



OFFICE OF THE MAYOR  
CITY OF CHICAGO

RICHARD M. DALEY  
MAYOR

February 10, 2005

James J. Laski  
City Clerk  
Room 107, City Hall  
Chicago, IL 60602

Dear Mr. Laski:

I transmit herewith for filing Executive Order 2005-1, which I have signed this date. This Executive Order prohibits certain political contributions by city contractors.

Your prompt attention to this matter is appreciated.

Sincerely,

Mayor

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JAMES J. LASKI  
CITY CLERK  
CHICAGO, IL.



OFFICE OF THE MAYOR  
CITY OF CHICAGO

RICHARD M. DALEY  
MAYOR

**Executive Order No. 05-1**

**WHEREAS**, the people of the City of Chicago are entitled to have absolute faith in the integrity of governmental decisions and it is crucial that individuals who are elected to public office have the trust, respect and confidence of the citizenry; and

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

**WHEREAS**, it is essential that the public have confidence that the selection of city contractors is based on merit and have trust in the processes by which taxpayer dollars are spent; and

**WHEREAS**, the City of Chicago has some of the most restrictive ethics rules of any municipality in the country; and

**WHEREAS**, these laws currently prohibit employees from accepting political contributions from persons doing business with the city, soliciting political contributions on city time or performing any other political activity on city time; and

**WHEREAS**, current state statutes and local ordinances governing political contributions prohibit anonymous political contributions or contributions in the names of other persons and prohibit anyone from compelling, coercing or intimidating another into making political contributions; and

**WHEREAS**, this order places an even greater restriction on the mayor and on city contractors by prohibiting city contractors, owners of city contractors, spouses or domestic partners of owners of city contractors, subcontractors to a city contractor on a city contract, owners of subcontractors to a city contractor on a city contract, and spouses or domestic partners of owners of subcontractors to a city contractor on a city contract from making contributions of any amount to the mayor; and

**WHEREAS**, the provisions of this order represent a message to every Chicagoan that the City's Mayor is committed to a city administration and a contract and procurement process based on highest ethical standards; and

**WHEREAS**, by this order, an unmistakable message about ethical conduct will be conveyed; now, therefore,

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

**1. Definitions.**

For purposes of this order,

"City contractor" means a person who or entity that has submitted a bid for or enters into a contract with the city.

"Contract" means any agreement with the city that is (i) formed under the authority of chapter 2-92 of the Municipal Code of Chicago; (ii) for the purchase, sale or lease of real or personal property; or (iii) for materials, supplies, equipment or services which are approved and/or authorized by the city council.

"Contribution" means a "political contribution" as defined in Chapter 2-156 of the Municipal Code of Chicago, as amended.

"Owner" means any person with an ownership or beneficial interest in an entity of more than seven and one-half percent.

"Political fundraising committee" means a "political fundraising committee" as defined in Chapter 2-156 of the Municipal Code of Chicago, as amended.

**2. Violations.**

Any one or more of the following shall be a violation of this order:

- (1) For any city contractor to make a contribution of any amount to the mayor or to his political fundraising committee during the bid or other contract solicitation process, including any time after a contract is awarded but before the start of the contract, and/or the term of any contract between the city and city contractor or any period during which an extension of the city contractor's contract is being sought or negotiated.
- (2) For the owner of any city contractor to make a contribution of any amount to the mayor or to his political fundraising committee during the bid or other contract solicitation process, including any time after a contract is awarded but before the start of the contract, and/or the term of any contract between the city and city contractor or any period during which an extension of the city contractor's contract is being sought or negotiated.

