



City of Chicago
Richard M. Daley, Mayor

Chicago Fire Department

Raymond Orozco
Commissioner

4th Floor
10 West 35th Street
Chicago, Illinois 60616-3799
(312) 745-3705

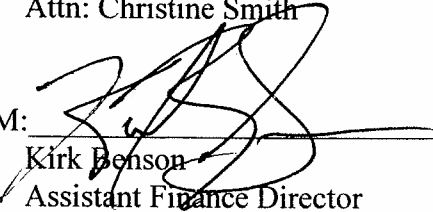
<http://www.cityofchicago.org/fire>

07 MAR 14 PM 2:55

Finance / Payroll

TO: **Barbara Lumpkin**
Chief Procurement Officer
Department of Procurement Services
City Hall Room 403

Attn: Christine Smith

FROM: 
Kirk Benson
Assistant Finance Director
Chicago Fire Department

RE: **Specification: 54033**
Sole Source Requisition: 31425
Vendor: EMSAR
Purchase of, maintenance and repair of Ferno-Washington and Stryker Stretchers

DATE: February 15, 2007

I am submitting the above mentioned Sole Source request for processing. The following documents are included in the package;

1. DPS Checklist
2. Purchase Requisition 31425
3. A quotation from the vendor
4. Our Sole Source request
5. Detailed Specification
6. Completed EDS form

The vendor is currently working on MBE/WBE Compliance.

Your assistance in approving and processing this request is appreciated. If you have any questions or require any further information please contact me on (312) 745-3874.



JUSTIFICATION FOR NON-COMPETITIVE PROCUREMENT

COMPLETE THIS SECTION IF NEW CONTRACT

For contract(s) in this request, answer applicable questions in each of the 4 major subject areas below in accordance with the Instructions for Preparation of Non-Competitive Procurement Form on the reverse side.

Request that negotiations be conducted only with EMSAR for the product and/or services described herein.
(Name of Person or Firm)

This is a request for _____ (One-Time Contractor Requisition # _____, copy attached) or _____ Term Agreement or _____ Delegate Agency (Check one). If Delegate Agency, this request is for "blanket approval" of all contracts within the

PURCHASE & MAINTENANCE (Attach List) Pre-Assigned Specification No. 54033
OF FERRO (Program Name) Pre-Assigned Contract No. _____
-WASHINGTON AND STRYKER STREETWORKS

COMPLETE THIS SECTION IF AMENDMENT OR MODIFICATION TO CONTRACT

Describe in detail the change in terms of dollars, time period, scope of services, etc., its relationship to the original contract and the specific reasons for the change. Indicate both the original and the adjusted contract amount and/or expiration date with this change, as applicable. Attach copy of all supporting documents. Request approval for a contract amendment or modification to the following:

Contract #: _____ Company or Agency Name: _____
Specification #: _____ Contract or Program Description: _____
Mod. #: _____ (Attach List, if multiple)

KIRK BENSON 312 745 3874 [Signature] CHICAGO FIRE DEPT 2/15/07
Originator Name Telephone Signature Department Date

Indicate SEE ATTACHED in each box below if additional space needed:

() PROCUREMENT HISTORY	SEE ATTACHED	S. S. R. B. DATE <u>3-21-07</u> APPROVED... <u>MSU</u>
() ESTIMATED COST	SEE ATTACHED	CONDITIONALLY APPROVED... _____ RETURN TO DEPT. _____
() SCHEDULE REQUIREMENTS	NA	DISAPPROVED... _____
() EXCLUSIVE OR UNIQUE CAPABILITY	SEE ATTACHED LETTER	
() OTHER	SEE ATTACHED	

APPROVED BY: [Signature]
DEPARTMENT HEAD
OR DESIGNEE

DATE

[Signature]
BOARD CHAIRPERSON

DATE

INSTRUCTIONS FOR PREPARATION OF NON-COMPETITIVE PROCUREMENT FORM (Rev. 5/04)

If a City Department has determined that the purchase of supplies, equipment, work and/or services can not be done on a competitive basis, a sole source justification must be prepared on this "Justification for Non-Competitive Procurement Form" in which procurement is requested on a non-bid or non-competitive basis in accordance with 65 ILCS 5/8-10-4 of the Illinois Compiled Statutes. All applicable questions in each Subject Area below must be answered. The information provided must be complete and in sufficient detail to allow for a decision to be made by the Non-Competitive Procurement Review Board. Also attach a complete CPAC Project Checklist, and any other required forms (see Other #1, below). The Board will not consider justifications with incomplete information documentation

PROCUREMENT HISTORY (INCLUDING FUTURE PROCUREMENT OBJECTIVES)

1. Describe the requirement and how it evolved from initial planning to its present status.
2. Is this a first time requirement or a continuation of previous procurement from the same source? If so, explain the procurement history.
3. Explain attempts made to competitively bid the requirement. (Attach copy of notices and list of sources contacted)
4. Describe all research done to find other sources. (List other cities contacted, companies in the industry contacted, professional organizations, periodicals and other publications used).
5. Explain future procurement objectives. Is this a one-time request or will future requests be made for doing business with the same source?
6. Explain whether or not future competitive bidding is possible. If not, why not?

