

EMERGENCY PURCHASE AFFIDAVIT

Reference # 120-215-063

Chief Procurement Officer (CPO) making a procurement under Illinois Procurement Code (30 ILCS 500/20-30) shall file affidavit with Procurement Policy Board and Auditor General within 10 days.

Agency: Capital Development Board Division:

Address: 401 South Spring Street

City: Springfield State: IL Zip: 62706

Vendor #1: J.L. Adler Roofing & Sheet Metal, Inc.

Address: 779 Joyce Road

City: Joliet State: IL Zip: 60436

State of Illinois)
: SS
County of Sangamon

I, Gus Behnke being duly sworn, solemnly swear and affirm that I am Chief Fiscal Officer.

I have authorized the emergency procurement in accordance with standards as established by law and rule in fulfillment of the emergency purchase affidavit provisions of Illinois Procurement Code [30 ILCS 500/20-30] as follows.

- ☒ Involving threat to public health or public safety.
☒ Immediate expenditure is necessary for repairs to State property to protect against further loss of 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
☐ Quick purchase as provided by Section 20-30 (d) of the Illinois Procurement Code

The conditions and circumstances requiring this emergency purchase, including reason for selection of the particular contractor are:

The Sheridan Correctional Center located in Sheridan, LaSalle County, Illinois is experiencing multiple water leaks in Building C-3 (Chapel/Health Care Unit/Offices/Records Room/Pharmacy) causing saturated and falling ceilings as well as leaking in light fixtures and electrical panels. Poor roofing conditions must be repaired immediately to avoid further structural damage as well as damage to interior furnishings inside the building. In addition, the continuance of water leaks inside the building raises concerns over the health and safety of personnel and inmates. An emergency purchase is necessary to provide repair work before winter and to ensure uninterrupted operations at the facility.

Vendor #1 J.L. Adler Roofing & Sheet Metal, Inc. will provide labor and material for the roofing replacement work as specified by the architect/engineer of record and as approved by CDB. Vendor #1 was selected because they initially provided the lowest responsive and responsible bid for the same scope of work prior to the suspension of the project due to lack of funding, their knowledge of the facility and current conditions and their availability to perform immediately with the necessary manpower ensure the building is watertight prior to winter.

Considering the time frames needed for standard bidding procedures, roof replacement work at the Sheridan Correctional Center under the existing processes would likely not begin for several months. For this reason, an emergency purchase is necessary in order to prevent a threat to public health and safety, protect against further loss of or damage to State property, to prevent or minimize serious disruption in critical State services and to ensure the integrity of State records.

Vendor #1 Expected Start Date: 11/01/2016 Expected End Date: 01/29/2017

Extension of previous emergency purchase: ☐ Yes or ☒ No

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.

Vendor #1 Amount of this expenditure is: \$ Actual or \$ 600,000.00 *Estimated

*When only an estimate of cost is available, the actual cost shall be reported immediately after it is determined.

I am duly authorized to make this affidavit. I know and understand the contents of this affidavit and all statements herein are true and correct. This affidavit is made pursuant to and in fulfillment of the requirements of Illinois Procurement Code [30 ILCS 500/20-30].

Gus Behrman

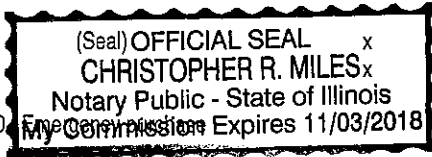
Signature of Affiant

Subscribed and sworn before me this 1st day of November 2016.

Christopher R Miles

Notary Public

My Commission expires: 11/3/18



Section 20-30

(a) Conditions for use. In accordance with standards set by rule, a purchasing agency may make emergency procurements without competitive sealed bidding or prior notice when there exists a threat to public health or public safety, or when immediate expenditure is necessary for repairs to State property in order to protect against further loss of or damage to State property, to prevent or minimize serious disruption in critical State services that affect health, safety, or collection of substantial State revenues, or to ensure the integrity of State records; provided, however, that the term of the term of the emergency purchase shall be limited to the time reasonably needed for a competitive procurement, not to exceed 90 days. A contract may be extended beyond 90 days if the chief procurement officer determines additional time is necessary and that the contract scope and duration are limited to the emergency. Prior to the execution of the extension, the chief procurement officer must hold a public hearing and provide written justification for all emergency contracts. Members of the public may present testimony. Emergency procurements shall be made with as much competition as is practicable under the circumstances. A written description of the basis for the emergency and reasons for the selection of the particular contractor shall be included in the contract file.

