



Chairman: David Vaught
Members: Ed Bedore, Ricardo Morales, Larry Ivory, Bill Black

October 23, 2013

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

A rectangular stamp with the word "COPY" inside, slightly faded and positioned on the right side of the page.

Re: 50-35 Potential Conflict of Interest, Project #810-034-011

Dear Mr. Fred Hahn,

In accordance with the requirements of Section 50-35 of the Illinois Procurement Code, I have reviewed your request received October 23, 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 Winter Construction.
2. The contract pertains to the upgrade of HVAC system and window replacement at Highland Community College.
3. Winter Construction was selected using the competitive sealed bid process.
4. The disclosure form submitted on behalf of Winter Construction indicates the following:
 - a. Mark Winter, 100% owner of Winter Construction is a member of the City of Freeport Water and Sewer Commission and receives an annual payment of \$500 as a Commissioner.
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 Fred 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 the Capital Development Board from entering into a contract with Winter Construction for the services outlined in your letter received October 23, 2013.

Sincerely,

A handwritten signature in black ink, appearing to read "A. Carter", written over a circular scribble.

Aaron Carter
Executive Director

Cc: EEC General Counsel