ESTIMATED COST{tc "ESTIMATED COST"}

{tc ""}

1. What is the estimated cost for this requirement (or for each contract, if multiple awards contemplated)? What is the funding source?
2. What is the estimated cost by fiscal year, if the job project or program covers multiple years?
3. Explain the basis for estimating the cost and what assumptions were made and/or data used (ie. budgeted amount, previous contract price, current catalog or cost proposal from firms solicited, engineering or in-house estimate, etc).
4. Explain whether the proposed Contractor or the City has a substantial dollar investment in original design, tooling or other factors which would be duplicated at City expense if another source was considered. Describe cost savings or other measurable benefits to the City which may be achieved.
5. Explain what negotiation of price has occurred or will occur. Detail why the estimated cost is deemed reasonable.

SCHEDULE REQUIREMENTS{tc "SCHEDULE REQUIREMENTS"}

1. Explain how the schedule was developed and at what point the specific dates were known.
2. Is lack of drawings and/or specifications a constraining factor to competitive bidding? If so, why is the proposed Contractor the only person or firm able to perform under these circumstances? Why are the drawings and specifications lacking? What is the lead time required to get drawings and specifications suitable for competition? If lack of drawings and specifications is not a constraining factor to competitive bidding, explain why only one person or firm can meet the required schedule.
3. Outline the required schedule by delivery or completion dates and explain the reasons why the schedule is critical.
4. Describe in detail what impact delays for competitive bidding would have on City operations, programs, costs and budgeted funds.

EXCLUSIVE OR UNIQUE CAPABILITY{tc "EXCLUSIVE OR UNIQUE CAPABILITY"}

1. If contemplating hiring a person or firm as a Professional Service Consultant, explain in detail what professional skills, expertise, qualifications, other factors make this person or firm exclusively or uniquely qualified for the project. Attach copy of cost proposal and scope of services.
2. Does the proposed firm have personnel considered unquestionably predominant in the particular field?
3. What prior experience of a highly specialized nature does the person or firm exclusively possess that is vital to the job, project or program?
4. What technical facilities or test equipment does the person or firm exclusively possess which is necessary for the specific job, project or program which makes them the only source who can perform the work within the required time schedule without unreasonable costs to the City?
5. What other capabilities and/or capacity does the proposed firm possess which is necessary for the specific job, project or program which makes them the only source who can perform the work within the required time schedule without unreasonable costs to the City?
6. If procuring products or equipment, describe the intended use and explain any exclusive or unique capabilities, features and/or functions the items have which no other brands or models, etc. possess. Is compatibility with existing equipment critical from an operational standpoint? Explain why.
7. Is competition precluded because of the existence of patent rights, copyrights, trade secrets, technical data, or other proprietary data? Attach documentation verifying such.
8. If procuring replacement parts and/or maintenance services, explain whether or not replacement parts and/or services can be obtained from any other sources? If not, is the proposed firm the only authorized or exclusive dealer/distributor and/or service center? If so, attach letter from manufacturer.

MBE/WBE COMPLIANCE PLAN

1. All submissions must contain detailed information about how the proposed firm will comply with the requirements of the City's Minority and Women Owned Business program. All submissions must include a complete C-1 and D-1 form, which is available on the Procurement Services page on the City's intranet site.

OTHER{tc "OTHER"}

{tc ""}

1. Explain other related considerations and attach all applicable supporting documents (an approved Information Technology Strategy Committee (ITSC) form, an approved Request for Individual Contract Services form, etc.)

