

REVISED EMERGENCY PURCHASE AFFIDAVIT

Reference # 291-221-017

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: Graham & Hyde Architects, Inc. (25902)

Address: 1010 Clocktower Drive

City: Springfield State: IL Zip: 62704

Vendor #2: Designed Roofing Systems, Inc. (20360)

Address: 4850 Jeffory Street

City: Springfield State: IL Zip: 62703

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 Illinois State Police (ISP) Training Academy located in Springfield, Illinois is experiencing multiple water leaks as a result of a failed roofing system. Several attempts at short term repairs have been made, including patching and the use of a tarp to keep rain water from entering the building, but recent rains have caused the roof to further deteriorate, exposing furnishings, records and equipment to further damage. Additionally, what appears to be mold growth causes a serious concern for the health and safety of the building occupants and public. Repairs are needed immediately in order to prevent further damage to the building and its furnishings and records, to minimize serious disruption in critical state services and to protect against the threat to public health and safety.

Vendor #1 has been selected to provide an abbreviated specification and observation of construction for replacing approximately 50,000.00 square feet of EPDM roofing and any necessary attendant accessories. Vendor #1 was chosen because of their experience, proximity to the site and positive performance on prior CDB projects.

Vendor #2 provided the lowest responsive and responsible quote and will provide labor and material for roof replacement work as specified by Vendor #1. Several firms were invited to provide quotes, based on their availability, expertise, experience and location.

Considering the time frames needed for the negotiation and execution of an A/E contract, design and standard bidding procedures, repairs at the Illinois State Police Training Academy under the existing processes would likely not begin for several months. For this reason, emergency purchases are necessary to ensure the replacement of the roof is conducted in an expedited manner.

Vendor #1 Expected Start Date: April 7, 2017 Expected End Date: July 5, 2017

Vendor #2 Expected Start Date: May 16, 2017 Expected End Date: July 5, 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 \$ 93,300.00 *Estimated

Vendor #2 Amount of this expenditure is: \$ _____ Actual or \$ 645,550.00 *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].

Greg Berlinski
Signature of Affiant

Subscribed and sworn before me this 17th day of May 20 .

Christopher R Miles
Notary Public



My Commission expires: 11/3/18

Section 2030. Emergency Purchase

(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 # 291-221-017

This Affidavit revises the Affidavit dated April 7, 2017 by adding Vendor #2 name and cost estimate as well as a more accurate cost estimate for Vendor #1 as negotiated via a Professional Services Agreement.

State of Illinois Chief Procurement Office for the Capital Development Board
Emergency Extension Justification / Disposition Form (Part I)

(To be posted with Notice of Hearing) SPO Initials ASB

Requesting Agency/University: Capital Development Board

Project Title: Roof Replacement

Department/Bureau/Section: Construction

291-221-017

Name of Requestor: Ed James

IPB Reference #: _____

PBC Reference #: _____

VENDOR/VALUE:

Vendor: Design Roofing, Inc.

Value of Proposed Emergency Extension: N/A Time Extension Only

Value is: Actual

Estimated

TERM:

This proposed emergency extension is is not expected to last beyond 90 calendar days.

Emergency Contract End Date:

07/05/2017

Proposed Emergency Extension Contract Start Date:

07/06/2017

Proposed Emergency Extension Contract End Date:

10/01/2017

FUNDING:

Select the type of funding to be used:

Federal State Appropriated State Grant Other (Explain): _____

EMERGENCY CRITERIA:

- There exists a threat to public health or safety (including the health or safety of any particular person)
- Immediate expenditure is necessary for repairs to State property in order 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 ensure the integrity of State records
- Equipment or services are necessary in the furtherance of covert activities lawfully conducted by a State agency
- Immediate action is necessary to avoid lapsing or loss of federal or donated funds
- The need for items to protect or further State interests is immediate and use of other competitive source selection procedures under the Code and Rules cannot be accomplished without significant risk of causing serious disadvantage to the State
- Other Explain: _____

Provide a brief description of the supply or service required:

Replacement of approximately 46,000 S.F. of roofing. New roofing system to be installed consists of single-ply EPDM over high density polyisocyanurate coverboard, polyisocyanurate insulation.

