

Executive Order No. 97-1

WHEREAS, a representative form of government is dependent on the trust of the people in their public officials; and

WHEREAS, the citizens of Chicago are entitled to representation by public officials who act and conduct themselves in a manner exhibiting high ethical standards; and

WHEREAS, in order to promote public confidence in government and its decision-making, it is necessary that public officials adhere to the highest ethical standards and avoid transactions and circumstances that may compromise or appear to compromise the independence of official judgment; now, therefore

I, RICHARD M. DALEY, Mayor of the City of Chicago, do hereby order as follows:

1. Definitions

Whenever used in this order, the following terms shall have the meanings given them in Chapter 2-156 of the Municipal Code of Chicago:

- (a) city contractor;
- (b) doing business;
- (c) financial interest;
- (d) employee;
- (e) person;
- (f) seeking to do business;
- (g) contract management authority.

Whenever used in this order, "business relationship" means any contractual or other private business dealing of an employee with a person or entity which entitles the employee to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, that the exclusions applicable to a "financial interest" shall apply with respect to business relationship. "Ownership interest" means any interest representing more than 5 percent of a corporation, partnership, sole proprietorship, firm, enterprise, franchise, organization, holding company, joint stock company, receivership, trust, or any legal entity organized for profit; provided, however, that ownership interest does not mean any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a publicly traded corporation.

2. Certain business relationships prohibited/disclosure requirements

(a) No non-clerical employee of the Office of the Mayor, or any member of the Mayor's security detail, or entity in which such persons have a financial interest, shall have any employment relationship with any entity other than the city, nor shall such persons have a financial interest, as set forth in section 2-156-010.(1), in any business. No spouse of such employee shall do business with the city or a sister agency of the city, or have an ownership interest in any entity doing or seeking to do business with the city or a sister agency of the city, or in any entity that is a subcontractor on any city contract, or on the contract of a sister agency of the city.

(b) (i) No employee of any other executive department or agency, or entity in which such an employee has a financial interest, shall have any employment or business relationship with any person who is doing business with the city if the employee exercises contract management authority with respect to that person's business with the city. No spouse of such employee shall have a financial interest in any contract when the employee exercises contract management authority with respect to that contractor's city business. The ownership interest of the spouse of any employee in any entity that has a contract with a person doing other city business shall be disclosed to the Board of Ethics by the employee, on a form to be prescribed by the Board, on or before May 1 of each year. (ii) No department or agency head shall have any employment relationship with any entity other than the city, nor shall such persons have an business relationship with any person doing business with the city.

(c) For purposes of this section 2, the term "sister agency of the city" shall include the the Chicago School Reform Board of Trustees or the successor Chicago Board of Education, the Board of Trustees of Community College District 508, the Chicago Transit Authority, the Chicago Park District, the Metropolitan Pier and Exposition Authority, and the Public Building Commission.

3. Certain loans prohibited

No employee, or the spouse of an employee, or entity in which an employee or his or her spouse has a financial interest, shall apply for, solicit, accept or receive a loan of any amount from any person who is either doing business or seeking to do business with the city; provided, however, that nothing in this section prohibits application for, solicitation for, acceptance of or receipt of a loan from a financial lending institution, if the loan is negotiated at arm's length and is made at a market rate in the ordinary course of the lender's business.

4. Recommendation of business associates prohibited

No employee shall recommend, retain or hire as a city employee

or city contractor any person with whom the employee has a business relationship.

5. Disclosure concerning city contracts

(a) All contracts and leases shall be accompanied by a disclosure of the name and business address of each attorney, lobbyist, accountant, consultant, or any other person who was retained by the contractor with respect to that contract or lease, and the fee paid to such person, or an estimate of fees to be paid in relation work performed with respect to the contract or lease; provided, however, that this section does not apply to employees of the contractor; provided further that the disclosure of fees shall not be required if such disclosure is not allowed under state law.

(b) Information regarding the disclosure of ownership interests of entities seeking city approval, as required to be disclosed in chapter 2-154 of the Municipal Code, shall be made available for public inspection and copying in the department or agency responsible for the matter in which disclosure statements are filed. Disclosure statements relating to matters submitted to the City Council shall be made available prior to any committee hearing concerning the matter.

6. Duties of department heads

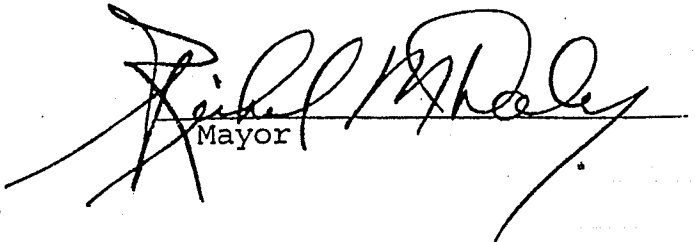
(a) The Commissioner of Personnel shall prepare an amendment to the Personnel Rules of the City of Chicago incorporating the provisions of Sections 1 through 4 of this Order.

(b) The head of every executive department and agency shall inform the employees within the department or agency of the provisions of this order.

7. Effective date

This order takes effect on December 1, 1997; Section 5 (a) shall apply to contracts advertised on or after December 1, 1997.

Done at Chicago this 29<sup>th</sup> day of October, 1997.

  
Mayor

Received October \_\_\_\_\_, 1997.

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JAMES  
CITY CLERK

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