REVIEW AND APPROVAL{tc "REVIEW AND APPROVAL"}

{tc ""}

This form must be signed by both the Originator of the request and approved by the Department Head or authorized designee. After review and final disposition from the Board, this form will be stamped to indicate the final disposition and signed by the Chairperson of the Board of authorized designee. {tc "This form must be signed by both the Originator of the request and approved by the Department Head or authorized designee. After

review and final disposition from the Board, this form will be stamped to indicate the final disposition and signed by the Chairperson of the Board of authorized designee."}

Procurement History

Prior to 1996, the Chicago Fire Department performed its own maintenance and repairs of Ferno Equipment and was able to purchase all the necessary parts through a manufacturer's equipment dealer. However, in early 1997, Ferno-Washington, Inc. the **OEM (original equipment manufacturer)** initiated a new venture which restricted the sale of Class 1 & 2 Parts to their new service and repair dealerships operating under the name of Equipment Management, Service & Repair (EMSAR), a wholly owned subsidiary of Ferno-Washington, Inc.

Consequently, since March 1st, 1997, the Chicago Fire department has been contracting with an EMSAR dealer that provides preventative maintenance and repair service for all Ferno Equipment (**) owned or operated by the Chicago Fire Department.

The EMSAR dealer to be affected by this Sole Source contract request is **"EMSAR Chicago" 115 E. Ellis Ave. Liberty, IL 60048 (1-847-533-6728)**

*(**) Patient conveyance devices for use by Paramedics & Firefighters during the provision of "pre-hospital" emergency medical services and rescue*

The current contract has been extended to its maximum number of times and must now be re-negotiated

The proposed new contract covers the following:

1. Cost of preventative maintenance inspections and tests to verify that the device is able to perform within the original equipment manufacturer's (OEM) specifications and is fit for continued field use or is in need of adjustment(s) and/or replacement of worn part(s) to prevent a foreseeable breakdown, before being redeployed to the field. **The proposed EMSAR contract covers the purchase of Preventative Maintenance (PM) based on a flat fee for each of (5) separate devices**
2. Repair those devices not covered by warranty, that have sustained damage while in the field use and are inoperable. **The proposed EMSAR contract covers the purchase of Labor, per hour, for repair services.**
3. Cost of parts The OEM authorizes the sale of replacement parts under three (3) separate schedules:
 - Class I and II parts are sold exclusively through EMSAR dealers (service centers) and are solely intended for replacements by EMSAR authorized technicians who have been factory trained and certified. **The proposed EMSAR contract covers the purchase of Class I and Class II parts based on a 5% discount from the OEM's published catalog prices**
 - Class III parts are sold through one of three sources: 1) EMSAR dealers and 2) Ferno dealers (selling whole devices) and 3) Some parts are contracted with Edwards Medical contract. These parts are intended for replacement by non-technically trained or non-OEM certified end-users, such as Paramedics or District Aides employed at the Department's Support and Logistics Division.

Since the OEM regulates the sale of parts and the provision of “certified” repair service through its granting of exclusive territorial franchises to sub-contracts, competitive bidding amongst similarly “authorized EMSAR service centers” is not possible. Therefore, competitive bidding would involve the option of contracting with a NON-OEM certified by the OEM. This alternative has been previously examined and evaluated by both, the Fire and Law Departments, for its feasibility. **The Fire Commissioner has concluded that the nominal financial savings that could be gained through such a contract, if any, would generate an inordinate liability risk. Accordingly, this option is NOT considered viable.**

This requirement will continue to generate future procurements to enable the Department to continue servicing its Ferno Equipment

Estimated Cost

Based on our historical data and our current projected future inventory, the Support and Logistic Division estimates that the cost of this contract for Fiscal Year (FY) 2007, which is based mostly on the previous contract (ending Dec 2006), will be \$70,000.00

Negotiating prices –

There has been no price increase in 5 years. The following models are increasing in price:

Model 30 increase \$10.00

Model 65 increase \$5.00

Model 107 increase \$10.00

Model 108 increase \$5.00

Stryker increase \$5.00

The hourly rate is increasing by \$15.00 per/hr and replacement parts will 5% below published price

Exclusive or Unique Capability

See attached letter from Joe Bourgraf, Ferno-Washington, Inc. addressing the exclusivity enjoyed by the EMSAR /Chicago franchise as, "the authorized service agent..." As such the vendor "... only authorized service agents of Ferno..." EMSAR technicians are factory trained..." And use ... "have readily available access to Ferno factory original parts..."

Other

Opportunities of direct/indirect involvement of Minority or Women Business Enterprises will be addressed at the appropriate point



FERNO

70 Weil Way • Wilmington, OH 45177-9371 • (937) 382-1451 • FAX (937) 382-1191
info@ferno.com

To Whom It May Concern:

Equipment Management, Service and Repair, or EMSAR® has been appointed as the only service and repair agent authorized by Ferno.

The EMSAR agent for your area is EMSAR Chicago. They are located at
115 E. Ellis Ave.
Libertyville, IL 60048
and can be reached at (847) 533-6728 or toll free at (800) 291-9188.

