



# Office of the City Clerk

City Hall  
121 N. LaSalle St.  
Room 107  
Chicago, IL 60602  
[www.chicityclerk.com](http://www.chicityclerk.com)

## Legislation Text

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File #: O2017-6297, Version: 1

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### INTERGOVERNMENTAL VACATION

WHEREAS, the City of Chicago ("City") is a home rule unit of local government pursuant to Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois, and, as such, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the City wishes to support the charitable, educational and philanthropic activities of established Not for Profit Corporations and encourage the continued viability and growth of such activities; and

WHEREAS, many Not For Profit Corporations own property that adjoins streets and alleys that are no longer required for public use and might more productively be used in furtherance of such activities; and

WHEREAS, the City would benefit from the vacation of these streets and alleys by reducing City expenditures on maintenance, repair and replacement; by reducing fly-dumping, vandalism and other criminal activity; and by providing support for such charitable, educational and philanthropic activities; and

WHEREAS, the City can promote strong communities by facilitating services to the public, and increase the City's job base and economic development through the vacation of public streets and/or alleys; and

WHEREAS, the properties located at 127-135 W. Kedzie Avenue and at 3140-3158 W. Maypole Avenue are owned by the City (collectively, the City Property"); and

WHEREAS, the properties located 3100-3134 W. Randolph Street; 3147-3157 W. Lake Street (AKA 139-147 N. Kedzie Avenue); and 3101 -3113 W. Lake Street (collectively, the "IFF Hatchery Properties") are all owned by IFF Hatchery, LLC, an Illinois limited liability company, whose sole member is IFF, an Illinois not for profit corporation (collectively, "IFF Hatchery, LLC"); ; and

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WHEREAS, the City of Chicago, under the jurisdiction of its Department of Planning and Development proposes to assemble and ultimately convey to IFF Hatchery, LLC, pursuant to a separate ordinance, the portions of the public street, public alley to be vacated herein, along with certain adjacent lots, for the creation of a food related business incubator including shared kitchen space, private space, and areas for packaging, loading, refrigeration, storage and offices; and

WHEREAS, IFF Hatchery, LLC has consented to the City's vacation of the public rights of way as described generally in Exhibit B attached hereto and made part of this ordinance, and as described more precisely in Section 1 of this ordinance; and

WHEREAS, the City Council of the City of Chicago, after due investigation and consideration, has determined that the nature and extent of the public use and the public interest to be subserved is such as to warrant the vacation of parts of the public street and alley described in the following ordinance; now therefore,

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

**SECTION 1. THE 16 FOOT NORTH/SOUTH ALLEY EAST OF AND ADJACENT TO LOTS 1 THROUGH 5, INCLUSIVE IN BAGANZA'S RESUBDIVISION OF LOT 2 IN STRONG & BAGANZA'S RESUBDIVISION OF PART OF BLOCK 1 IN HOWARD'S SUBDIVISION RECORDED DECEMBER 21, 1914 AS DOCUMENT 5550760, SOUTH OF AND ADJACENT TO LOT 1 IN STRONG & BAGANZA'S RESUBDIVISION OF PART OF BLOCK 1 IN HOWARD'S SUBDIVISION RECORDED MAY 21, 1913 AS DOCUMENT 5189928, WEST OF AND ADJACENT TO LOT 11 IN HOWARD'S SUBDIVISION OF THE WEST 3 ACRES OF LOT 21 OF LEE'S SUBDIVISION RECORDED JULY 28, 1871 (ANTE-FIRE) RERECORDED JUNE 7, 1872 AS DOCUMENT 35705, AND NORTH OF AND ADJACENT TO THE NORTH LINE OF W. MAYPOLE AVENUE;**

**ALSO:**

**THAT PART OF W. MAYPOLE AVENUE (PREVIOUSLY KNOWN AS W. PARK AVENUE) LYING WEST OF THE WEST LINE OF N. ALBANY AVENUE, LYING EAST OF AND ADJACENT TO THE EAST LINE OF LOT 15 IN HOWARD'S SUBDIVISION OF THE WEST 3 ACRES OF LOT 21 OF LEE'S SUBDIVISION RECORDED JULY 28, 1871 (ANTE-FIRE) RERECORDED JUNE 7, 1872 AS DOCUMENT 35705, LYING SOUTH OF THE SOUTH LINE OF LOTS 1 THROUGH 16, INCLUSIVE, IN AUGUSTUS BELMONT'S ADDITION TO CHICAGO RECORDED JUNE 23, 1860. (ANTE-FIRE), AND LYING NORTH OF THE NORTH LINE OF LOTS 17 THROUGH 32, INCLUSIVE, IN AUGUSTUS BELMONT'S ADDITION TO CHICAGO**