Provide a detailed explanation of the emergency need for the supply or service. Include circumstances to the State if the contract extension is not granted.

Existing Roof leaking badly. Interior finishes and equipment getting damaged by water infiltration thru failed roofing system.

What efforts have been made to bring this contract to conclusion?

Contractor has received Authorization to Proceed on May 16, 2017. Pre-Construction Meeting held on May 23, 2017. Contractor has given CDB an approved construction schedule. Work beginning 05/25 weather permitting.

HISTORY:

Starting with the most recent contract and working backward, list the entire relationship with this vendor for this supply or service including each contract term, value, and procurement method. Please add lines if necessary, following same format.

List Most Recent to First Contract	Contract Start Date	Contract End Date	Value	Procurement Method
Current	04/07/2017	07/05/2017	738,850.00	Emergency Purchase
Previous				
Previous				
Previous				
Previous				

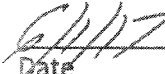
AGENCY REPRESENTATIVE SIGNATURE (REQUIRED):


I know and understand the contents of this Emergency Extension Justification and attest that all statements are true and accurate.


Agency Representative Signature


Printed Name


Title


Date


Telephone Number


E-Mail Address

State Purchasing Officer Signature (Required)

M. S. Zup, CPPO
State Purchasing Officer Signature
217-836-0185
Telephone Number

Gerald S. Burlington 02 June 17
Printed Name Date
gerald.burlington@illinois.gov
E-Mail Address

State of Illinois Chief Procurement Office for the Capital Development Board

NOTICE OF HEARING

 X Emergency Extension

The Office of the Chief Procurement Officer will hold a public hearing to hear testimony and receive comments on the proposed contract(s) 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 www.purchase.state.il.us/. Click "Illinois Bid" and enter Procurement Bulletin Reference # in the search box.

HEARING DETAILS

DATE: June 20, 2017
TIME: 10:30 A.M.
LOCATIONS: 401 S. Spring St.
3rd Floor, Conference Room A, Stratton Building
Springfield, IL 62706

For those wishing to attend via teleconference:
Call in: 1-(888)-494-4032
Access Code: 1079279306

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

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

Agency: Illinois Capital Development Board

Vendor: Design Roofing Systems, Inc.

Brief Descriptions: 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 extension of the emergency procurement contracts for Graham & Hyde Architects, Inc. and Design Roofing Systems, Inc. who are providing design and construction services for roof repairs at the Illinois State Police Training Academy.
CDB Project # 291-221-017

Procurement Bulletin Reference: 22040594

State of Illinois Chief Procurement Office for the Capital Development Board

(To be posted with Notice Addendum after Hearing)
HEARING DISPOSITION

Requesting Agency/University: CDB

Project Title: Roof Replacement ISP
Academy

Department/Bureau/Section: CDB/CPO

Project #: 291-221-017

Hearing Date/Time: 10:30 a.m., June 20, 2017

IPB Reference #: 22040594

Hearing Location: Wm. Stratton Building, 3rd FL

PBC Reference #: N/A

Conference Room A.

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 at least (14) days in advance of hearing and was also posted outside the hearing room no less than 48 hours prior to the hearing.

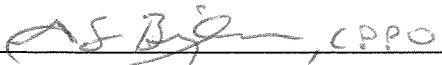
A Public Hearing was held on June 20, 2017 at 10:30 a.m. to hear testimony and receive comments on extending the emergency procurement for Design Roofing Systems, Inc. (DSR) who are providing construction services to replace the roofing system at the Illinois State Police Academy A recording of the hearing is available and will be published online.

Jerry Norris, CDB Project Manager, provided a current status of the project.