Ferno has contracted with EMSAR to provide comprehensive service and support for the complete Ferno product line. EMSAR is the only authorized service agent of Ferno. EMSAR technicians are factory trained and have readily available access to Ferno factory original parts. As a result, EMSAR technicians are able to provide on-site repairs, quick turnaround of major repairs, and a preventive maintenance program designed to extend the life of the equipment.

The EMSAR Service Technicians servicing your area are Dave Rigwood and Byron Short.

We know that you will be pleased with the professionalism and consistent high quality service EMSAR will provide.

Sincerely,

J Bourgraf

Joe Bourgraf,
President

Memo

John J. Hadder
Service Support Manager

3800 E. Centre Ave.
Portage, MI 49002
Phone: (269) -324-8500
Fax: (269)- 329-2218
john.hadder@stryker.com

To: Stryker EMS customers

Date: June 28, 2006

RE: EMSAR as a factory authorized repair vendor for Stryker EMS products

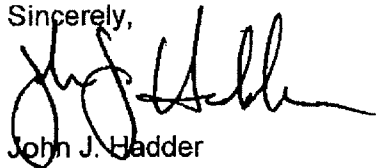
EMSAR franchises have been factory trained and authorized to service and repair the Stryker EMS product line within the 50 United States with the following geographical exceptions:

- Southern California
- Connecticut
- Long Island and Westchester County, NY
- New Jersey

EMSAR is authorized to provide warranty repair, preventive maintenance and service contracts.

Should you have any questions, please feel free to contact me at 1-800-669-4968 ext.6538.

Sincerely,



John J. Hadder
Service Support Manager
Stryker Medical

DPS PROJECT CHECKLIST

IMPORTANT: PLEASE READ AND FOLLOW THE INSTRUCTIONS FOR COMPLETING THE PROJECT CHECKLIST AND CONTACT THE APPROPRIATE UNIT MANAGER IF YOU HAVE ANY FURTHER QUESTIONS. ALL INFORMATION SHOULD BE COMPLETED, ATTACH ALL REQUIRED MATERIALS AND SUBMIT FOR HANDLING TO THE DEPARTMENT OF PROCUREMENT SERVICES, ROOM 403, CITY HALL, 121 N. LASALLE STREET, CHICAGO, ILLINOIS 60602.

GENERAL INFORMATION:

Date: 2/15/2007

REQ No.: 31425

Specification No.: 54033

PO No.: (if known):

Modification No.: (if known):

Project Description: Purchase, maint and repair of Ferno-Washington and Stryker Stretchers

Contact Person: Kirk Benson

Tel: 745-3874 Fax: 745-3700

Project Manager:

Tel: Fax:

Previous PO No. (if known):

E-mail:

kirk.benson@cityofchicago.org

E-mail:

FUNDING:

City: ☒ Corporate ☐ Bond ☐ Enterprise ☐ Grant* ☐ Other
State: ☐ IDOT/Transit ☐ IDOT/Highway ☐ Grant* ☐ Other
Federal: ☐ FHWA ☐ FTA ☐ FAA ☐ Grant* ☐ Other

LINE	FY	FUND	DEPT	ORGN	APPR	ACTV	OBJT	PROJECT	RPTG	\$ DOLLAR AMOUNT
001	007	0100	58	4120	0162	0000	0162			\$210,000.

Estimated Value \$

*IF GRANT FUNDED, A COPY OF THE APPROVED GRANT AND APPLICATION ARE REQUIRED and any other Terms and Conditions that may apply.

SCOPE STATEMENT:

☐ Attached is a Detailed Scope of Services and/or Specification

IMPORTANT: THIS IS A CRITICAL PORTION OF YOUR SUBMITTAL. IN ORDER FOR DPS TO ACCEPT YOUR SUBMITTAL YOU MUST COMPLETE THE SPECIFIC SCOPE REQUIREMENTS AS SET FORTH IN THE SUPPLEMENTAL CHECKLIST FOR THAT UNIT.

The following is a general description of what should be included in a Scope of Services or Specification:

A clear description of all anticipated services and products, including: time frame for completion, special qualifications of prospective vendors, special requirements or needs of the project, locations, anticipated participating user departments, citation of any applicable City ordinance or state/federal regulation or statute.

