



**Emergency Purchase Number:** EA13-01

**Office/Division:** Division of Highways - District 9

**Address:** P. O. Box 100  
Carbondale, IL 62902

Chief Procurement Officer: Bill Grunloh

**Vendor:** E. T. Simonds

**Address:** P. O. Box 2107  
Carbondale, IL 62902

Estimated Cost: \$649,350.07

**Final Cost:** \_\_\_\_\_

This expenditure is justified as:

- An emergency involving public health.
- An emergency involving public safety.
- Necessary to protect State property from further loss or damage.
- Necessary to prevent or minimize serious disruption in State services.
- Necessary to insure integrity of State records.
- Quick purchase as provided by Section 20-30 (d) of the Illinois Procurement Code.

The conditions and circumstances requiring this emergency expenditure are:

A slope stability problem has developed along Il 141 in White County. Approximately 2.7 miles of embankment on both sides of the roadway show signs of settlement and shoulder separation. The settlement was noticed after a heavy rain on 9-5-12 and appears to be still be moving in many areas. The slopes are 2:1 and located through the Wabash River flood plain. The shoulder has separated from the edge of pavement and dropped vertically 4"-6" over much of this area.

The following are bids obtained from four vendors:

- E. T. Simonds Construction Co., - \$649,341.51
- Sierra Bravo Contractors, LLC - \$827,351.28
- George Jones Excavating, LLC - \$866,255.05
- Perry County Construction Co. - \$1,033,449.72

EMERGENCY PURCHASE AFFIDAVIT

Reference # EA 13-01

Chief Procurement Officer (CPO) making a procurement under Illinois Procurement Code (30 ILCS 500/20-30) shall file affidavit with Procurement Policy Board and Auditor General within 10 days.

Agency: Illinois Department of Transportation Division: Highways
Address: P.O. Box 100
City: Carbondale State: IL Zip: 62901
Vendor: E.T. Simonds
Address: PO Box 2107
City: Carbondale State: IL Zip: 62902
State of Illinois )
County of Jackson : SS )

I, Omer M. Osman, being duly sworn, solemnly swear and affirm that I am Deputy Director, Illinois Dept. of Transportation

I have authorized the emergency procurement in accordance with standards as established by law and rule in fulfillment of the emergency purchase affidavit provisions of Illinois Procurement Code [30 ILCS 500/20-30] as follows.

- Involved threat to public health or public safety.
Immediate expenditure is necessary for repairs to State property to protect against further loss of or damage
To prevent or minimize serious disruption in critical State services that affect health, safety, or collection of substantial State revenues.
To insure integrity of State records
Quick purchase as provided by Section 20-30 (d) of the Illinois Procurement Code

The conditions and circumstances requiring this emergency purchase, including reason for selection of the particular contractor are:

A slope stability problem has developed along Il 141 in White County. Approximately 2.7 miles of embankment on both sides of the roadway show signs of settlement and shoulder separation. The settlement was noticed after a heavy rain on 9-5-12 and appears to be still be moving in many areas. The slopes are 2:1 and located through the Wabash River flood plain. The shoulder has separated from the edge of pavement and dropped vertically 4'-6' over much of this area. Four quotes were obtained from the following vendors: E. T. Simonds Construction Co. - \$649,341.51, Sierra Bravo Contractors - \$827,351.28, George Jones Excavating, LLC - \$866,255.05, Perry County Construction - \$1,033,449.72.

(Continue on next page if necessary)

Expected Start Date: 10-1-12 Expected End Date: 12-29-12

Extension of previous emergency purchase: Yes or No

Term of emergency procurement shall not exceed 90 days. Contract may be extended beyond 90 days if CPO determines additional time is necessary; however, prior to execution of extension, CPO must hold a public hearing and provide written description.

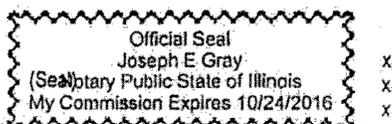
Contract Amount: \$ Actual or \$649,350.07 \*Estimated.

When only an estimate of cost is available, the actual cost shall be reported immediately after it is determined.

I am duly authorized to make this affidavit. I know and understand the contents of this affidavit and all statements herein are true and correct. This affidavit is made pursuant to and in fulfillment of the requirements of Illinois Procurement Code [30 ILCS 500/20-30].