Status: Work was prioritized into 5 areas. The top 3 priority areas covering the cadet dormitory buildings, approx. 23,000 sf of roof have been completed.

The extension request asked that the emergency contracts for Design Roofing Systems, Inc. and Graham & Hyde Architects, Inc. be extended until October 1, 2017. SPO Burlingham stated that since the stop work notices have been issued, eventually DSR will begin to demobilize which will affect the construction schedule. He recommended an additional 30 days be allowed to accommodate the upcoming demobe/remobe process so as not to create additional strain to the construction schedule. All in attendance concurred and a Change Order to extend DSR's contract to November 1, 2017 will be submitted. The A/E contract for Graham & Hyde Architects, Inc. expires on July 5, 2017. A MOD to extend their contract to November 1, 2017 will be necessary as well. All attendees were asked if they had any additional comments or concerns. No other persons offered testimony or comments on this project.

Hearing Officer Jerry Burlingham recommends extending both DSR, Inc. and Graham & Hyde, Inc. contracts until November 1, 2017 to allow ample time for project completion and final billing documents to be submitted.

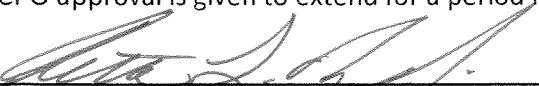


State Purchasing Officer, Hearing Officer

20 June 17

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 132 days.



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

6/20/17

Date

REVISED EMERGENCY PURCHASE AFFIDAVIT (FINAL COST)

Reference # 291-221-017

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: Graham & Hyde Architects, Inc. (25902)

Address: 1010 Clocktower Drive

City: Springfield State: IL Zip: 62704

Vendor #2: Designed Roofing Systems, Inc. (20360)

Address: 4850 Jeffory Street

City: Springfield State: IL Zip: 62703

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 Illinois State Police (ISP) Training Academy located in Springfield, Illinois is experiencing multiple water leaks as a result of a failed roofing system. Several attempts at short term repairs have been made, including patching and the use of a tarp to keep rain water from entering the building, but recent rains have caused the roof to further deteriorate, exposing furnishings, records and equipment to further damage. Additionally, what appears to be mold growth causes a serious concern for the health and safety of the building occupants and public. Repairs are needed immediately in order to prevent further damage to the building and its furnishings and records, to minimize serious disruption in critical state services and to protect against the threat to public health and safety.

Vendor #1 has been selected to provide an abbreviated specification and observation of construction for replacing approximately 50,000.00 square feet of EPDM roofing and any necessary attendant accessories. Vendor #1 was chosen because of their experience, proximity to the site and positive performance on prior CDB projects.

Vendor #2 provided the lowest responsive and responsible quote and will provide labor and material for roof replacement work as specified by Vendor #1. Several firms were invited to provide quotes, based on their availability, expertise, experience and location.

Considering the time frames needed for the negotiation and execution of an A/E contract, design and standard bidding procedures, repairs at the Illinois State Police Training Academy under the existing processes would likely not begin for several months. For this reason, emergency purchases are necessary to ensure the replacement of the roof is conducted in an expedited manner.

Vendor #1 Expected Start Date: April 7, 2017 Expected End Date: October 3, 2017

Vendor #2 Expected Start Date: May 16, 2017 Expected End Date: October 3, 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: \$ 84,015.81 Actual or \$ _____ *Estimated

Vendor #2 Amount of this expenditure is: \$ 646,971.29 Actual or \$ _____ *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].

Guo Berman
Signature of Affiant

Subscribed and sworn before me this 31st day of October 20 17.

Christopher A Miles
Notary Public



My Commission expires: 11/3/18

Section 20-30. Emergency purchases.

(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 # 291-221-017

This Affidavit revises the Affidavit dated May 17, 2017 to provide final cost amounts for Vendor #1 and Vendor #2 as well as actual completion dates.