



ECOPY

Chairman: Jay Stewart  
Members: Ed Bedore, Ricardo Morales, Larry Ivory, Bill Black

December 22, 2014

Fred Hahn  
Chief Procurement Officer  
Capital Development Board  
377C Stratton Office Building  
Springfield, IL 62706

Re: 50-35 Potential Conflict of Interest, Subcontract for 825-020-152

Dear Mr. Hahn,

In accordance with the requirements of Section 50-35 of the Illinois Procurement Code, I have reviewed your request received December 16, 2014 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 GreenTrac, LLC, subcontractor of Fager-McGee Commercial Construction.
- 2) The contract pertains to the demolish of existing structures, site amenities, terminate utilities, remove debris plies, provide backfill, topsoil, fine grade and seed site.
- 3) GreenTrac, LLC was selected via contractor-subcontractor agreement.
- 4) The disclosure form submitted on behalf of GreenTrac, LLC indicates the following:
  - a. Mrs. Sonya Brooks, sole proprietor, answered "yes" for having a bankruptcy in the previous 10 years. The U.S. Bankruptcy Court for the Southern District of Illinois closed this Chapter 7 case on October 22, 2010.
- 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 and CPO Hahn indicate 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 Fager-McGee Commercial Construction from entering into a subcontract with GreenTrac, LLC for the services outlined in your letter received December 16, 2014.

Sincerely,



Aaron Carter  
Executive Director

Cc: EEC General Counsel