Signature of Affiant

Subscribed and sworn before me this 24th day of September 20 12



Notary Public

My Commission expires: 10/24/2016

Approved: Chief Procurement Officer/State Purchasing Officer Date 9/24/12

Section 20-30. Emergency purchase

(a) Conditions for use. In accordance with standards set by rule, a purchasing agency may make emergency procurements without competitive sealed bidding or prior notice when there exists a threat to public health or public safety, or when immediate expenditure is necessary for repairs to State property in order to protect against further loss of or damage to State property, to prevent or minimize serious disruption in critical State services that affect health, safety, or collection of substantial State revenues, or to ensure the integrity of State records; provided, however, that the term of the term of the emergency purchase shall be limited to the time reasonably needed for a competitive procurement, not to exceed 90 days. A contract may be extended beyond 90 days if the chief procurement officer determines additional time is necessary and that the contract scope and duration are limited to the emergency. Prior to the execution of the extension, the chief procurement officer must hold a public hearing and provide written justification for all emergency contracts. Members of the public may present testimony. Emergency procurements shall be made with as much competition as is practicable under the circumstances. A written description of the basis for the emergency and reasons for the selection of the particular contractor shall be included in the contract file.

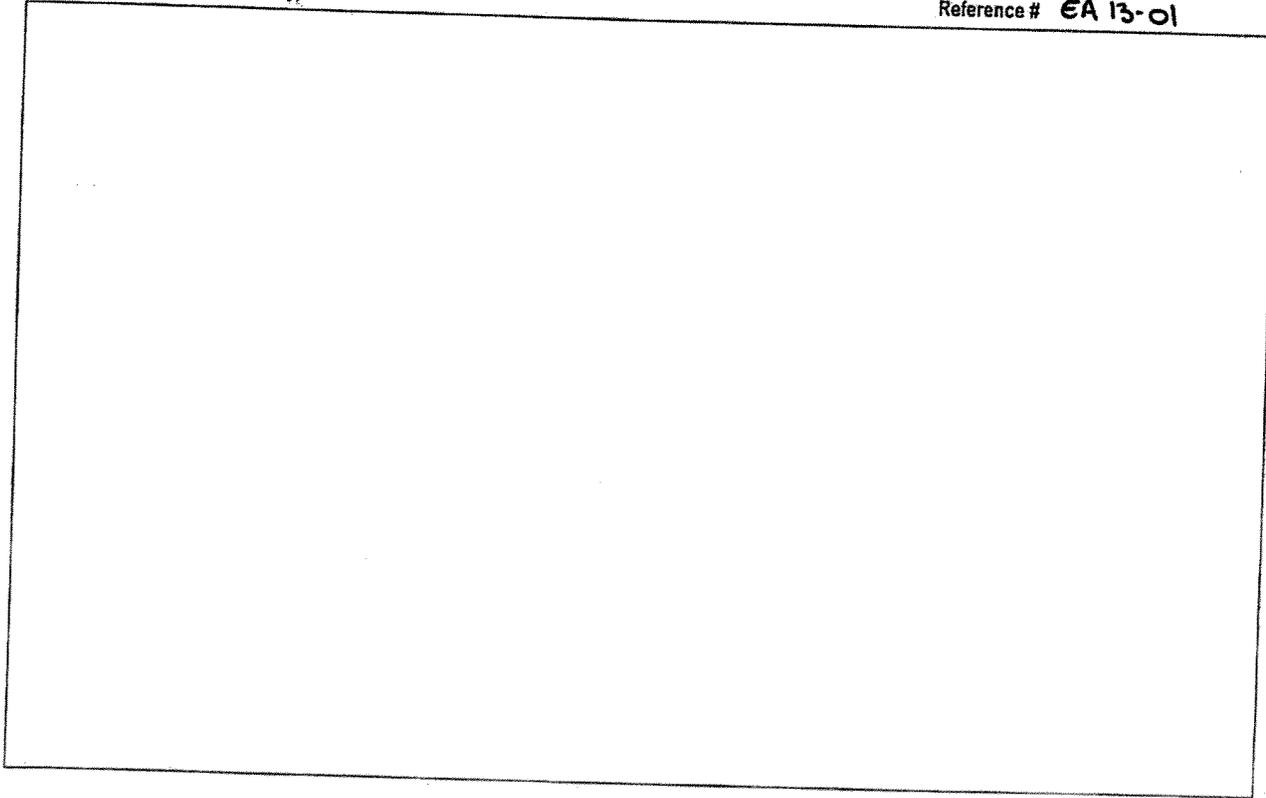
(b) Notice. Notice of all emergency procurements shall be provided to the Procurement Policy Board and published in the online electronic Bulletin no later than 3 business days after the contract is awarded. Notice of intent to extend an emergency contract shall be provided to the Procurement Policy Board and published in the online electronic Bulletin at least 14 days before the public hearing. Notice shall include at least a description of the need for the emergency purchase, the contractor, and if applicable, the date, time and location of the public hearing. A copy of this notice and all documents provided at the hearing shall be included in the subsequent Procurement Bulletin. Before the next appropriate volume of the Illinois Procurement Bulletin, the purchasing agency shall publish in the Illinois Procurement Bulletin a copy of each written description and reasons and the total cost of each emergency procurement made during the previous month. When only an estimate of the total cost is known at the time of publication, the estimate shall be identified as an estimate and published. When the actual total cost is determined, it shall also be published in like manner before the 10th day of the next succeeding month.

