

INTEROFFICE MEMORANDUM

**METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER
CHICAGO**

DEPARTMENT: General Administration
Affirmative Action Section

DATE: May 15, 2009

TO: Mr. Joseph Sobanski, Chief Engineer
Thomas J. Savage
FROM: Thomas J. Savage, Administrator, Affirmative Action

SUBJECT: CONTRACT 07-163-3M (Re-Bid), R & D BUILDING HVAC
IMPROVEMENTS, STICKNEY WATER RECLAMATION PLANT

Prime Contractor: Path-Milhouse Joint Venture

The bidder, Path-Milhouse Joint Venture, has submitted company information and "Protected Class Business Verification Forms" for the firms identified on the subject contract's Affirmative Action Utilization Plan.

The PCE Utilization goals for the above mentioned contract are 20% MBE, 9% WBE and 10% SBE. According to the contract's PCE Utilization Plan, the bidder has committed the following:

<u>MBE</u>	<u>WBE</u>	<u>SBE</u>
20%	9%	*

Therefore, the bidder, Path-Milhouse Joint Venture, is in apparent compliance with the requirements of Appendix D.

* Bidder offers MBE credits to satisfy SBE participation

TJS:ARP

Attachment

cc: Ms. Darlene A. LoCascio, Director of Procurement and Materials Management /
File (2)

Revised December 6, 2007

EXHIBIT B
SUBCONTRACTOR'S LETTER OF INTENT

To: (Name of Bidder) Path - Milhouse J.V. and the MWRDGC

RE: Contract name: (Insert Name) R&D Building HVAC Improvements

Contract Number: (Insert Number) 07-163-3M (REBID)

From: (Name of MBE/WBE Firm) Garco Enterprises, Inc. MBE: Yes ☒ No ☐
WBE: Yes ☐ No ☒

The MBE/WBE status of the undersigned is confirmed by the attached letter of Certification. A certification letter must be attached hereto.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above named project/contract:

Ventilating Work

If more space is needed to fully describe the MBE/WBE firms' proposed scope of work and/or payment schedule, attach additional sheets.

The above described performance is offered for the following price:

670,000

(price in numbers)

Six Hundred Seventy Thousand Dollars

(price in words)

The undersigned will enter into a formal written agreement for the above work with the General/Prime Contractor, conditioned upon the execution of a contract by the General/Prime contractor with the MWRDGC.


(Signature of Owner, President or Authorized Agent of MBE/WBE)

JEFF GARCIA - PRESIDENT
Name/Title (Print)

Date 4/9/2009

Phone 708-544-3133

THIS DOCUMENT MUST BE SUBMITTED TO THE PURCHASING AGENT NO LATER THAN THREE (3) BUSINESS DAYS FOLLOWING THE BID OPENING. FAILURE TO DO SO WILL RESULT IN A NONRESPONSIVE BID and REJECTION OF THE BID.

All bidders must submit Exhibit B, the Subcontractor's Letter of Intent, which was furnished to each PCE listed in its Utilization Plan to the District within three (3) business days of the bid opening with either a copy of each PCE's current Letter of Certification from a state or local government or agency or documentation demonstrating that the PCE is a MBE, WBE or SBE within the meaning of this Appendix D. Failure to submit the Subcontractor's Letter of Intent signed by each subcontractor will be viewed as nonresponsive and the bid will be rejected. All Exhibit B Subcontractor's Letter of Intent must conform to the Utilization Plan submitted at the time of bid opening. Any change to the Utilization Plan within three (3) business days following the bid opening will be viewed as nonresponsive and rejected.