RECORDED JUNE 23, 1860 (ANTE-FIRE);

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**ALSO:**

THAT PART OF N. TROY STREET (PREVIOUSLY KNOWN AS PART OF W. PARK AVENUE) OPENED BY ORDINANCE #48 RECORDED JULY 14, 1904 AS DOCUMENT NO. 3565415 LYING NORTH OF AND ADJACENT TO THE EASTERLY EXTENSION OF THE NORTH LINE OF W. MAYPOLE AVENUE, LYING WEST OF THE WEST LINE OF LOT 19 IN AUGUSTUS BELMONT'S ADDITION TO CHICAGO RECORDED JUNE 23, 1860 (ANTE-FIRE), LYING EAST OF AND ADJACENT TO THE EAST LINE OF LOT 15 IN HOWARD'S SUBDIVISION OF THE WEST 3 ACRES OF LOT 21 OF LEE'S SUBDIVISION RECORDED JULY 28, 1871 (ANTE-FIRE) RERECORDED JUNE 7, 1872 AS DOCUMENT 35705, AND LYING SOUTH OF THE SOUTH LINE OF W. MAYPOLE AVENUE (PREVIOUSLY KNOWN AS W. PARK AVENUE) SAID PARCELS OF LAND HEREIN DESCRIBED TAKEN TOGETHER AS A WHOLE CONTAIN 18,114 SQUARE FEET OR 0.42 ACRE, MORE OR LESS, ALL IN COOK COUNTY, ILLINOIS as shaded and legally described by the words "HEREBY VACATED" on the plat hereto attached as Exhibit A, which drawing for greater clarity, is hereby made a part of this ordinance, be and the same is hereby vacated and closed, inasmuch as the same is no longer required for public use and the public interest will be subserved by such vacations.

SECTION 2. The City of Chicago hereby reserves for the benefit of The Peoples Gas Light and Coke Company the right to abandon in place all or any part of the existing gas mains, service piping, associated equipment and appurtenances and all or any portion of its equipment as many be located over, through, under, along and across the areas herein vacated. It is further provided that all costs and expenses associated with the removal of any abandoned main, pipe, appurtenances, or equipment shall be borne exclusively by IFF Hatchery, LLC, as future-vacation beneficiary, its successors and assigns and not by The Peoples Gas Light and Coke Company

SECTION 3. The City of Chicago hereby reserves for the benefit of Commonwealth Edison, AT&T/SBC, Comcast and their successors or assigns, a non-exclusive utility easement to operate, maintain, construct, replace and renew overhead wires, poles, and associated equipment and underground conduit, cables, and associated equipment for the transmission and distribution of electrical energy, telephonic and associated services under, over and along the streets and alleys herein vacated, with the right of ingress and egress. The grade of the vacated public ways shall not be altered, in a manner so as to interfere with the operation and maintenance of Commonwealth Edison, AT&T/SBC, and/or Comcast facilities. No construction, buildings, permanent structures or obstructions shall occur or be placed over the area herein vacated without express written release of easement by the involved utility(ies). Any future IFF Hatchery, LLC - prompted relocation of facilities lying within the area being vacated will be accomplished by the involved utility, and be done at the expense of the IFF Hatchery, LLC, as future-vacation beneficiary, its successors or assigns.

SECTION 4. The IFF Hatchery, LLC acknowledges that the existing twelve inch (12") public sewer

and associated sewer appurtenances within the area of W. Maypole Avenue to be vacated shall become the private property and maintenance responsibility of IFF Hatchery, LLC, its successors or assigns. Any public sewer or sewer structure outside and entering into the proposed area to be vacated shall be redirected at the expense of the IFF Hatchery, LLC, as future-vacation

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beneficiary, its successors or assigns. In the event that the IFF Hatchery, LLC, as future-vacation beneficiary, its successors or assigns wishes to abandon, alter drainage, modify or install new facilities, plans must be reviewed, approved and permitted by the Department of Water Management, Sewer Design Section, and the Department of Buildings Stormwater Review Section prior to the commencement of any work on the areas to be vacated. The IFF Hatchery, LLC, as future-vacation beneficiary, its successors or assigns shall provide the Department of Water Management, Sewer Design Section with as-built drawings submitted within 45 days of completion.

