

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

December 9, 2013

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

Re: 50-35 Potential Conflict of Interest, Reference #120-040-023

Dear Mr. Fred Hahn,

In accordance with the requirements of Section 50-35 of the Illinois Procurement Code, I have reviewed your request received December 6, 2013 and understand the facts to be as follows:

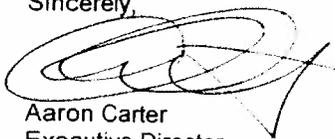
1. The Capitol Development Board has issued a request for a review and comment on potential conflicts of interest disclosed by A & R Mechanical Contractors, Inc.
2. The contract pertains to an emergency contract for heating at the Danville Correctional Center.
3. A & R Mechanical Contractors, Inc. was selected via emergency procurement.
4. The disclosure form submitted on behalf of the A & R Mechanical Contractors, Inc. indicates the following:
 - a. Mr. Jon D. Reichard, 25% owner, has a spouse, Patricia Reichard, who is employed by the UIC College of Nursing as a Clinical Instructor. Her annual salary is \$63,360 and she has no procurement authority.
5. The Capitol Development Board confirmed that none of the disclosed individuals were in a position to influence the award of this contract. ~~The Capitol 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 Capitol Development Board entering into a contract with A & R Mechanical Contractors, Inc. for the services outlined in your letter received December 6, 2013.

Sincerely,



Aaron Carter
Executive Director

Cc: EEC General Counsel