Revised December 6, 2007

EXHIBIT B
SUBCONTRACTOR'S LETTER OF INTENT

To: (Name of Bidder) PATIT - MILHOUSE J.V. and the MWRDGC
RE: Contract name: (Insert Name) RED BUILDING HVAC IMPROVEMENTS
Contract Number: (Insert Number) 07-163-3M (RABID)
From: (Name of MBE/WBE Firm) MILHOUSE CONSTRUCTION MBE: Yes X No
WBE: Yes No

The MBE/WBE status of the undersigned is confirmed by the attached letter of Certification. A certification letter must be attached hereto.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above named project/contract:

JOINT VENTURE GENERAL CONTRACTOR, GENERAL CONDITION WORK,
DEMOLITION WORK, CONCRETE, CARPENTRY

If more space is needed to fully describe the MBE/WBE firms' proposed scope of work and/or payment schedule, attach additional sheets.

The above described performance is offered for the following price:

12% OF CONTRACT AMOUNT

(price in numbers)

(price in words)

The undersigned will enter into a formal written agreement for the above work with the General/Prime Contractor, conditioned upon the execution of a contract by the General/Prime contractor with the MWRDGC.

WILSON C. MILHOUSE
(Signature of Owner, President or Authorized Agent of MBE/WBE)

WILSON C. MILHOUSE
Name/Title (Print)

Date 4/07/09

Phone 312-987-0061

THIS DOCUMENT MUST BE SUBMITTED TO THE PURCHASING AGENT NO LATER THAN THREE (3) BUSINESS DAYS FOLLOWING THE BID OPENING. FAILURE TO DO SO WILL RESULT IN A NONRESPONSIVE BID and REJECTION OF THE BID.

All bidders must submit Exhibit B, the Subcontractor's Letter of Intent, which was furnished to each PCB listed in its Utilization Plan to the District within three (3) business days of the bid opening with either a copy of each PCB's current Letter of Certification from a state or local government or agency or documentation demonstrating that the PCB is a MBE, WBE or SBE within the meaning of this Appendix D. Failure to submit the Subcontractor's Letter of Intent signed by each subcontractor will be viewed as nonresponsive and the bid will be rejected. All Exhibit B Subcontractor's Letter of Intent must conform to the Utilization Plan submitted at the time of bid opening. Any change to the Utilization Plan within three (3) business days following the bid opening will be viewed as nonresponsive and rejected.

Revised December 6, 2007

EXHIBIT B
SUBCONTRACTOR'S LETTER OF INTENT

To: (Name of Bidder) Path - Milhouse J.V. and the MWRDGC

RE: Contract name: (Insert Name) R&D Building HVAC Improvements

Contract Number: (Insert Number) 07-163-3M (REBID)

From: (Name of MBE/WBE Firm) Canino Electric Co. MBE: Yes ☐ No ☒
WBE: Yes ☒ No ☐

The MBE/WBE status of the undersigned is confirmed by the attached letter of Certification. A certification letter must be attached hereto.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above named project/contract:

Electrical Work

If more space is needed to fully describe the MBE/WBE firms' proposed scope of work and/or payment schedule, attach additional sheets.

The above described performance is offered for the following price:

755,000 (price in numbers) Seven Hundred Fifty Five Thousand Dollars (price in words)

The undersigned will enter into a formal written agreement for the above work with the General/Prime Contractor, conditioned upon the execution of a contract by the General/Prime contractor with the MWRDGC.

Kathleen T. Canino
(Signature of Owner, President or Authorized Agent of MBE/WBE)

Kathleen T. Canino President
Name/Title (Print)

Date 4-8-09

Phone 708-681-2800

THIS DOCUMENT MUST BE SUBMITTED TO THE PURCHASING AGENT NO LATER THAN THREE (3) BUSINESS DAYS FOLLOWING THE BID OPENING. FAILURE TO DO SO WILL RESULT IN A NONRESPONSIVE BID and REJECTION OF THE BID.

All bidders must submit Exhibit B, the Subcontractor's Letter of Intent, which was furnished to each PCB listed in its Utilization Plan to the District within three (3) business days of the bid opening with either a copy of each PCBs current Letter of Certification from a state or local government or agency or documentation demonstrating that the PCB is a MBE, WBE or SBE within the meaning of this Appendix D. Failure to submit the Subcontractor's Letter of Intent signed by each subcontractor will be viewed as nonresponsive and the bid will be rejected. All Exhibit B Subcontractor's Letter of Intent must conform to the Utilization Plan submitted at the time of bid opening. Any change to the Utilization Plan within three (3) business days following the bid opening will be viewed as nonresponsive and rejected.

