager or any other person or ng Party. NOTE: Each legal entity listed below must	
Name Title	N/A		
interest (inc	luding ownership) in excess of 7.5% of the Disclosic partnership interest in a partnership or joint venture.		
	Page 2 of 13		
similar er ('''Munici	tity. If none, state "'None." NOTE: Pursuant to Sect	ny, or interest of a beneficiary of a trust, estate or other tion 2-154-030 of the Municipal Code of Chicago al information from any applicant which is reasonably	
Name	Business Address	Percentage Interest in the Disclosing Party	
	N/A	Discussing Lawy	

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?

[JYes pftfo

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

SECTION IV - DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

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Name (indicate whether retained or anticipated to be retained)

r\ . ^r- v.

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.

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

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

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

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Neither the Disclosing Party, nor any Contractor, nor any Affiliated Enrity 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 rhe Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Universified List, the Entity List and the Debarred List.
- 6. The Disclosing Parry understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

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

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of rhe 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").

~jjf/r

9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 12-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than S20 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.

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

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

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

Page 7 of 13

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

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

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

1. In accordance with Section 2-156-110 of the Municipal Code: 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.l.. proceed to Items D.2. and D.3. If you checked "No" to Item D. 1., proceed to Part E.

2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the

City's eminent domain power does not constitute a financial interest within the meaning of this Part D.

Does the Matter involve a City Property Sale?

[JYes [x]No

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

Name

Business Address

Nature of Interest

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

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

Page 8 of 13

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

- . The Disclosing Party verifies that the Disclosing Parry 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.

File #: O2016-3923, Version: 1
A. CERTIFICATION REGARDING LOBBYING
1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary):
(If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.)
2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.I. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement. Page 9 of 13
3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which ther occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.l. above.
4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".
5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A.l. through A.4. above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.
B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY
If the Matter is federally funded, federal regulations require the Applicant and all proposed subcontractors to submit

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 Par	rty the Applicant?
[] Yes	[] No

If "Yes," answer the three questions below:

ble filing
bla filina
eral

The Disclosing Party understands and agrees that:

File #: O2016-3923, Version: 1

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

B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at wvvw.citvofchicaao.org/Ethics http://wvvw.citvofchicaao.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

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

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

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

The Disclosing Party represents and warrants that:

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

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

CERTIFICATION

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

Keith Brzezinski

(Sign here) "
(Print or type name of Disclosing Party)

(Print or type name of person signing)

(Print or type title of person signing) Sign at

OFFICIAL SEAL , MICHALINEJ.ROBIL.
N otisiy "PtfWtopStsto of pWir My Commission Expires 6-25-2017 age 12 of 13

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

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

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

[]Yes

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

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

1.	Pursuant to Municipal Code Section 2-154-010, is the Applicant or any Owner identified as a building code scofflaw or problem landlord pursuant to Section 2-92-416 of the Municipal Code?			
	[]Yes	\$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 Section 2-92-416 of the Municipal Code?				
	[J Yes	J^] No	[.\) Not Applicable	

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

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

Exhibit L

Economic Disclosure Statement (J & F Real Estate LLC)

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: J&F Real Estate II, LLC

Check ONE of the following three boxes:

Indicate whether the Disclosing Party submitting this EDS is:

1. the Applicant

OR

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

OR

- 3. a legal entity with a right of control (sec Section II.B.l.) State the legal name of the entity in which the Disclosing Party holds a right of control:
- 4. £7] Owner of Land
- B. Business address of the Disclosing Party: 123 N Wacker Dr stei400

Chicago. IL 60606

- C. Telephone: Fax: Email: ekozle<@)oeandfrBnKs.com
- D. Name of contact person: e*akoho|
- E. Federal Employer Identification No. (if you have one):
- F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable):

Zoning amendment application for the properties commonly known as 5501-5525 S Harlem Avenue. 7135-7161W Archer Avenue and 5500-5520 S Neva Avenue

