



Chairman: Jay Stewart

Members: Ed Bedore, Ricardo Morales, Larry Ivory, Bill Black

May 30, 2014

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

Re: 50-35 Potential Conflict of Interest

Dear Mr. Hahn,

In accordance with the requirements of Section 50-35 of the Illinois Procurement Code, I have reviewed your request received May 30, 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 Klingner & Associates P.C.
- 2) The contract pertains to A/E Services.
- 3) Klingner & Associates P.C. was selected via qualifications based selection.
- 4) The disclosure form submitted on behalf of Klingner & Associates P.C. indicates the following:
  - a. Stephen Wavering's son, Jay Wavering, is employed by the Illinois Department of Transportation as a Civil Engineer III. His salary is \$101,115.43.
- 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 the Capital Development Board from entering into a contract with Klingner & Associates P.C. for the services outlined in your letter received May 30, 2014.

Sincerely



Aaron Carter  
Executive Director

Cc: EEC General Counsel