EXHIBIT A
METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO

UTILIZATION PLAN

For "Protected Class Enterprises" (PCEs).- Definitions for terms used below can be found in Appendix D: MBE - Section 5(c); WBE - Section 5(d); SBE - Section 5(e).

NOTE: The Bidder shall submit with the Bid, copies of Exhibit B furnished to all PCEs listed, completed by all PCEs and submitted to the Office of the Purchasing Agent, MWRD, 5th Floor, 100 East Erie, Chicago, Illinois 60611 within three (3) business days. IF A BIDDER FAILS TO INCLUDE signed copies of the Utilization Plan at the time of bid opening or FAILS TO SUBMIT signed copies of all required Subcontractor's letter of intent within three (3) business days of bid opening, said bid will be deemed nonresponsive and rejected.

All Bidders must sign the signature page of the Utilization Plan.

Name of Bidder: PATIL - MILHOUSE J.V.

Contract No.: 07-163-3M (REBID)

Affirmative Action Coordinator & Phone No.: DOUG CLARK 312-987-0061

Total Bid: \$ 8,253,300⁰⁰

Revised December 6, 2007

The bidder should indicate on the Utilization Plan explicitly if the dollar amounts for the MBE participation will also be counted toward the achievement of its SBE participation. See Revised Appendix D, Section 6, Goals. e. (v)

MBE UTILIZATION

Name of MBE and contact person: MILHOUSE CONSTRUCTION - WILSON MILHOUSE
Business Phone Number: 312 - 987-0061 Suite 1501 18th
Address: 60 E. VAN BUREN - CHICAGO IL 60605
Description of Work, Services or Supplies to be provided: JOINT VENTURE GENERAL CONTRACTOR,
General Conditions, DEMOLITION WORK, CONCRETE, CARPENTRY
CONTRACT ITEM NO.: DIVISIONS 1, 2, 3, 6, 10
Dollar Amount Participation: 12% OF CONTRACT AMOUNT

If the MBE participation will be counted towards the achievement of the SBE goal please indicate here:

☒ YES

☐ NO

Exhibit A MUST Accompany the Bid!!!

MBE UTILIZATION

Name of MBE and contact person: GARCO ENTERPRISES INC. - JEFFREY GARCIA
Business Phone Number: 708-544-3133
Address: 3115 MADISON ST. BELLWOOD, IL 60104
Description of Work, Services or Supplies to be provided: VENTILATION WORK
CONTRACT ITEM NO.: DIVISION 15
Dollar Amount Participation: \$ 670,000 -

If the MBE participation will be counted towards the achievement of the SBE goal please indicate here:

☐ YES

☒ NO

Exhibit A MUST Accompany the Bid!!!

MBE UTILIZATION

Name of MBE and contact person: _____
Business Phone Number: _____
Address: _____
Description of Work, Services or Supplies to be provided: _____
CONTRACT ITEM NO.: _____
Dollar Amount Participation: _____

If the MBE participation will be counted towards the achievement of the SBE goal please indicate here:

☐ YES

☐ NO

Exhibit A MUST Accompany the Bid!!!

(Attach additional sheets as needed)

Revised December 6, 2007

The bidder should indicate on the Utilization Plan explicitly if the dollar amounts for the WBE participation will also be counted toward the achievement of its SBE participation. See Revised Appendix D, Section 6, Goals. e. (v)

WBE UTILIZATION

Name of WBE and contact person: _____

Business Phone Number: _____

Address: _____

Description of Work, Services or Supplies to be provided: _____

CONTRACT ITEM NO.: _____

Dollar Amount Participation: _____

If the WBE participation will be counted towards the achievement of the SBE goal please indicate here:

☐
YES

☐
NO

Exhibit A MUST Accompany the Bid!!!

