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

September 4, 2014

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

Re: 50-35 Potential Conflict of Interest, 810-002-019

Dear Mr. Hahn,

In accordance with the requirements of Section 50-35 of the Illinois Procurement Code, I have reviewed your request received September 4, 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 subcontractor Millennia Professional Services of Illinois, Ltd.
- 2) The contract pertains to Design/Bid/Construction Administration.
- 3) Millennia Professional Services of Illinois, Ltd was selected via contractor-subcontractor agreement.
- 4) The disclosure form submitted on behalf of Millennia Professional Services of Illinois, Ltd indicates the following:
 - a. Specifically, Stephen Dietz, 16.67% owner of Millennia, answered "Yes" Question 1 in Step 5. Mr. Dietz was a former employee of the Illinois Department of Transportation ("IDOT") until March 2, 2012; his employment at Millennia began March 5, 2012. A review of the State's online accountability portal suggests that Mr. Dietz was employed by IDOT as a Civil Engineer; he appears to earned \$108,322.66 in 2011, which appears to have been his last full year employed by the State, additionally, Mr. Ramon P. Cruz, 33.33% owner of Millennia, answered "Yes" Question 1 in Step 5 Mr. Dela Cruz's son Alexander was employed by IDOT as a summer intern from June 2013 to August 2013.
- 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 Capital Development Board from entering into a contract with Millennia Professional Services of Illinois, Ltd for the services outlined in your letter received September 4, 2014.

Sincerely,

A handwritten signature in black ink, appearing to read "Aaron Carter". The signature is stylized and somewhat cursive.

Aaron Carter
Executive Director

Cc: EEC General Counsel