TYPE OF PROCUREMENT REQUESTED (check all that apply):

NEW REQUEST

- ☒ Blanket Agreement
☐ Standard Agreement
☐ Small Orders

MOD/AMENDMENT

- ☐ Time Extension
☐ Vendor Limit Increase
☐ Scope Change/Price Increase/Additional Line Item(s)
☐ Other (specify):

ORMS

☒ Requisition

☐ Special Approvals

☐ Non-Competitive Review Board (NCRB)

CONTRACT TERM:

Requested Term (number of months):

PRE BID/SUBMITTAL REQUIREMENTS:

Requesting Pre Bid/Submittal Conference?

☐ Yes ☐ No

Requesting Site Visit?

☐ Yes ☐ No

DPS PROJECT SUPPLEMENTAL CHECKLIST

ARCHITECTURAL/ENGINEERING SUPPLEMENTAL CHECKLIST

Required Attachments: Scope of Services, including location, description of project, services required, deliverables, and other information as required

Risk Management

Will services be performed within 50 feet of CTA train or other railroad property?

☐ Yes ☐ No

Will services be performed on or near a waterway?

☐ Yes ☐ No

If applicable, Pre-Qualification Category No.

Category Description:

For Pre-Qualification Program, attach list of suggested firms to be solicited

Other Agency Concurrence Required: ☐ None ☐ State ☐ Federal ☐ Other (fill in)

AVIATION CONSTRUCTION SUPPLEMENTAL CHECKLIST

DOA sign-off for final design documents: ☐ Yes ☐ No

Required Attachments:

Copy of Draft Contract Documents and Detailed Specifications.

Risk Management:

Current Insurance Requirements prepared/approved by Risk Management: Yes ☐ No ☐

Will work be performed within 50 feet of CTA or ATS structure or property? Yes ☐ No ☐

Will work be performed airside? Yes ☐ No ☐

*NOTE: Any non-construction Aviation request, complete the applicable section.

COMMODITIES SUPPLEMENTAL CHECKLIST

Required Attachments: Detailed Specifications (Scope of Services) including detailed description of the product, delivery location, user department contact, price escalation considerations, Bidder's qualification, contract term and extension options, Contractor's qualifications, citation of any applicable City/State/Federal statutes or regulations, citation of any applicable technical standards and Price Lists/Catalogs, technical drawings and other exhibits and attachments as appropriate.

CONSTRUCTION SUPPLEMENTAL CHECKLIST

Required attachments:

Copy of Draft (80% Completion), Contract Documents and Detailed Specifications

Risk Management

Will services be performed within 50 feet of CTA train or other railroad property?

☐ Yes ☐ No

Will services be performed on or near a waterway?

☐ Yes ☐ No

VEHICLES/HEAVY EQUIPMENT SUPPLEMENTAL CHECKLIST

Required Attachments:

☐ Detailed Specifications including detailed description of the vehicle(s) or equipment, mounted equipment, if any, and options/accessories.

☐ Special Provisions (Delivery, Warranty, Manuals, Training, Additional Unit Purchase Options, Bid Submittal Information, etc.)

☐ Delivery Location(s)

☐ Technical Literature

☐ Drawings, if any

☐ Part Number List (Manufacturer; or Dealer; or Other Source:)

☐ Current Price List(s)/Catalog(s)

☐ Special Approval Form

☐ Exhibits and Attachments

PROFESSIONAL SERVICES SUPPLEMENTAL CHECKLIST

☐ Detailed description of project listing obligations of each party.

☐ The Schedule of Compensation

☐ Deliverables

☐ Request for individual contract services (if applicable)

☐ The appropriate EPS form

☐ ITSC (approved by BIS)

☐ OBM (approved by Budget form/memo)

☐ Grant document attached

Attach any documentation indicating any previous purchase activity to assist in the procurement process

DPS PROJECT SUPPLEMENTAL CHECKLIST

TELECOMMUNICATIONS AND UTILITIES SUPPLEMENTAL CHECKLIST

Required Attachments: Detailed Scope of Services/Specification which sets forth all of the anticipated services and products the user department wants provided, including time frame for completion, special qualifications of prospective vendors, special requirements or needs of the project, locations, anticipated participating user departments, citation of any applicable City ordinance or state/federal regulation or statute.

Has the project been reviewed by DGS? ☐ Yes ☐ No

Attach copy of DGS Recommendation; Reservation(s); or participate under current contract.

Does the project include software? ☐ Yes ☐ No

If yes, is signed ITSC form attached? ☐ Yes ☐ No

Does the location involve:

A public way? ☐ Yes ☐ No

Any concession in the City's facilities? ☐ Yes ☐ No

Is it anticipated City Council approval of the project or contract will be required? ☐ Yes ☐ No

WORK SERVICES/FACILITY MAINTENANCE SUPPLEMENTAL CHECKLIST

Required Attachments: Detailed Specifications (Scope of Services) including detailed description of the work, locations (with supporting detail), user department contacts, work hours/days, laborer/supervisor mix, compensation and price escalation considerations, Bidder's qualification, contract term and extension options, Contractor's qualifications, citation of any applicable City/State/Federal statutes or regulations, citation of any applicable technical standards and Price Lists/Catalogs, technical drawings and other exhibits and attachments as appropriate.