- (3) For the spouse or domestic partner of the owner of any city contractor to make a contribution of any amount to the mayor or to his political fundraising committee during the bid or other contract solicitation process, including any time after a contract is awarded but before the start of the contract, and/or the term of any contract between the city and city contractor or any period during which an extension of the city contractor's contract is being sought or negotiated.
- (4) For a subcontractor of any city contractor on a city contract to make a contribution of any amount to the mayor or to his political fundraising committee during the bid or other contract solicitation process, including any time after a contract is awarded but before the start of the contract, and/or the term of any contract between the city and city contractor or any period during which an extension of the city contractor's contract is being sought or negotiated.
- (5) For the owner of any subcontractor of any city contractor on a city contract to make a contribution of any amount to the mayor or to his political fundraising committee during the bid or other contract solicitation process, including any time after a contract is awarded but before the start of the contract, and/or the term of any contract between the city and city contractor or any period during which an extension of the city contractor's contract is being sought or negotiated.
- (6) For the spouse or domestic partner of any owner of any subcontractor of any city contractor on a city contract to make a contribution of any amount to the mayor or to his political fundraising committee during the bid or other contract solicitation process, including any time after a contract is awarded but before the start of the contract, and/or the term of any contract between the city and city contractor or any period during which an extension of the city contractor's contract is being sought or negotiated.
- (7) For any city contractor or subcontractor to a city contractor on a city contract to coerce, compel or intimidate its employees to make a contribution of any amount to the mayor or to his political fundraising committee.
- (8) For any city contractor or subcontractor to a city contractor on a city contract to reimburse its employees for a contribution of any amount made to the mayor or to his political fundraising committee.
- (9) For any city contractor or subcontractor to a city contractor on a city contract to bundle or solicit others to bundle contributions to the mayor or to his political fundraising committee. For purposes of this order, "bundle" shall mean to collect contributions from more than one source which are then delivered by one person to the mayor or to his political fundraising committee.
- (10) For any city contractor, owner of a city contractor, spouse or domestic partner of an owner of a city contractor, subcontractor to a city contractor on a city contract, owner of a subcontractor of a city contractor on a city contract, or spouse or

domestic partner of an owner of a subcontractor of a city contractor on a city contract to engage in any conduct whatsoever designed to intentionally violate the provisions of this Executive Order or to entice, direct or solicit others to intentionally violate the provisions of this Executive Order.

3. Penalty.

In addition to any other penalty authorized by law, any contract negotiated, entered into, or performed in violation of any of the provisions of this order shall be terminable by the city. Any bid or proposal submitted in violation of any of the provisions of this order shall be subject to rejection by the city.

4. Effective date.

This order takes effect on February 10, 2005.

  
Mayor

Received February 10, 2005.

  
City Clerk



City of Chicago  
Richard M. Daley, Mayor

Department of Law

Mara S. Georges  
Corporation Counsel

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<http://www.ci.chi.il.us>

April 5, 2005

Dear Vendor:

On February 10, 2005, Mayor Richard M. Daley signed a landmark executive order banning city contractors from making political contributions to him or his political fundraising committee. This executive order is designed to promote public confidence in the City's selection of contractors, and to ensure that all contractors and city officials adhere to the highest ethical standards.

The provisions of this executive order are strict and far-reaching. The ban on political donations to the mayor or his political fundraising committee from city contractors not only applies to the contractors, but to the following parties:

- the owners, spouses of owners and domestic partners of the owners of city contractors;
- subcontractors and the owners, spouses and domestic partners of subcontractors.

In addition, the order prohibits city contractors, subcontractors, the owners of city contractors or subcontractors, and the spouses and domestic partners of the owners of city contractors and subcontractors from engaging in the following activities:

- coercing, compelling or intimidating its employees to make a contribution of any amount to the mayor or to his political fundraising committee;
- reimbursing employees for contributions in any amount made to the mayor or his political fundraising committee;
- bundling or soliciting others to bundle contributions to the mayor or to his political fundraising committee.

The penalties for violating this executive order are severe and will be strictly enforced by the City. In addition to any other penalty authorized by law, any contract negotiated, entered into, or performed in violation of the executive order may be terminated by the City. Any bid or proposal submitted in violation of the executive order may be rejected by the City.

A copy of the executive order is attached. The executive order is also available on the City's website at [www.cityofchicago.org/Law/](http://www.cityofchicago.org/Law/).

Sincerely,

Mara S. Georges  
Corporation Counsel