(c) Affidavits. A chief procurement officer making a procurement under this Section shall file affidavits with the Procurement Policy Board and the Auditor General within 10 days after the procurement setting forth the amount expended, the name of the contractor involved, and the conditions and circumstances requiring the emergency procurement. When only an estimate of the cost is available within 10 days after the procurement, the actual cost shall be reported immediately after it is determined. At the end of each fiscal quarter, the Auditor General shall file with the Legislative Audit Commission and the Governor a complete listing of all emergency procurements reported during that fiscal quarter. The Legislative Audit Commission shall review the emergency procurements so reported and, in its annual reports, advise the General Assembly of procurements that appear to constitute an abuse of this Section.

(d) Quick purchases. The chief procurement officer may promulgate rules extending the circumstances by which a purchasing agency may make purchases under this Section, including but not limited to the procurement of items available at a discount for a limited period of time. (Source: P.A. 90-572, eff. date - See Sec. 99-5.)

(For continuation if necessary)

Reference # EA 13-01





Illinois Department of Transportation

PRELIMINARY Estimate of Cost

Route: IL 141  
 Section: Day Labor  
 County: White  
 Job No:  
 Contract No:

Location / Description of Project  
 Emergency Slope Repair on Il 141 in White County

Code Number	Item	Unit	Quantity	Unit Price	Total Cost
20201200	REMOVAL AND DISPOSAL OF UNSUITABLE MATERIAL				
25060350	SEEDING CLASS 7	CU YD	7063	15.07	106,429.41
281008G1	STONE DUMPED RIPRAP, CLASS A1	ACRE	5	629.79	3,123.95
31100910	SUBBASE GRANULAR MATERIAL	TON	14435	22.00	317,570.00
42000501	PORTLAND CEMENT CONCRETE PAVEMENT 10" (JOINTED)	SQ YD	428	20.07	8,591.56
42001200	PAVEMENT FABRIC	SQ YD	428	61.90	26,493.20
44000100	PAVEMENT REMOVAL	SQ YD	428	5.81	2,486.68
44004250	PAVED SHOULDER REMOVAL	SQ YD	428	12.52	5,358.56
48100100	AGGREGATE SHOULDERS TYPE A	SQ YD	8079	3.75	30,296.25
67100100	MOBILIZATION	TON	3155	27.00	85,185.00
70100100	TRAFFIC CONTROL AND PROTECTION, STANDARD 701316	L SUM	1	25,000.00	25,000.00
70100450	TRAFFIC CONTROL AND PROTECTION, STANDARD 701201	EACH	8	0.00	0.00
70106500	TEMPORARY BRIDGE TRAFFIC SIGNALS	L SUM	1	20,000.00	20,000.00
70106800	CHANGEABLE MESSAGE SIGN	EACH	1	10,000.00	10,000.00
70300220	TEMPORARY PAVEMENT MARKING - LINE 4"	CAL MO	3	1,000.00	3,000.00
78001110	PAINT PAVEMENT MARKING - LINE 4"	FOOT	20774	0.00	0.00
30062000	SAW CUTTING	FOOT	20774	25	5,193.50
		FOOT	20774	0.00	0.00

-8589.96

*E.T. Simonds Construction Company*

1689,350.07  
 649,341.51

Made by

Check by:

Examined \_\_\_\_\_ 20\_\_

LWG  
 9/24/12

Date

Date

Regional Engineer

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Illinois Department of Transportation

PRELIMINARY Estimate of Cost

Route: IL 141  
Section: Day Labor  
County: White  
Job No:

Contract No:

Location / Description of Project:  
Emergency Slope Repair on IL 141 in White County