Risk Management:

Will services be performed within 50 feet (50') of CTA train or other railroad property? ☐ Yes ☐ No

Will services be performed on or near a waterway? ☐ Yes ☐ No

Will services require the handling of hazardous/bio-waste material? ☐ Yes ☐ No

Will services require the blocking of streets or sidewalks which may affect public safety? ☐ Yes ☐ No

If Modification of Amendment request, please verify and provide the following:

Contractor's Name:

Contractor's Address:

Contractor's e-mail Address:

Contractor's Phone Number:

Contractor's Contact Person:

DETAILED SPECIFICATIONS

SCOPE

EMSAR shall provide all labor and material necessary for the Preventive Maintenance, and Repair and Replacement Parts of Ferno Washing and Stryker Equipment to the City of Chicago, Fire Department, as outlined in the attached quotation and as described herein all in accordance with the terms and conditions of this specification.

EXECUTION OF SERVICE

EMSAR shall report to the City of Chicago, Fire Department, EMS Support & Logistics Division at 3040 S. Sacrament Ave., Chicago, Illinois 60623 once a week to perform Preventive Maintenance and Repairs to all Ferno Washington and Stryker equipment deemed necessary by an authorized Fire Department representative.

Services shall be rendered Monday through Friday except holiday between the hours of 8:00 A.M. and 4:30 P.M. EMSAR shall contact an authorized City of Chicago, Fire Department representative twenty-four (24) hours prior to service.

The City reserves the right to add new service locations or delete previously listed delivery locations as required during the contract period.

PREVENTIVE MAINTENANCE

Preventative Maintenance performed by EMSAR shall include, but not be limited to the attached quotation.

EMSAR will provide on-site Preventative Maintenance and repair services. The Preventative Maintenance fees will be invoiced at the following fixed rates:

<u>ITEM</u>	<u>COST</u>
Ferno Washington / Model 30	\$ 70.00
Ferno Washington / Model 65	\$ 25.00
Ferno Washington / Model 107	\$ 40.00
Ferno Washington / Model 108	\$ 25.00
Stryker / Model 6082	\$ 80.00

All repairs that are not included in the preventive maintenance program will be invoiced at an hourly rate of \$ 75.00 per hour.

PURCHASE OF REPLACEMENT PARTS

EMSAR will provide parts at 5% below the published price.

All City of Chicago authorized replacements parts necessary to repair Ferno Washington and Stryker equipment are outlined in the attached price lists.

NEW Release

CITY OF CHICAGO

PRE-APPROVED

MODIFICATION / OVERRIDE REQUISITION

Copy (Department)

DELIVER TO:

336
FINANCE AND FISCAL MANAGEMENT
10 W. 35TH STREET 14TH FLOOR
CHICAGO, IL 60616

REQUISITION: 31425 For PO Number: REPLACES T24592

PAGE: 1

DEPARTMENT: 59 - FIRE DEPARTMENT

PREPARER: Karen L Sanger

NEEDED:

PRE-APPROVED 12/22/2006

REQUISITION DESCRIPTION

PREVENTIVE MAINTENANCE AND REPAIR FOR FERNO WASHINGTON AND STRYKER EQUIPMENT - ANNUAL BLANKET PO
SPECIFICATION NUMBER: 54033

COMMODITY INFORMATION

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST
1	9383841432	1,542	Each	0.00	0.00

MAINTENANCE AND REPAIR SERVICES OF FERNO EQUIPMENT - MAINTNANCE AND REPAIR OF FERNO
WASHINGTON MODEL 30, PREVENTATIVE MAINTENANCE FEE PER ITEM

SUGGESTED VENDOR:

REQUESTED BY: Karen L Sanger

DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	
1	006	0100	0594120	0162	220162	0000	00000000	000000	00000	0000	0.00
LINE TOTAL:											0.00

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST
2	9383841433	335	Each	0.00	0.00

MAINTENANCE AND REPAIR SERVICES OF FERNO EQUIPMENT - MAINTNANCE AND REPAIR OF FERNO
WASHINGTON MODEL 65, PREVENTATIVE MAINTENANCE FEE PER ITEM

SUGGESTED VENDOR:

