STATE OF ILLINOIS
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April 15, 2013

Fred Hahn
Chief Procurement Officer
Capital Development Board
Executive Ethics Commission
377C Stratton Office Building
Springfield, Illinois 62706

Re: 50-35 Potential Conflict of Interest

Dear Mr. Fred Hahn,

In accordance with the requirements of Section 50-35 of the Illinois Procurement Code, I have reviewed your request received April 15, 2013 and understand the facts to be as follows:

1) The Capital Development Board has issued a request for a review and comment on potential conflicts of interest disclosed by Evans Construction Co.

2) The contract pertains to general contracting services related to elevator upgrades at Illinois State Police Headquarters, Springfield, Illinois.

3) Evans Construction Co was selected using competitive sealed bid.

4) The disclosure form submitted on behalf of the Evans Construction Co indicates the following:

   a. Marybeth Evans, the wife of 58.73% owner Don Evans, is a State-employed court reporter, working locally for Judge John Belz. Ms. Evans earns less than $106,447.20 annually.

5) The Capital Development Board confirmed that none of the disclosed individuals were in a position to influence the award of this contract. The Capital Development Board indicates that it would be in the best interest of the State to approve this conflict of interest due to the using agency's needs and the value of the contract.

Based on the foregoing, you are requesting my review and comment pursuant to the Illinois Procurement Code.

Review and Comment

After careful review of the documentation provided, I do not view the relationships disclosed above as creating a conflict of interest sufficient to preclude the Capital Development Board from entering into a contract with Evans Construction Co for the services outlined in your letter received April 15, 2013.

Sincerely,

Aaron Carter
Executive Director

Cc: EEC General Counsel

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