



# CHIEF PROCUREMENT OFFICE

## Art Moore, Capital Development Board

Reference #: 120-135-074

### EMERGENCY PURCHASE STATEMENT / NOTICE OF AWARD

Agency: Capital Development Board Point of Contact: Heather Oxley

Location of Emergency: Logan Correctional Center

Vendor: Dewberry Engineers, Inc. (34127)

Address: 401 S.W. Water Street, Suite 701 City: Peoria State: IL Zip: 61602

### Emergency Purchase Details

Emergency Category (select the appropriate option(s) from the checklist below):

- Involving threat to public health or public safety
- Immediate expenditure is necessary for repairs to State property to protect against further loss or damage
- To prevent or minimize serious disruption in critical State services that affect health, safety, or collection of substantial State revenues
- To insure integrity of State records

Describe the scope of the emergency. Show justification for the need of an emergency contract, the selection of the vendor, and explain why the need for work cannot be met through a competitive process:

The Illinois Department of Corrections has requested that the Capital Development Board provide assistance in seeking emergency purchases for the expedited repair of certain electrical failures at Logan Correctional Center. During a storm on April 8, 2020, it is believed Logan Correctional Center received a power surge when thirty-two Ameren poles were damaged. This power surge blew apart a high voltage line in an electrical vault that supplies power to Housing Unit 14. During this explosion, another high voltage cable's insulation was damaged that is currently supplying re-routed power to the Health Care Unit, Gymnasium and Vocational School at the facility. This damaged area in the loop has been isolated resulting in loss of power to Housing Unit 14. Currently all of the buildings are back on normal power except for Housing Unit 14 which is being powered by a rented generator. Additionally, the facility has concern about water filling up the vault and shorting the previously storm-damaged hot cables and causing further damage. There has been a temporary sump pump to remove water to prevent the water level from reaching the cable. Should another power failure occur, the facility would not be able to restore power to the loop as they have lost redundancy.

This project began through an Emergency Selection of an Architect/Engineer ("A/E"); this exempts the selection from a 14-day solicitation required through Qualifications-Based Selection ("QBS"). Considering the time frames needed for the selection, negotiation and execution of an A/E contract, followed by bidding and award procedures an assessment and repairs to the electrical system at Logan Correctional Center under the existing processes would likely not begin for several months. For this reason, emergency purchases are necessary for Architect/Engineer services to assess, provide recommendations and design electrical repair work as quickly as possible in order to protect against the threat to public health and safety and to minimize a serious disruption in critical State services. Dewberry Engineers, Inc., located in Peoria, IL was selected to provide architect/engineering services as they have the necessary experience for this work, they are working on a different project at the same site and they can respond immediately to this request for emergency services.

Describe the scope of work or services provided to include special limitations, conditions and incorporated documents:

The scope provides for assessing damage to the high voltage electrical loop, testing cable, testing generator switchgear and designing emergency repairs to restore utility power to affected areas. Incorporated documents include the March 2009 Standard Documents for Construction & Supplement and the March 2009 Design and Construction Manual & Supplement. Services provided under this procurement should not exceed \$50,000.00, which is a place-holder prior to entering into a Professional Services Agreement, without prior authorization from the Capital Development Board in consultation with the Chief Procurement Office. Final Actual Costs will be reported upon project completion and project close-out.



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Was authorization to proceed verbally given?  Yes  No, receipt of this signed Notice authorizes the vendor to begin work

Expected Start Date: Apr 16, 2020 Estimated End Date: Jul 14, 2020

Amount of this expenditure is: \$75,000.00 Actual or Estimated: Estimated

#### Signatures

I am making this statement and providing it to the CPO Office, the Auditor General, and the Procurement Policy Board in compliance with the Illinois Procurement Code and within 10 days after award of the contract.

I have authorized the emergency procurement in accordance with the requirements of the Illinois Procurement Code (30 ILCS 500) and the applicable administrative rule. I know and understand the contents of this statement and all statements herein are true and correct to the best of my knowledge.

