Illinois Department of Transportation

Notice of Award for Emergency Purchases

Emergency Purchase Number: EA 14-02

Office/Division: Division of Highways - District 8

Address: 1102 Eastport Plaza Drive
Collinsville, IL 62234

Chief Procurement Officer: Bill Grunloh

Vendor: Traffic Control Company

Address: 601 North Eighth St.
Valley Park, MO 63088

Estimated Cost: $200,000.00 **Final Cost:**

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:

Recent heavy rains followed by freezing temperatures have resulted in extensive pavement surface failures in the right lane of both northbound and southbound I-57 in Marion County from the Jefferson County Line to approximately 9.5 miles north. The purpose of this work consists of providing traffic control.

The Department received numerous reports of extensive pavement failures on December 21, 2013. Upon inspection, the sector leadworker reported the same. District 8 Bureau of Operations did not have sufficient forces, equipment and traffic control devices to address the issues and contacted Traffic Control Company to set up lane closures and traffic control devices as required. The traffic control will remain in place until the Department is able to retain a Contractor to repair the pavement surface via a separate emergency contract. Due to the emergency nature of the desired response to ensure safety of the motoring public and emergency first responders, quotations were not solicited. As the issues arose Saturday before Christmas, Traffic Control Company was selected because they were the first to respond to our calls, are pre-qualified and experienced, plus have the manpower, staffing, and equipment to immediately mobilize and complete the project.

EMERGENCY PURCHASE AFFIDAVIT

Reference # EA14-02

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

Address: 1102 Eastport Plaza Drive

City: Collinsville State: IL Zip: 62234-6198

Vendor: Traffic Control Company

Address: 601 North Eighth Street

City: Valley Park State: MO Zip: 63088

State of Illinois)
: SS
County of Madison)

I, Jeffery L. Keirn, being duly sworn, solemnly swear and affirm that I am Deputy Director of Highways/Region 5 Engineer.

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:

Recent heavy rains followed by freezing temperatures have resulted in extensive pavement surface failures in the right lane of both northbound and southbound I-57 in Marion County from Jefferson County Line to approximately 9.5 miles north. The proposed work consists of providing traffic control.

The Department received numerous reports of extensive pavement failures on December 21, 2013. Upon inspection, the Sector leadworker reported the same. District 8 Bureau of Operations did not have sufficient forces, equipment and traffic control devices to address the issues and contacted Traffic Control Company to set-up lane closures and traffic control devices as required. The traffic control will remain in place until the Department

(Continue on next page if necessary)

Expected Start Date: December 21, 2013 **Expected End Date:** March 21, 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 $200,000 ☒ *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].

Jeffrey L. Keirn
Signature of Affiant

Subscribed and sworn before me this 23rd day of December 20 13.

Judy D Prather
Notary Public

"OFFICIAL SEAL"
(Seal) JUDY D PRATHER
Notary Public, State of Illinois
My Commission Expires 12/10/2017

x
x
x

My Commission expires: 12-10-2017

Approved: 12/23/13
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 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 14-02

is able to retain a Contractor to repair the pavement surface via emergency affidavit/contract. Due to the emergency nature of the desired response to ensure the safety of the motoring public and emergency first responders, quotations were not solicited. As the issues arose the Saturday before Christmas, Traffic Control Company was selected because they were first to respond to our calls, are pre-qualified and experienced, plus have the manpower, staffing, and equipment to immediately mobilize and complete the project.