

EMUS



CONFIDENTIAL

June 13, 1994

City of Chicago  
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Board of Ethics

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Room 303  
320 North Clark Street  
Chicago, Illinois 60610  
(312) 744-9660  
(312) 744-2793 (FAX)  
(312) 744-5996 (TDD)

Re: CHA Contract  
Case No. 94016.Q

Dear

In \_\_\_\_\_, you retired as an employee from the  
City \_\_\_\_\_ after serving since  
You are \_\_\_\_\_ and have been since \_\_\_\_\_ the President of  
X \_\_\_\_\_, a private  
company. After attending a pre-retirement seminar  
conducted by the \_\_\_\_\_ Department, you contacted  
our office on \_\_\_\_\_ and asked whether the  
post-employment provisions of the City's Ethics  
Ordinance would prohibit you or X from accepting a  
contract from the Chicago Housing Authority (the  
"CHA") to provide Service A  
at one or several CHA projects, the locations to be  
determined. X has bid on this contract; you  
believe that you will hear from the CHA whether it  
has accepted that bid sometime the week of June 13.

The Ordinance's post-employment provision, §2-156-100(b), prohibits a former City employee from assisting or representing any person in a business transaction involving the City if the employee participated personally and substantially in the subject matter of the transaction while employed by the City.

You told us \_\_\_\_\_ that the contract is with the CHA only--the City has had no involvement in the contract's negotiations, and no City or City-administered money is to be involved in the contract's payment. You confirmed with the CHA that 80% of the money used to pay this contract will be from the U.S. Department of Housing and Urban Development, and the remaining 20% from other federal grant sources.

You also stated that X has never had contracts with any governmental entity, that the only contact you have had with either the CHA or its properties was on official City business, and that all X employees are full-time and no off-duty City employees would be involved in this contract.



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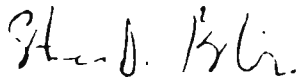
After reviewing the facts you provided, and previous Board precedent, staff concludes that nothing in the Ordinance prohibits you or X from accepting and performing this contract with the CHA. The CHA is not a City agency, but is rather an independent municipal corporation organized under Illinois statute, and funded by the U.S. government. Case no. 90013.A. No City funds or action are involved in your contract with it. Thus, this contract with the CHA is not a business transaction involving the City or any of its agencies, and is not subject to the Ordinance's prohibitions.

However, staff reminds you that, under §2-156-070 of the Ethics Ordinance, you may not use or disclose any confidential information gained in the course of or by reason of your City employment.

Staff's conclusion is based on the application of the City's Governmental Ethics Ordinance to facts stated in this letter. If any of the facts presented are incorrect or incomplete, please notify us immediately, as a change in the facts may alter our conclusion. Please note that other rules or laws may be applicable to this situation.

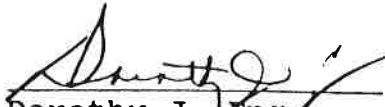
We appreciate your bringing this matter to our attention, and your willingness to abide by the standards embodied in the Ethics Ordinance. If you have any further questions, please call us.

Sincerely,



Steven I. Berlin  
Deputy Director

approved:

  
Dorothy J. Eng  
Executive Director

cc: Susan Sher, Department of Law

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