REQUESTED BY: Karen L Sanger

DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	
1	006	0100	0594120	0162	220162	0000	00000000	000000	00000	0000	0.00
LINE TOTAL:											0.00

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST
3	9383841434	945	Each	0.00	0.00

MAINTENANCE AND REPAIR SERVICES OF FERNO EQUIPMENT - MAINTNANCE AND REPAIR OF FERNO
WASHINGTON MODEL 107, PREVENTATIVE MAINTENANCE FEE PER ITEM

SUGGESTED VENDOR:

REQUESTED BY: Karen L Sanger

DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	
1	006	0100	0594120	0162	220162	0000	00000000	000000	00000	0000	0.00
LINE TOTAL:											0.00

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST
4	9383841436	260	Each	0.00	0.00

MAINTENANCE AND REPAIR SERVICES OF FERNO EQUIPMENT - MAINTNANCE AND REPAIR OF FERNO
WASHINGTON MODEL 108, PREVENTATIVE MAINTENANCE FEE PER ITEM

SUGGESTED VENDOR:

REQUESTED BY: Karen L Sanger

DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	
1	006	0100	0594120	0162	220162	0000	00000000	000000	00000	0000	0.00
LINE TOTAL:											0.00

**CITY OF CHICAGO
PRE-APPROVED
MODIFICATION / OVERRIDE REQUISITION**

Copy (Department)

DELIVER TO: 336 FINANCE AND FISCAL MANAGEMENT 10 W. 35TH STREET 14TH FLOOR CHICAGO, IL 60616	REQUISITION: 31425 For PO Number: REPLACES T24592 PAGE: 2 DEPARTMENT: 59 - FIRE DEPARTMENT PREPARER: Karen L Sanger NEEDED: PRE-APPROVED 12/22/2006
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REQUISITION DESCRIPTION

PREVENTIVE MAINTENANCE AND REPAIR FOR FERNO WASHINGTON AND STRYKER EQUIPMENT - ANNUAL BLANKET PO
 SPECIFICATION NUMBER: 54033

COMMODITY INFORMATION

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST						
5	9383841431	7,900	Hour	0.00	0.00						
MAINTENANCE AND REPAIR SERVICES OF FERNO EQUIPMENT - HOURLY LABOR RATE FOR ON-SITE REPAIRS											
SUGGESTED VENDOR:											
REQUESTED BY: Karen L Sanger											
DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	
1	006	0100	0594120	0162	220162	0000	00000000	000000	00000	0000	0.00
LINE TOTAL:											0.00
LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST						
6	93838.41	100,000	USD	0.00	0.00						
MAINTENANCE AND REPAIR SERVICE FOR FERNO EQUIPMENT											
SUGGESTED VENDOR:											
REQUESTED BY: Karen L Sanger											
DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	
1	006	0100	0594120	0162	220162	0000	00000000	000000	00000	0000	0.00
LINE TOTAL:											0.00
REQUISITION TOTAL:											0.00

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

SECTION I -- GENERAL INFORMATION

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

ERLA, Inc. d.b.a. EMSAR Chicago

Check ONE of the following three boxes:

Indicate whether 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 Disclosing Party holds an interest: _____

OR

3. ☐ a specified legal entity with a right of control (see Section II.B.1.b.) State the legal name of the entity in which Disclosing Party holds a right of control: _____

B. Business address of Disclosing Party:

1032 West Main Street

Wilmington, OH 45177

C. Telephone: 937-383-1052 Fax: 937-383-1051 Email: info@emsar.

D. Name of contact person: Christopher Hill

E. Federal Employer Identification No. (if you have one): 31-1418457

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):

Service and Repair of Ferno-Washington and Stryker Emergency Medical Equipment.

Provide replacement parts and accessories for Ferno-Washington and Stryker EMS Products

G. Which City agency or department is requesting this EDS? Chicago Fire Department

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

Specification # B19383802 and Contract # T24592

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF DISCLOSING PARTY

1. Indicate the nature of the Disclosing Party:

- | | |
|---|--|
| <input type="checkbox"/> Person | <input type="checkbox"/> Limited liability company* |
| <input type="checkbox"/> Publicly registered business corporation | <input type="checkbox"/> Limited liability partnership* |
| <input checked="" type="checkbox"/> Privately held business corporation | <input type="checkbox"/> Joint venture* |
| <input type="checkbox"/> Sole proprietorship | <input type="checkbox"/> Not-for-profit corporation |
| <input type="checkbox"/> General partnership* | (Is the not-for-profit corporation also a 501(c)(3))? |
| <input type="checkbox"/> Limited partnership* | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <input type="checkbox"/> Trust | <input type="checkbox"/> Other (please specify) |

* Note B.1.b below.

