



# CHIEF PROCUREMENT OFFICE

## Art Moore, Capital Development Board

# HEARING CANCELLED

**No requests for comments were received.**

X Sole/Sole Economically Feasible Source Contract

The office of the Chief Procurement Officer will hold a public hearing to hear testimony and receive comments on the proposed contract(s) described below.

Details of the proposed contract, justification for the Agency to contract in this way and the hearing procedure can be found at <https://cdb.illinois.gov/procurement/solesourceprocurementcontractawards.html>

### SPECIAL HEARING DETAILS

DATE: December 21, 2023

TIME: 2:00PM

VIDEO LOCATIONS: WebEx call-in information

**Join from the meeting link**

<https://illinois.webex.com/illinois/j.php?MTID=m26a3a695ce47b598cb45828ae089d9d9>

**Join by meeting number**

Meeting number (access code): 2634 024 5757

### HEARING OFFICER

NAME: Thaddeus Wilkins

ADDRESS: 160 N LaSalle Street, Suite C1010, Chicago, Illinois 60601

PHONE: 312-802-4562

FAX: 217-558-1399

E-MAIL: Thaddeus.Wilkins@illinois.gov

### TESTIMONY

Anyone wishing to testify, please notify the HEARING OFFICER by 4:00 pm, Monday, December 18, 2023 of your desire to testify.

### PROPOSED CONTRACT(S) SUBJECT OF THIS HEARING

Agency: CDB

Vendor: AGAE Contractors. Inc.

Description: U of I Champaign, Masonry Repairs

Project Number: 830-010-346

# Sole Source Justification Form

Bulletin Reference Number

830-010-346

Requesting Agency/University

Capital Development Board

## Sole Source Justification Form - Part I

### Section I - General Information

Department/Bureau/Section: Capital Development Board - Construction

Need Identified Date: Nov 28, 2023

Supply/Service Need By Date: Nov 29, 2023

Project Title: Masonry Reconstruction

Vendor: AGAE Contractors, Inc.

Provide a description of the supplies or services required: Masonry Reconstruction on multiple buildings at U of I - Urbana/Champaign

Value: Actual

Value of Initial Term, this Change Order or Amendment: 730,400.43

Will this Sole Source amend a Professional or Artistic Services contract?  Yes  No

\*Sole Source may not be used for amendments for Professional or Artistic Services if the amendment would increase the value by more than 5% of the initial award or extend the term by more than 60 days.

Type: New Sole Source

### Section II - Proposed Term

One-Time Purchase  Term Contract

Estimated Contract Begin Date: Dec 30, 2023

Estimated Contract End Date: Jul 2, 2024

Number of Potential Renewals: 0

Length of Each Renewal in Months: 0

Total Value of All Renewals: 0

If a Term Contract, does the term, including renewals, exceed 12 months?  Yes  No

### Section III - Funding Source

Select the type of funding to be used (Check all that apply):  State Appropriate Funds  Federal Funds  Other (Explain):

### Section IV - Sole Source Justification

This purchase is economically only available from a single source **primarily** because it is: (If "Other" explain in one sentence)

Pursuant to 44 ILL Adm Code 8.2025 b)5), contract has expired, but the supplies or services have not been fully received.

Are there secondary justification(s) for this sole source?  Yes  No

### Section V - Purchase History

Has the Agency or University Purchased these supplies or services in the past?  Yes  No

### Section VI - Business Rationale

1. Provide a detailed explanation of the need for the supplies or services:

Contract expired with roofing at Noyes Laboratory and Chimney reconstruction at Wohlrs Hall not yet completed.

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2. Provide a list and describe in detail the specifications required to satisfy the need:

Contract needs to be established to complete work and pay General Contractor and subcontractors for work completed.

3. Provide detail explaining the justification selected in Section IV to explain why the requested supplies or services are the only ones available that can satisfy the agency or university requirements?

General Contractor has previously established contract that expired, new contract needed to keep warranties valid after completion.

4. What are the unique features of the supplies or services that are not available in any other product or by any other vendor? Provide specific quantifiable factors/qualifications:

General Contractor has the warranties and subcontractor contracts to complete this project as originally intended.

5. Has the Agency or University considered alternative supplies or services to satisfy their need?  Yes  No

5a. If no, why weren't alternatives evaluated?

Contractor holds warranty for work and materials completed.

6. Are there resellers or distributors?

Yes  No  N/A

7. What efforts were made to get the best possible price (i.e. did the agency/university negotiate) and how did you determine the price for this purchase is considered fair and reasonable?

Project was originally competitively bid to the general public, and General contractor was determined to be the low, responsive bidder.

8. Will this purchase obligate the State to this vendor for future purchases such as maintenance, licensing or continuing need?

Yes  No

9. What will be the financial or other impact to the State if this sole source is not approved and a competitive bid is required?

Project will remain stopped, and temporary roofing/enclosures may lead to damage if contractor is not under contract to maintain site.

10. Is there any additional information you would like to add to justify this sole source?

Original contract expired due to a corrupted pdf that was sent the week prior to Thanksgiving, and the contract expired the day after.

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## Section VII

### Requesting Department Signature Required

I know and understand the contents of this Sole Source Justification and attest that all statements are true and correct and the fairness and reasonableness of the price was adequately confirmed.

Requesting Department Representative

Jacob T. Teegarden

Digitally signed by Jacob T. Teegarden  
Date: 2023.12.04 09:46:15 -06'00'

Phone Number

217-836-3637

Date

Dec 4, 2023

Printed Name

Jacob T. Teegarden

E-mail Address

jacob.teegarden@illinois.gov

### State Agency Bureau/Division Head or University Purchasing Director Approval and Signature Required

I know and understand the contents of this Sole Source Justification and attest that all statements are true and correct and the fairness and reasonableness of the price was adequately confirmed. (All prior form fields will lock once this e-signature is completed)

Agency Bureau/Division Head or University Purchasing Director and Not a Designee

Timothy E. Patrick

Digitally signed by Timothy E. Patrick  
Date: 2023.12.04 11:25:22 -06'00'

Phone Number

217-782-0601

Date

Dec 4, 2023

Printed Name

Timothy E. Patrick

E-mail Address

tim.patrick@illinois.gov

### SPO Approval and Signature Required

I have reviewed and understand the contents of this Sole Source Justification and agree with the State Agency or University determination.

I have reviewed and understand the contents of this Sole Source Justification and do not agree with the State Agency or University determination. As a result, the State Agency or University must explore other sourcing methods to satisfy their need.

State Purchasing Officer Signature

GERALD STEVEN BURLINGHAM

Digitally signed by GERALD STEVEN BURLINGHAM  
Date: 2023.12.05 09:04:52 -06'00'

Phone Number

217-836-0185

Date

Dec 5, 2023

Printed Name

Gerald S. Burlingham

E-mail Address

gerald.burlingham@illinois.gov