



Notice of Award for Emergency Purchases

Emergency Purchase Number: EA18-03

Office/Division: Office of Highways - Project Implementation

Address: 819 Depot Ave
Dixon IL 61021

Chief Procurement Officer: Bill Grunloh

Vendor: Toppert Jetting Service

Address: 1350 10th Street
East Moline IL 61244

Estimated Cost: \$500,000 Final Cost:

This expenditure is justified as:

- Checked boxes for: An emergency involving public health, An emergency involving public safety, Necessary to protect State property from further loss or damage.

The conditions and circumstances requiring this emergency expenditure are:

Due to heavy rainfall received on 7/19/17 - 7/22/17, District 2 experienced extreme flooding and damage to IDOTs infrastructure .When the rivers rose, it backed up into the culverts and deposited mud and debris. Also, many of these river culverts are located near bluffs so when it rains heavily, tons of silt wash off of these bluffs into our culverts. As a result, we have several culverts that have silted in and it is beyond the abilites of our workforce to perform the needed work to clean them. If we do not get these culverts cleaned, the water will continue to flow over the pavement when it rains, causing dangerous conditions for the motoring public, as well as additional erosion issues along the highway. The culverts are located in Ogle and Rock Island Counties at the following locations:IL Route 2: Sta. 705+09, just south of Mud Creek. Culvert no. 1205 is a 48" RCP culvert with a 5'x5' drop structure on the upstream end. It is 64' in length. IL Route 2: Sta. 678+70, ~100' north of the Stronghold entrance. SN 071-1127 is a double 7'x3' box culvert. It is 125.5' in length and at a 35° skew. I-74/280: Approximate MP 6.5. Sta. 352+75 Culvert is 5'x3' and 180' in length. (water still needs to recede on this culvert). I-74/280 (just across the Henry Co. line): Approximate MP 8.0. Sta. 437+22 Culvert is a 12'x6' box culvert and 174' in length, on a 25° skew. (water still needs to recede on this culvert). IL 84 (near Hampton): 0.1 mile north of 12th Street (Illiniwek Park Entrance). Culvert is an AR 4'x4' box culvert and 40' in length. Sta. 409+00. IL 84 (near Hampton): Address 17410. Culvert is an AR 4'x4' box culvert and is 42' in length. Sta. 486+50. IL 84 (near Hampton): near 16th Street. Culvert is an AR quadruple 14'x6' box culvert and is 40' in length. Sta. 451+75 SN 081-2025. IL 84 (near Hampton): Fisherman's Corner area homes addresses: 16204: 1 - 18" x 36' Sta. 441+75; 16302: 2 - 22" x 25' and 1 - 12" x 25' Sta. 444+00; No

address: 2 – 22" x 25' 445+00; 16322: 2 – 22" x 25' Sta. 446+00; 16326: 2 – 22" x 25' Sta. 447+00; 16400: 2 – 22" x 25' Sta. 447+60; 16504: 2 – 72" x 65' Sta. 451+25.

Toppert Jetting Service was the contractor chosen to perform the emergency work on this project due to their bid amount submitted as well as our confidence in their ability to perform the work quickly and capably. The two other contractors contacted failed to submit a bid for the work.

Toppert Jetting Service, Martin Excavating, and Valley Construction were all contacted offering the opportunity to bid and to determine their availability to complete the work. All were contacted twice to determine if they would submit a bid.

Martin Excavating emailed and thanked us for the consideration, but stated that they would not be able to assist us at this time.

Valley Construction emailed and stated that they could not find a jetting type company free to do the job.

Toppert Jetting Service submitted a bid for \$69,500 and does not include disposal, water or traffic control, with the understanding that everything would be paid for on a time and material basis.

EMERGENCY PURCHASE AFFIDAVIT

Reference # EA18-03

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: Office of Highways - Project Implementation

Address: 819 Depot Ave

City: Dixon State: IL Zip: 61021

Vendor: Toppert Jetting Service

Address: 1350 10th Street

City: East Moline State: IL Zip: 61244

State of Illinois)
County of Lee)

I, Kevin Marchek, being duly sworn, solemnly swear and affirm that I am Region Two 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.

- Involved 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

Due to heavy rainfall received on 7/19/17 - 7/22/17, District 2 experienced extreme flooding and damage to IDOTS infrastructure. When the rivers rise, it backs up into the culverts and deposits mud and debris. Also, many of these river culverts are located near bluffs so when it rains heavily, tons of silt off of these bluffs runs down into our culverts. As a result, we have several culverts that have silted in and it is beyond the abilities of our workforce to perform the needed work to clean them. If we do not get these culverts cleaned, the water will continue to flow over the pavement when it rains, causing dangerous conditions for the motoring public, as well as additional erosion issues along the highway. The culverts are located in Ogle and Rock Island Counties at the following locations: IL Route 2: Sta. 705+09, just south of Mud Creek. Culvert no. 1205 is a 48" RCP culvert with a 5'x5' drop structure on

(Continue on next page if necessary)

Expected Start Date: August 22, 2017 Expected End Date: November 18, 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.

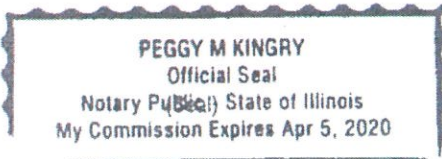
Contract Amount: \$ Actual or \$500,000 *Estimated.

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].

Signature of Affiant

Subscribed and sworn before me this 21st day of August 20 17



Signature of Notary Public

My Commission expires April 5, 2020

Approved: Chief Procurement Officer/State Purchasing Officer Date 8/21/17

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 # EA18-03

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