(b) Notice. Notice of all emergency procurements shall be provided to the Procurement Policy Board and published in the online electronic Bulletin no later than 3 business days after the contract is awarded. Notice of intent to extend an emergency contract shall be provided to the Procurement Policy Board and published in the online electronic Bulletin at least 14 days before the public hearing. Notice shall include at least a description of the need for the emergency purchase, the contractor, and if applicable, the date, time and location of the public hearing. A copy of this notice and all documents provided at the hearing shall be included in the subsequent Procurement Bulletin. Before the next appropriate volume of the Illinois Procurement Bulletin, the purchasing agency shall publish in the Illinois Procurement Bulletin a copy of each written description and reasons and the total cost of each emergency procurement made during the previous month. When only an estimate of the total cost is known at the time of publication, the estimate shall be identified as an estimate and published. When the actual total cost is determined, it shall also be published in like manner before the 10th day of the next succeeding month.

(c) Affidavits. A chief procurement officer making a procurement under this Section shall file affidavits with the Procurement Policy Board and the Auditor General within 10 days after the procurement setting forth the amount expended, the name of the contractor involved, and the conditions and circumstances requiring the emergency procurement. When only an estimate of the cost is available within 10 days after the procurement, the actual cost shall be reported immediately after it is determined. At the end of each fiscal quarter, the Auditor General shall file with the Legislative Audit Commission and the Governor a complete listing of all emergency procurements reported during that fiscal quarter. The Legislative Audit Commission shall review the emergency procurements so reported and, in its annual reports, advise the General Assembly of procurements that appear to constitute an abuse of this Section.

(d) Quick purchases. The chief procurement officer may promulgate rules extending the circumstances by which a purchasing agency may make purchases under this Section, including but not limited to the procurement of items available at a discount for a limited period of time. (Source: P.A. 90-572, eff. date - See Sec. 99-5.)

For continuation if necessary:

Reference # 120-215-063

Emergency Memorandum

To: Capital Programs
Capital Development Board

From: Jared Brunk JB

Date: November 1, 2016

Subject: Emergency Purchase Request

The Illinois Department of Corrections is requesting that the Capital Development Board take action to procure, on an emergency basis, one or more contracts to address an emergency need of the State.

This situation meets the following condition(s) for use as set forth in 30 ILCS 500/20-30:

- Yes There exists a threat to public health or public safety.
- Yes Immediate expenditure is necessary for repairs to State property in order to protect against further loss or damage.
- Yes It is necessary to prevent or minimize serious disruption in critical State services that affect health, safety, or the collection of substantial state revenues.
- No It is necessary to insure the integrity of State records.

Specific justification for the emergency conditions listed above are as follows:

(Please attach relevant documentation)

The Sheridan Correctional Center located in Sheridan, LaSalle County, Illinois is experiencing multiple water leaks in Building C-3 (Chapel/Health Care Unit/Offices/Records Room/Pharmacy) causing saturated and falling ceilings as well as leaking in light fixtures and electrical panels. Poor roofing conditions must be repaired immediately to avoid further structural damage as well as damage to interior furnishings inside the building. In addition, the continuance of water leaks inside the building raises concerns over the health and safety of personnel and inmates. An emergency purchase is necessary to provide repair work before winter and to ensure uninterrupted operations at the facility.

I am Jared Brunk and serve as the Chief Financial Officer for the Illinois Department of Corrections.

(Please give official title and office.)

We understand that CDB will coordinate with its CPO who will make all appropriate postings to the Procurement Bulletin and will file all necessary affidavits and updates with the Auditor General.



Chief Procurement Office Capital Development Board
Art Moore, Chief Procurement Officer

August 30, 2017

Ms. Katie Antonacci
Office of the Auditor General
Iles Park Plaza
740 East Ash
Springfield, Illinois 62703

RE: Notification of Final Actual Costs for project number 120-215-063

Dear Ms. Antonacci:

Attached please find an Emergency Purchase Affidavit, with a final actual cost of \$656,171.75 for an emergency project undertaken by the Capital Development Board ("CDB").

The Sheridan Correctional Center located in Sheridan, LaSalle County, Illinois was experiencing multiple water leaks in building C3 which housed the Chapel, Health Care Unit, Offices, Records Room and Pharmacy. Poor roofing conditions required immediate repairs to avoid further structural damage as well as to avoid further damage to interior furnishings inside the building. An emergency purchase was necessary to provide repair work before winter and to ensure uninterrupted operations at the facility. J.L. Adler Roofing & Sheet Metal, Inc. (Adler) was selected to provide labor and material for the roofing replacement work as specified by the architect/engineer of record and as approved by CDB. Adler was selected because of their knowledge of the facility, its current conditions, and their availability to perform immediately with the necessary manpower to ensure the building is watertight prior to winter as they were currently working at this facility performing similar work on a similar project. The final actual cost for their services was \$656,171.75. IPB reference number for this emergency procurement is 22039697.

The emergency was declared under under the provisions of Title 44 Illinois Administrative Code, and Section 20-30 of the Illinois Procurement Code [30 ILCS 500/20-30]. If you have any questions, please contact me at (217)-836-0185

Sincerely,

Gerald S. Burlingham
State Purchasing Officer – Capital Development Board

encl

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318 Stratton Office Building
Springfield, Illinois 62706
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(217) 558-1399 Facsimile