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

June 16, 2014

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

Re: 50-35 Potential Conflict of Interest, 007-010-023

Dear Mr. Hahn,

In accordance with the requirements of Section 50-35 of the Illinois Procurement Code, I have reviewed your request received June 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 subcontractor Perry Broughton Trucking & Excavating.
- 2) The contract pertains to construction related services.
- 3) Perry Broughton Trucking & Excavating was selected via contractor-subcontractor agreement.
- 4) The disclosure form submitted on behalf of Perry Broughton Trucking & Excavating indicates the following:
 - a. Sarah E. Shike, daughter of Rachel A. Broughton, 51% owner, and William Perry Broughton, 49% owner, is a part-time Adjunct Faculty, College of Business Management & Marketing Department at Western Illinois University. Her annual salary is \$22,000.
- 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 Perry Broughton Trucking & Excavating for the services outlined in your letter received June 16, 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