



## Notice of Hearing for Emergency Purchases

**Emergency Purchase Number:** EA15-03

**Office/Division:** Division of Highway - District 6

**Address:** 126 East Ash Street  
Springfield, IL 62704

Chief Procurement Officer: Bill Grunloh

**Vendor:** Sangamo Construction Co.

**Address:** 2100 E. Moffat Ave.  
Springfield, IL 62707

**Date of Public Hearing:** February 23, 2015      **Time of Public Hearing:** 9:00 am (CST)

**Location of Public Hearing:** Illinois Department of Transportation  
Room 200 Hanley Building  
2300 S. Dirksen Parkway  
Springfield, IL 62764

Estimated Cost: \$1,000,000.00

This expenditure is justified as:

- An emergency involving public health.
- An emergency involving public safety.
- Necessary to protect State property from further loss or damage.
- Necessary to prevent or minimize serious disruption in State services.
- Necessary 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 expenditure are:

The Chief Procurement Officer for the Department of Transportation, Highway Construction, is holding a public hearing to hear testimony and receive comments on an emergency extension beyond ninety (90) days to complete the work regarding the emergency bridge repair of the bridge carrying US 67 / IL 100 over the Illinois River at Beardstown, IL. Due to the freezing of the bearings and as a result of the expansion and contraction, the angles supporting the verticals cracked directly above the bearings. The original Emergency Affidavit and Notice of Award are attached.

The hearing is scheduled for Monday, February 23, 2015 at 9:00 am (CST) in room 200 of the Hanley Building in Springfield, Illinois.



EMERGENCY PURCHASE AFFIDAVIT

Reference # EA 15-03

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: Illinois Department of Transportation Division: Highways / Region 4 / District 6

Address: 126 E Ash

City: Springfield State: IL Zip: 62707

Vendor: Sangamo Construction Co.

Address: 2100 E Moffat Ave

City: Springfield State: IL Zip: 62702

State of Illinois )
: SS
County of Sangamon )

I, Roger L. Driskell, being duly sworn, solemnly swear and affirm that I am Deputy Director, Illinois Department of Transportation.

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.

- Checkboxes for emergency purchase reasons: 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 District was notified by Bureau of Bridges & Structures (BBS) on November 13, 2014 that the major bridge carrying US 67 / IL 100 over the Illinois River at Beardstown appears to have unstable conditions at the rocker bearings. The bearings appear to be frozen and as a result of expansion and contraction, the angles supporting the verticals have cracked directly above the bearings. Due to this condition, the BBS required the District to post the bridge at a 15 Ton limit until permanent repairs can be made. The District immediately contacted the Central Bureau of Operations (November 14, 2014) and requested to proceed with an emergency contract and obtain emergency funding for necessary repairs to stabilize the bridge and make it safe for the traveling public and allowing legal loads. A press release was sent out the same day notifying the public of the proposed load restriction. Load Postings and truck detours were signed the following Monday. Since then IDOT has received numerous complaints on the social and economic impacts of the load posting. Our Day Labor forces are currently taking initial actions to stabilize the structure until this emergency contract can be initiated and get eight new bearings fabricated and installed as soon as possible. Utilizing the emergency procurement process will ensure the protection of life, health, and safety of the traveling public and prevent the future loss of state property.

Verbal approval to proceed with emergency affidavit contract and allowing the use of emergency funds was given on November 19, 2014.

The four bid amounts received are as follows:

- UCM (Freesen) = No Bids Received
Halverson = \$488,966.00
Sangamo Construction = \$382,747.35
Mid West Foundation Corp. = \$805,053.00

Sangamo Construction Co. was selected to do the work since they gave the best bid for doing the work in a timely manner.

(Continue on next page if necessary)

Expected Start Date: December 4, 2014 Expected End Date: March 1, 2014

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.

Contract Amount: \$ Actual or \$1,000,000 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].

Roger Z. Brubaker  
Signature of Affiant

Subscribed and sworn before me this 5<sup>th</sup> day of December 20 14.



x  
x  
x

Melissa L. Bullock  
Notary Public

My Commission expires: 8/1/2017

Approved: Callie Caten 12/5/14  
Chief Procurement Officer/State Purchasing Officer Date

Section 20-30. 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 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 # EA 15-03

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