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

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

Specification # ma and Contract #

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File #: O2016-3923, Version: 1			
j			
i			
i SECTION 1	I II DISCLOSURE OF OWNERSHIP INTERESTS		
	TRE OF THE DISCLOSING PARTY		
partnership [7] Limited	y registered business corporation C"] Privately held busing pi Limited partnership PI Trust d liability company d liability partnership	ess corporation [H Sole proprietorship [_] General	
(Is the not-	enture r-profit corporation t-for-profit corporation also a 501(c)(3))? Yes [JNo [J Other (please specify)		
 For Illino 	or legal entities, the state (or foreign country) of incorporat	ion or organization, if applicable:	
	or legal entities not organized in the State of Illinois: Has the as a foreign entity?	ne organization registered to do business in the State	
□ Yes	[/] No		
B. IF THE	E DISCLOSING PARTY IS A LEGAL ENTITY:		
profit corpo members." If the en joint ventur entity that of	ist below the full names and titles of all executive officers porations, also list below all members, if any, which are legal to the properties of the similar entities, list below the entity is a general partnership, limited partnership, limited ure, list below the name and title of each general partner, rest controls the day-to-day management of the Disclosing Partnership on its own behalf.	gal entities. If there are no such members, write "no legal titleholder(s). liability company, limited liability partnership or nanaging member, manager or any other person or	
Name Title Eva Koziel	le Managing me	mber	
Bruno Koziel	el Member		
Frank Ratulov	lowski Member		

Maria Ratulowski Member

Donna Borzecki Member Peter Borzecki Member

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

Page 2 of 13

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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

Frank and Maria Ratulowski

123 n wacker or ste uoo, Chicago, il 60606 25%

Bruno and Eva KOZiel 123 N Wacker Or Ste 1400, Chicago, IL 60606 37.5%

Peter and Donna Borzecki 123 N Wacker Or Ste 1400, Chicago. IL 60606 37.5%

123 N Wacker Dr Ste 1400. Chicago, IL 60606

SECTION III - BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

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

□ Yes f/J No

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

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

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

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

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

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

Relationship to Disclosing Party Fees (indicate whether (subcontractor, attorney, lobbyist, etc.) paid or estimate "hourly rate" or

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

(Add sheets if necessary)

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

SECTION V - CERTIFICATIONS

A. COURT-ORDERED CHILD SUPPORT COMPLIANCE

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

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

Yes /j No No person directly or indirectly owns 10% or more of the Disclosing Party.

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

compliance with that agreement?

Yes No

B. FURTHER CERTIFICATIONS

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

Page 4 of 13

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- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.l. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. 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 clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;

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

Page 5 of 13

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

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any ofthe following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security ofthe U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Univerified List, the Entity List and the Debarred List.

- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.
- 7. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must explain below:

Page 6 of 13

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

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

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

- 1. The Disclosing Party certifies that the Disclosing Party (check one)
- 1. \Box is 0 is not
- a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
 - 2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the

Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

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

N/A

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

D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

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

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

Yes / 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., proceed to Part E.

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

Does the Matter involve a City Property Sale?

Yes No

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

Name Business Address Nature of Interest

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

City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

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

- / 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the 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 VF -- CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS

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

A. CERTIFICATION REGARDING LOBBYING

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

(If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying

Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.)

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

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

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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

Is the Disclosing Party the Applicant?

• Yes r]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 [JNo
- 2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?
 - Yes □ No
- 3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?

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• 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 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.citvofchicago.org/Etbics http://www.citvofchicago.org/Etbics, and may also be obtained from the City's Board of Ethics, 740 N.

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

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 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. 1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded 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 certifications equal in form and substance to those in F.l. 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 ofthe items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

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

J&F Real Estate II, LLC (Print or type name of Disclosing Party) Eva Koziel (Print of or type name person signing) Managing member (Print or type title of person signing) Signed and sworn to before me on (date) (J)(LU-County, &UCt+SQt£ (state).

Ct3rnrnission expires: Q^, i [&

County, J-uc^yyi^ (sti

JASON M CHRISTOPOULOS

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OFFICIAL SEAL Notary Public, Slate oi Illinois My Commission Expires September 26, 2018

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

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

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

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

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

□ Yes (3 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.

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX B

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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

□ Yes

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

[^j Not Applicable

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

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

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