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

California

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

☒ Yes ☐ No ☐ N/A

B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY:

1.a. List below the full names and titles of all executive officers and all directors of the entity. 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).

Name	Title
Joe Bourgraf	President
Renee LaPine	Treasurer

1.b. If you checked "General partnership," "Limited partnership," "Limited liability company," "Limited liability partnership" or "Joint venture" in response to Item A.1. above (Nature of Disclosing Party), 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

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, 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
Joe Bourgraf	70 Weil Way, Wilmington, OH 45177	33 1/3
Brian Bourgraf	70 Weil Way, Wilmington, OH 45177	33 1/3
Elroy Bourgraf Jr.	70 Weil Way, Wilmington, OH 45177	33 1/3

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

☒ 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.

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
Retained: Keating, Muething, and Klekamp	1 East 4th St. Suite 1400, Cincinnati, OH 45202,	Attorney	\$1000.00
Retained: Grant Thornton,	4000 Smith Rd. Suite 5000, Cincinnati, OH 45209,	Accountant	\$1000.00

(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 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 term of the contract.

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 [x] No [] No person 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. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.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, 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 otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause B.1.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.

2. The certifications in subparts 2, 3 and 4 concern:

- the Disclosing Party;
- any "Applicable Party" (meaning any party participating in the performance of the Matter, including but not limited to any 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 Applicable Parties, the term Affiliated Entity means a person or entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another person or entity;

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

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

- 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
- 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
- violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).

3. Neither the Disclosing Party, Affiliated Entity or Applicable Party, 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.

4. 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.

5. The Disclosing Party understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).

6. 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.

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

For purposes of this Part C, under Municipal Code Section 2-32-455(b), the term "financial institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, trust company, savings bank, investment bank, securities broker, municipal securities broker, securities dealer, municipal securities dealer, securities underwriter, municipal securities underwriter, investment trust, venture capital company, bank holding company, financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Sections 403(b) and 457 of the Internal Revenue Code. (Additional definitions may be found in Municipal Code Section 2-32-455(b).)

1. CERTIFICATION

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

☐ is ☒ 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):

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.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 ☐ No

3. If you checked "Yes" to Item D.1., 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

The Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and has disclosed in this EDS any and all such records to the City. In addition, the Disclosing Party must disclose the names of any and all slaves or slaveholders described in those records. Failure to comply with these disclosure requirements may make the Matter to which this EDS pertains voidable by the City.

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 requisite information as set forth in that paragraph 2.

☒ 1. The Disclosing Party verifies that (a) the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Disclosing Party has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

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

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: (Begin list here, add sheets as necessary):

N/A

(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.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 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.

If the Matter is federally funded and any funds other than federally appropriated funds have been or will be paid to any person or entity for influencing or attempting 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 Matter, the Disclosing Party must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sflllin.pdf>, linked on the page http://www.whitehouse.gov/omb/grants/grants_forms.html.

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.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

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:

ERLA, Inc has fewer than 50 employees and is therefore not subject to 41 CFR Part 60-2

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

The Disclosing Party understands and agrees that:

A. By completing and filing this EDS, the Disclosing Party acknowledges and agrees, on behalf of itself and the persons or entities named in this EDS, that the City may investigate the creditworthiness of some or all of the persons or entities named in this EDS.

B. 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.

C. 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, 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.

D. 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, void or voidable), 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.

E. 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.

F. 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.

The Disclosing Party represents and warrants that:

G. The Disclosing Party has not withheld or reserved any disclosures as to economic interests in the Disclosing Party, or as to the Matter, or any information, data or plan as to the intended use or purpose for which the Applicant seeks City Council or other City agency action.

For purposes of the certifications in H.1. and H.2. below, the term "affiliate" means any 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 the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

H.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 affiliates 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.

H.2 If the Disclosing Party is the Applicant, the Disclosing Party and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the Matter for the duration of time that such facility remains on the list.

H.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 H.1. and H.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 H.1., H.2. or H.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 on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City.

ERLA, Inc d.b.a. EMSAR Chicago

Date: January 8, 2007

(Print or type name of Disclosing Party)

By:

Renee LaPine
(sign here)

Renee LaPine

(Print or type name of person signing)

Treasurer

(Print or type title of person signing)

Signed and sworn to before me on (date) JAN 8, 2007, by RENEE L LAPINE,
at CLINTON County, OHIO (state).

Bonnie S Phillips Notary Public.

Commission expires: MAY 15, 2008.