Agency Signature: **Chris Miles** Digitally signed by Chris Miles  
Date: 2020.04.16 08:59:29 -05'00' Title: Executive II

SPO/CPO Signature: **GERALD STEVEN BURLINGHAM** Digitally signed by GERALD STEVEN  
BURLINGHAM  
Date: 2020.04.16 09:10:14 -05'00' Date: Apr 16, 2020



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### EMERGENCY PURCHASE EXTENSION

Agency: Capital Development Board Point of Contact: Heather Oxley

Location of Emergency: Logan Correctional Center

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### Extension Justification

Original Emergency Term Start Date: Apr 16, 2020 Original Emergency Term End Date: Jul 14, 2020

Amount of original: \$50,000.00 (Place-Holder) Actual or Estimated: Estimated

Extension Hearing Date: Jun 30, 2020 Requested Extension End Date: Jun 30, 2022

Amount of extension expenditure: TBD Actual or Estimated: \_\_\_\_\_

Describe the scope of the original emergency (supply, service, etc.):

The original scope of work provided for assessing damage to the high voltage electrical loop, testing cable, testing generator switchgear and designing emergency repairs to restore utility power to affected areas.

Describe the scope of the extension (supply, service, etc.). Show justification for extending the original emergency contract, and explain why the extension need cannot be met through a competitive process:

After further assessment of the electrical damage and review of all various options for repairs, the scope of work now includes design services for replacing all Medium Voltage distribution cables from the Gatehouse switch to the 'X-House' switch, replacing the switches at the Gatehouse and Building #14, and replacing the transformer at Building #14. This will eliminate all splices and all existing cables in this portion of the loop which are likely compromised. This would add cable replacement from MH #E6 (Near Segregation Housing Unit #14) to the switch at the "X-House" to eliminate a splice to cable that is likely compromised. Additionally, an evaluation is still needed to determine whether existing duct work can be re-used or boring of new ducts is needed. Supervising maintenance and fueling of existing three Rental generators is also part of scope. Execution of scope calls for getting the generators off affected buildings as soon as possible. Construction services for electrical repair work at the Logan Correctional Center was originally procured under an emergency declaration. Because of the complexity of the project, the originally selected contractor chose to no longer participate because they did not have the expertise, staff or resources to complete the work under a time and material contract. Due to the complexity of the project and time needed for contractors to put together competitive proposals, it was decided that this project will now be bid through regular processes. Currently, generators remain in place to power all buildings affected by the storms that caused the initial power outages. The project team has provided a rough schedule for work to include bidding, construction and close-out. The time-line for completion allows for 6 months of construction once an authorization to proceed is issued. Bidding is anticipated to take place in July of 2020 with an authorization to proceed issued no later than October of 2020 with an emphasis on expediting this process. All efforts to expedite an authorization to proceed will be put forth, subject to any processes that must be followed. Based on the schedule, CDB is requesting an emergency purchase extension through June 30, 2022 to allow for bidding, completion of construction work, including any unforeseen conditions, weather-related delays and lead-times, as well as complete close-out of the project and the nine-month walk-through as required by the general conditions of the contract. Although this procurement was declared an emergency, CDB feels the the requested end date is reasonable considering all regular performance/procurement requirements are to be followed including regular bidding processes, the construction schedule provided by the project team, and the general conditions of the Professional Services Agreement. CDB requires Dewberry Architect's continued participation to ensure proper documentation, observation during construction and assistance with Final Acceptance/Closeout of this project.



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Term of emergency procurement shall not exceed 90 days. Contract may be extended beyond 90 days if CPO determines additional time is necessary; however, prior to execution of extension, CPO must hold a public hearing and provide written description

#### Signatures

I am requesting an extension of the requested emergency contract. I know and understand the contents of this statement and all statements herein are true and correct to the best of my knowledge.

Agency Signature: Chris Miles Digitally signed by Chris Miles  
Date: 2020.06.10 11:45:21 -05'00' Title: Executive II

#### Hearing Disposition

Hearing Date:  Hearing Location:

The State posted to the Illinois Procurement Bulletin a description of the State's need, the justification for emergency extension, and information regarding opportunity to submit comments and testify at a public hearing.

Notice of the hearing was posted to the Illinois Procurement Bulletin at least (14) days in advance of hearing and was also posted outside the hearing room no less than two business days prior to the hearing. The hearing was held to hear testimony and receive comments on extending the procurement.

Hearing Narrative:

#### Signatures

Hearing Officer recommends approval of the extension request.

Hearing Officer  
Signature: \_\_\_\_\_ Date: \_\_\_\_\_

After a complete review of the circumstances relating to the need for extending the existing emergency contract, CPO approval is given to extend for a period not to exceed  calendar days.