SECTION 5. The IFF Hatchery, LLC, as future-vacation beneficiary, acknowledges that all currently public Department of Water Management (6") water mains, cisterns, Hydrants, valves, water service and appurtenances within the areas to be vacated shall become the private property and the maintenance responsibility of IFF Hatchery, LLC, as future-vacation beneficiary, its successors or assigns. Abandonment and reconfiguration work involving City water facilities will be accomplished by the Department of Water Management at the expense of IFF Hatchery, LLC, as future-vacation beneficiary, its successors or assigns. All plumbing plans involving the abandonment of the currently public facilities must be reviewed, approved and permitted in advance by the Department of Water Management Engineering Section prior to work.

SECTION 6. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, the IFF Hatchery, LLC, as future-vacation beneficiary, shall deposit or cause to be deposited in the City Treasury of the City of Chicago, a sum sufficient to defray the costs of removing paving and curb returns, and constructing sidewalk in accordance with the most current version of the Chicago Department of Transportation's Regulations for Opening, Repair and Construction in the Public Way and its appendices,

SECTION 7. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, the IFF Hatchery, LLC, as future-vacation beneficiary, shall file or cause to be filed for record in the Office of the Recorder of Deeds of Cook County, Illinois, a certified copy of this ordinance, approved by the Corporation Counsel, and the attached plat as approved by the Acting Superintendent of Maps and Plats.

SECTION 8. This ordinance shall take effect and be in force from and after its passage. The vacation shall take effect and be in force from and after its recording.

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Vacation Approved:

IrRebekah ScheTnfeld Commissioner of Transportation

Approved as to Form and Legality  
Lisa Misher Chief Corporation Counsel

Honorable Walter Burnett Alderman, 27<sup>th</sup> Ward

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### **EXHIBIT B**

## **CONSENT TO VACATION (Attached)**

**Strengthening nonprofits and the communities they serve.**

### **Illinois**

333 South Wabash Ave. Suite 2800 Chicago, IL 60604  
312 629 0060

### **Indiana**

The Platform  
202 East Market St.  
Indianapolis, IN 46204  
317 860 6900

### **Michigan**

3011 West Grand Blvd Suite 1715 Detroit, MI 48202  
313309 7825

### **Minnesota**

527 Marquette Ave. Suite 1150  
Minneapolis, MN 55402 612 814 0310

### **Missouri**

911 Washington Ave Suite 203  
St. Louis, MO 63101 314588 8840

### **Ohio**

500 South Front St. Suite 125  
Columbus, OH 43215 614 484 1811

Wisconsin

215 North Water St. Suite 225

Milwaukee, WI 53202 414 563 noo

CONSENT TO VACATION (print on your letterhead) (attach proof of ownership-title, deed etc.)

I. The undersigned, represents that he/she is the (check one)

X' the duly authorized agent of the owner / beneficiary (CIRCLE ONE) described below:

\_\_\_\_\_. Name of owner / beneficiary)

Name of company (if applicable):

\_\_\_\_\_, Mailing Address: \_\_\_\_\_  
**333 s. ujc\$ k fj-Ase\*** zip: **y obpy**

Telephone number:

(3/Z. ) r\*t> - SV3£-

If agent's address is different from the owner / beneficiary,  
complete the following:

Name of company:

tel:( )\_

Mailing Address:

\_zip:

II. Property for which consent is being given (insert common street address(es)):

with the \*Permanent Index Number(s): (PIN

**5^ Attt-U\*A** U/TK all ^/M 5<sup>N</sup>

(PIN

iff.org <<http://iff.org>>

Strengthening nonprofits and the communities they serve.

(PIN

III. As the owner / beneficiary duly authorized agent of the property described above, I give consent to the vacation of the public right-of-way described as:

TO BE PROVIDED BY THE VACATION APPLICANT- (insert common language description of vacation :

The undersigned agrees to hold harmless and waive all claims for damages or compensation against the City of Chicago, arising from such vacation:

signed \_\_\_\_\_ date \_\_\_\_\_  
printed I Yr~ J-fATC rfp/2J7 LL-C.

