

MEH



City of Chicago
Harold Washington, Mayor

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- M E M O R A N D U M -

[REDACTED]

TO: [REDACTED]

FROM: ROBERT C. HOWARD
Chairman

RE: ADVISORY OPINION
ETHICS EXECUTIVE ORDER
File Number 86019.A

DATE: November 3, 1986

In response to your memo requesting information from the Board of Ethics, the Board has made the following determinations.

1. Nothing in Executive Order 86-1 prohibits the City of Chicago [REDACTED] from certifying businesses that have City employees as owners, directors and/or officers.
2. The City of Chicago cannot award contracts to the businesses of City employees. Section 12 of the Executive Order states:

"No official of employee shall have a financial interest in his own name or in the name of any other person in any contract, work or business of the City or in the sale of any article, whenever the expense, price or consideration of the contract, work, business or sale is paid either from the City treasury or authorized by any ordinance."
3. Considering Section 12, the City of Chicago cannot award contracts that are wholly or partially state or federally funded to the businesses of City employees, if any payment is made from the City Treasury or authorized by any ordinance in relation to these contracts.

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4. Other governmental agencies and/or entities may utilize City Certified Disadvantaged/Minority and/or Women Businesses to satisfy their MBE/WBE contract goals.

If the only relationship of the businesses of City employees to the City of Chicago is MBE/WBE certification, then other governmental agencies and/or entities may contract with such businesses without the Ethics Executive Order being applicable.

RCH/cb/mss

cc: File