CPO Signature: \_\_\_\_\_ Date: \_\_\_\_\_

## NOTICE OF HEARING

  X   Emergency Extension

The Office of the Chief Procurement Officer for the Capital Development Board will hold a public hearing to hear testimony and receive comments on the proposed emergency contract(s) extensions as described below.

Details of the proposed contract, justification for the Agency to contract in this way and the hearing procedure can be found at <https://www2.illinois.gov/cdb/procurement/Pages/EmergencyProcurementContracts.aspx>

### HEARING DETAILS

DATE: Tuesday, June 30, 2020

TIME: 2:00 p.m.

LOCATION: via WebEx teleconference

Those who wish to attend this hearing via WebEx teleconference please call the number below:

1-312-535-8110

Meeting Access # 133-900-0233

### HEARING CONTACT PERSON

NAME: Gerald Burlingham

TITLE: State Purchasing Officer, Illinois Capital Development Board

ADDRESS: 401 S. Spring St., Springfield, IL 62706

PHONE: 217-836-0185

FAX: 217-558-1399

E-MAIL: [gerald.burlingham@Illinois.gov](mailto:gerald.burlingham@Illinois.gov)

### TESTIMONY

Anyone wishing to testify—please notify the HEARING CONTACT PERSON of desire to testify in advance if possible.

### PROPOSED CONTRACT(S) SUBJECT OF THIS HEARING

Dewberry Engineers, Inc.

Electrical Repairs, Logan Correctional Center. CDB# 120-135-074



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Term of emergency procurement shall not exceed 90 days. Contract may be extended beyond 90 days if CPO determines additional time is necessary; however, prior to execution of extension, CPO must hold a public hearing and provide written description

#### Signatures

I am requesting an extension of the requested emergency contract. I know and understand the contents of this statement and all statements herein are true and correct to the best of my knowledge.

Agency Signature: Chris Miles Digitally signed by Chris Miles  
Date: 2020.06.10 11:45:21 -05'00' Title: Executive II

#### Hearing Disposition

Hearing Date: Jun 30, 2020 Hearing Location: via WebEx from multiple remote locations.

The State posted to the Illinois Procurement Bulletin a description of the State's need, the justification for emergency extension, and information regarding opportunity to submit comments and testify at a public hearing.

Notice of the hearing was posted to the Illinois Procurement Bulletin at least (14) days in advance of hearing and was also posted outside the hearing room no less than two business days prior to the hearing. The hearing was held to hear testimony and receive comments on extending the procurement.

Hearing Narrative:

A hearing was conducted with the following attendees: Chris Miles, CDB Emergency Coordinator; Amber Evans, CDB Programming; Heather Oxley, CDB Project Manager. The PM provided a current Status. Due to the complexity of the project and time needed for potential contractors to develop competitive proposals, it was decided that this project would be bid through normal procurement processes.

Currently, generators rented by the Dept of Corrections, remain in place to power all buildings affected by the power outages. The project team has provided a rough schedule for work to include bidding, construction and close-out. The time-line for completion allows for 6 months of construction once an authorization to proceed is issued.

Bids will be due on July 22, 2020 and opened via WebEx on July 24, 2020. Authorization to proceed is anticipated to be issued before October of 2020 and all efforts to expedite this project will be put forth, subject to any process requirements.

Once pre- construction meetings have been conducted and material lead times have been established a final schedule can be developed.

CDB is requesting an emergency purchase extension through June 30, 2022 to allow for bidding, completion of construction work, any unforeseen conditions, weather-related delays and lead-times, as well as complete close-out of the project and the nine-month walk-through as required by the general conditions of the contract.

Currently a contract with Dewberry Engineers, Inc. for \$98,060.00 is in place, and no contract modifications are anticipated at this time.

The CPO will agree to extend Dewberry Engineers, Inc. contract to expire on June 30, 2021. When a final construction schedule is established and a substantial completion date can be determined, another extension hearing will be conducted to establish the new contract end date.



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#### Signatures

Hearing Officer recommends approval of the extension request.

Hearing Officer Signature: GERALD STEVEN BURLINGHAM Digitally signed by GERALD STEVEN BURLINGHAM Date: 2020.07.01 10:11:12 -05'00' Date: Jul 1, 2020

After a complete review of the circumstances relating to the need for extending the existing emergency contract, CPO approval is given to extend for a period not to exceed 351 calendar days.

CPO Signature: Arthur L Moore Digitally signed by Arthur L Moore Date: 2020.07.01 15:46:33 -05'00' Date: Jul 1, 2020