^ \

signed

date

< OFFICIAL SEAL  
< DONNA K. SHIELDS  
< NOTARY PUBLIC, STATE OF ILLINOIS  
< My Commission Expires Sept 15, 2018  
mfmrnm-mmm<sup>1</sup>  
printed\_

Notary Public:

signed\_ printed.

PIN's are 14 digit numbers that usually take the form of 12-34-567-890-0000. The PIN is a unique number for each property and can be found on property tax bills relating to the specific property.

: 7

List of PIN's owned by IFF Hatchery LLC adjacent to the Vacation of street and alley

|                    |                    |                |
|--------------------|--------------------|----------------|
| 16-12-317-001-0000 |                    | 16-12-317-009- |
| 0000               | 16-12-317-011-0000 | 16-12-317-     |
| 016-0000           | 16-12-317-017-0000 | 16-12-         |
| 317-018-0000       | 16-12-317-019-0000 | 16-            |
| 12-318-001-0000    | 16-12-318-002-0000 |                |

Chicago Department of Transportation

CITY OF CHICAGO

08/30/2017

Mr. Edward Siskel Corporation  
Counsel Room 600 - City Hall  
Chicago, IL 60602-1289

Attention: Mr. Richard Wendy Deputy  
Corporation Counsel

Re: Illinois Facilities Fund (IFF Hatchery) and Chicago Department of Planning Not-for-Profit  
Vacation File: 12-27-16-3772

Dear Mr. Siskel:

Pursuant to a request from Ms. Margie Goldblatt, we are transmitting herewith for your review and approval as to form and legality an original and three (3) copies of a proposed vacation of a portion of W. Maypole Avenue and (nearby N-S oriented alley) bounded by N. Albany Avenue and N. Troy Street. This property is located in the 27th Ward.

IFF Hatchery LLC and the City of Chicago a municipal corporation are the owners of record to the properties adjoining the public street and alley to be vacated. The people to contact in connection with this proposed ordinance are Ms. Margie Goldblatt at 312-596-5149, and Mr. John Molloy of DPD at 312-744-2214.

An easement has been reserved in Section 3 for Peoples Gas. Section 4 of the ordinance reserves an easement for Commonwealth Edison, AT&T/SBC, and Comcast. Sections 5 and 6 of the ordinance provides for the privatization of Water Management mains and sewers respectively. Section 7 requires a construction deposit to CDOT for required curb and walk work. Sections 8 and 9 of the ordinance are standard language regarding recording.

RebeMhbcheinfeld  
Commissioner

Originated by:

Luann Hamilton Deputy  
Commissioner

CHICAGO, ILLINOIS 60602  
e copies

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

**SECTION 1 -- GENERAL INFORMATION**

**A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable: IFF Hatchery 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 currently holding, or anticipated to hold within six months after City action on the contract, transaction or other undertaking to which this EDS pertains (referred to below as the "Matter"), a direct or indirect interest in excess of 7.5% in the Applicant. State the Applicant's legal name: in IFF Hatchery LLC OR

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

B. Business address of the Disclosing Party: 333 S. Wabash Avenue, Suite 2800 Chicago,

Illinois 60604

C. Telephone: 312-629-0060 Fax:312-629-0061 Email: rvvallach@iff.org <mailto:rvvallach@iff.org>

D. Name of contact person: Rich Wallach

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

F. Brief description of the Matter to which this EDS pertains: Include project number and location of property, if applicable): Street and Alley Vacation (W. Maypole and Alley) for the Hatchery Project, corner of Lake and Kedzie

File No. 12-27-16-3772

G. Which City agency or department is requesting this EDS? CDOT



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

Specification # N/A and Contract #N/A

Ver.2017-1

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## SECTION II - DISCLOSURE OF OWNERSHIP INTERESTS

### 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 (.

Limited partnership

[ ] Limited liability company [ ] Limited liability partnership

[ ] Joint venture [ x ] Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))?

Trust

[x]Yes [ ]No [ ] Other (please specify)

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

Illinois

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?

[ ] Organized in Illinois

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

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

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

Name Joe Neri

Title CEO

Matt Roth COO

Suzanne Leao-Reuter CFO

Please see attached list for Directors. There are no member entities.