Code Number	Item	Unit	Quantity	Unit Price	Total Cost
20201200	REMOVAL AND DISPOSAL OF UNSUITABLE MATERIAL	CU YD	7063	11.27	79631.51
25000350	SEEDING CLASS 7	ACRE	5	510.99	2554.95
28103801	STONE DUMPED RIPRAP CLASS A1	TON	14435	24.83	358421.05
31100910	SUBBASE GRANULAR MATERIAL	SQ YD	428	21.92	9382.22
42000501	PORTLAND CEMENT CONCRETE PAVEMENT 10" (JOINTED)	SQ YD	428	95.63	40929.64
42001200	PAVEMENT FABRIC	SQ YD	428	14.80	6334.40
44000100	PAVEMENT REMOVAL	SQ YD	428	11.17	4780.76
44004250	PAVED SHOULDER REMOVAL	SQ YD	8079	3.83	30942.57
48100100	AGGREGATE SHOULDERS TYPE A	TCN	3155	30.40	95912.00
67100100	MOBILIZATION	L SUM	1	46500.00	46500.00
70100100	TRAFFIC CONTROL AND PROTECTION, STANDARD 70131B	EACH	8	3100.00	24800.00
70100450	TRAFFIC CONTROL AND PROTECTION, STANDARD 701201	L SUM	1	15000.00	15000.00
70106500	TEMPORARY BRIDGE TRAFFIC SIGNALS	EACH	1	15000.00	15000.00
70106800	CHANGEABLE MESSAGE SIGN	CAL MC	3	7400.00	22200.00
70300220	TEMPORARY PAVEMENT MARKING - LINE 4"	FOOT	20774	0.23	4778.02
78001110	PAINT PAVEMENT MARKING - LINE 4"	FOOT	20774	0.23	4778.02
20082000	SAW CUTTING	FOOT	20774	3.15	65438.10
					837,351.28

79600.01  
2554.95  
358421.05  
9382.22  
40929.64  
6334.40  
4780.76  
30942.57  
95912.00

*[Signature]*

Made by: Sierra Bros Contractors LLC  
Date: 9/21/12

Check by:  
Date:

Examined \_\_\_\_\_ 20\_\_\_\_  
Regional Engineer

WG  
9-24-12

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**PRELIMINARY Estimate of Cost**

Route: IL 141  
 Section: Day Labor  
 County: White  
 Job No:  
 Contract No:

Location / Description of Project  
 Emergency Slope Repair on Il 141 in White County

Code Number	Item	Unit	Quantity	Unit Price	Total Cost
20201200	REMOVAL AND DISPOSAL OF UNSUITABLE MATERIAL	CU YD	7063	19.50	137,728.50
25000350	SEEDING, CLASS 7	ACRE	5	605.00	3,025.00
28100601	STONE DUMPED RIPRAP, CLASS A1	TON	14435	24.75	357,266.25
31100910	SUBBASE GRANULAR MATERIAL	SQ YD	428	26.00	11,128.00
42000501	PORTLAND CEMENT CONCRETE PAVEMENT 10" (JOINTED)	SQ YD	428	70.00	29,960.00
42001200	PAVEMENT FABRIC	SQ YD	428	8.00	3,424.00
44000100	PAVEMENT REMOVAL	SQ YD	428	24.00	10,272.00
44004250	PAVED SHOULDER REMOVAL	SQ YD	8079	10.00	80,790.00
48100100	AGGREGATE SHOULDERS TYPE A	TON	3155	52.50	165,537.50
67100100	MOBILIZATION	L SUM	1	4,500.00	4,500.00
70100100	TRAFFIC CONTROL AND PROTECTION, STANDARD 701318	EACH	8	2,995.00	23,960.00
70100450	TRAFFIC CONTROL AND PROTECTION, STANDARD 701201	L SUM	1	3,000.00	3,000.00
70106500	TEMPORARY BRIDGE TRAFFIC SIGNALS	EACH	1	16,200.00	16,200.00
70105900	CHANGEABLE MESSAGE SIGN	CAL MO	3	1,200.00	3,600.00
70300220	TEMPORARY PAVEMENT MARKING - LINE 4"	FOOT	20774	0.35	7,270.90
78001110	PAINT PAVEMENT MARKING - LINE 4"	FOOT	20774	0.35	7,270.90
Z0062000	SAW CUTTING	FOOT	20774	2.00	41,548.00
					666,255.05
					\$0.00

GEORGE JONES EXCAVATING, LLC

Made by: *Michael Hilgford*  
 Date: 9.21-12

Check by: \_\_\_\_\_ Examined \_\_\_\_\_ 20\_\_\_\_  
 Date: \_\_\_\_\_ Regional Engineer