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

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

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

| Name | Business Address | Percentage Interest in the Applicant |
|------|------------------|--------------------------------------|
| None |                  |                                      |

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

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

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

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

Does any City elected official or, to the best of the Disclosing Party's knowledge after reasonable inquiry, any City elected official's spouse or domestic partner, have a financial interest (as defined in Chapter 2-156 of the Municipal Code of Chicago ("MCC")) in the Disclosing Party? ☐ Yes ☒ No

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

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

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

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

EDI 33 W. Monroe #1825

Chicago, IL 60603

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

Surveyor

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

est. \$1,000.00

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

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

☐ Yes ☒ No ☐ No person directly or indirectly owns 10% or more of the Disclosing Party.

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

☐ Yes ☐ No

### B. FURTHER CERTIFICATIONS

1. [This paragraph 1 applies only if the Matter is a contract being handled by the City's Department of

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

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

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3. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section 11(B)(1) of this EDS:

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

b. have not, during the 5 years before the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;

c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in subparagraph (b) above;

d. have not, during the 5 years before the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and

e. have not, during the 5 years before the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.

4. The Disclosing Party understands and shall comply with the applicable requirements of MCC Chapters 2-56 (Inspector General) and 2-156 (Governmental Ethics).

5. Certifications (5), (6) and (7) concern:

- the Disclosing Party;
- any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");

- any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity). Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity. With respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
- any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

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

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

admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any "sister agency"; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If MCC Chapter 1-23, Article I applies to the Applicant, that Article's permanent compliance timeframe supersedes 5-year compliance timeframes in this Section V.

9. [FOR APPLICANT ONLY] The Applicant and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed as having an active exclusion by the U.S. EPA on the federal System for Award Management ("SAM").

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

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

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

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

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

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

### C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

☐ is ☒ is not

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

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

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

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

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

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

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

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

☐ Yes ☒ No

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

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

taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part D.

Does the Matter involve a City Property Sale?

☐ Yes

☐ No

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

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

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

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#### E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

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

x 1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or profits from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.

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

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



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

#### A. CERTIFICATION REGARDING LOBBYING

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

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

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

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

3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A(1) and A(2) above.

4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities," as that term is defined in the Lobbying Disclosure Act of 1995, as amended.

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

#### B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

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

subcontractors to submit the following information with their bids or in writing at the outset of negotiations.

Is the Disclosing Party the Applicant?

☐ Yes ☐ No

If "Yes," answer the three questions below:

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

☐ Yes ☐ No

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

☐ Yes ☐ No ☐ Reports not required

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

☐ Yes ☐ No

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

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

The Disclosing Party understands and agrees that:

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

B. The City's Governmental Ethics Ordinance, MCC Chapter 2-156, imposes certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of this ordinance and a training program is available on line at [www.cityofchicago.org/Ethics](http://www.cityofchicago.org/Ethics) <<http://www.cityofchicago.org/Ethics>>, and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with this ordinance.

C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in

equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other City transactions. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.

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

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

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#### CERTIFICATION

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

(Print or type exact legal name of Disclosing Party)

By: Oft mra^g LL C

(Sign here)

(Print or type name of person signing)

(Print or type title of person signing)

Signed and sworn to before me on (date) ?/'Q&jQ&tl

County, 'ZCLl /rtOiS (state).

Notary Public Commission expires:

Mb

GINAM ESKELI Official Sail Notary Public - State ol Ittinois My Comminlon Expire\* Jim 8, 2020

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**CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT  
APPENDIX A**

**FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND  
DEPARTMENT HEADS**

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

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

nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

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

BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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

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

☐ Yes ☒ No

2. If the Applicant is a legal entity publicly traded on any exchange, is any officer or director of the Applicant

identified as a building code scofflaw or problem landlord pursuant to MCC Section 2-92-416?

☐ Yes

☒ No

☐ The Applicant is not publicly traded on any exchange.

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

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IFF Board of Directors for 2017

Joe Antolin  
Principal  
Antolin & Associates  
Guadalupe Preston  
Executive Director  
Central States SER, Jobs for Progress, Inc.

MarySue Barrett  
President  
Metropolitan Planning Council  
John Sassaris  
Senior Vice President Commercial Banking MB Financial Bank, N.A.

Alicia Berg

Assistant Vice President, Campus Planning + Sustainability The University of Chicago- Facilities Services  
George P. Surgeon President and CEO GSJ Advisors, Ltd.

Kristine Garrett  
Managing Director, Head of Private Wealth

The Private Bank Joseph N. Gomez  
Senior Vice President and Director of Business Development Byline Bank

Deborah Kasemeyer  
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