WBE UTILIZATION

Name of WBE and contact person: ^{92P} CANINO ELECTRIC - KATHY ~~PER~~ CANINO

Business Phone Number: 708-681-2800

Address: 3040 SOUTH 25th AVENUE, BROADVIEW, ILL, 60155

Description of Work, Services or Supplies to be provided: ELECTRIC WORK

CONTRACT ITEM NO.: Division 16

Dollar Amount Participation: \$ 755,000.00

If the WBE participation will be counted towards the achievement of the SBE goal please indicate here:

☒
YES

☐
NO

Exhibit A MUST Accompany the Bid!!!

WBE UTILIZATION

Name of WBE and contact person: _____

Business Phone Number: _____

Address: _____

Description of Work, Services or Supplies to be provided: _____

CONTRACT ITEM NO.: _____

Dollar Amount Participation: _____

If the WBE participation will be counted towards the achievement of the SBE goal please indicate here:

☐
YES

☐
NO

Exhibit A MUST Accompany the Bid!!!

(Attach additional sheets as needed)

Revised December 6, 2007

SBE UTILIZATION

Name of SBE and contact person: _____

Business Phone Number: _____

Address: _____

Description of Work, Services or Supplies to be provided: _____

CONTRACT ITEM NO.: _____

Dollar Amount Participation: _____

Exhibit A MUST Accompany the Bid!!

SBE UTILIZATION

Name of SBE and contact person: MILHOUSE Construction - Wilson Milhouse

Business Phone Number: 312-987-0061

Address: 60 E. VAN BUREN ST CHICAGO, IL

Description of Work, Services or Supplies to be provided: JOINT VENTURE GENERAL CONTRACTOR,
GENERAL CONDITIONS, DEMOLITION WORK, CONCRETE, CARPENTRY

CONTRACT ITEM NO.: Divisions: 1, 2, 3, 6 & 10

Dollar Amount Participation: 12% OF CONTRACT AMOUNT

Exhibit A MUST Accompany the Bid!!

SBE UTILIZATION

Name of SBE and contact person: CANINO Electric - KATHY CANINO

Business Phone Number: 798-681-2800

Address: 3040 South 25th Avenue, Broadview IL

Description of Work, Services or Supplies to be provided: ELECTRIC WORK 6955

CONTRACT ITEM NO.: Division 16

Dollar Amount Participation: \$755,000⁰⁰

(Attach additional sheets as needed)

If a waiver is requested, complete the following "Waiver Request." If no waiver is requested, go directly to the SIGNATURE SECTION which follows the waiver request.

Revised December 6, 2007

WAIVER REQUEST

Contract No.: _____

Name of Bidder: _____

Contact Person and Phone Number: _____

With respect to the contract specified above, the Bidder hereby requests a total or partial waiver of the requirement that, pursuant to Section 9(a) of the Appendix D, it files a Utilization Plan or achieve a particular goal for PCE participation in the contract. The reasons for the request are as follows: _____

NOTE TO BIDDERS

All Waiver requests are evaluated carefully by the District. The evaluation is based on your firm's documented **GOOD FAITH EFFORTS**.

The **GOOD FAITH EFFORTS** MUST be

Undertaken **PRIOR** to your bid submittal to the District.

Good Faith Efforts are identified on pp. D12-D13, Section 9. Compliance Review and Enforcement (b), (1)-(10).

SIGNATURE SECTION

I/WE PATH - MILLERS J.V. hereby acknowledge that
(name of company)

I/WE have read Appendix D, will comply with the provisions of Appendix D, and intend to use the MBEs, WBEs, and SBEs listed above in the performance of this contract and/or have completed the Waiver Request Form. To the best of my knowledge, information and belief, the facts and representations contained in this Exhibit are true, and no material facts have been omitted.

The Bidder is required to sign and execute this page.

I do solemnly declare and affirm under penalties of perjury that the contents of the foregoing document are true and correct, and that I am authorized, on behalf of the contractor, to make this affidavit.

4/7/09
Date

[Signature]
Authorized officer

ATTEST:

[Signature]
Secretary

RICHARD A. ICHAUSS
Print name and title MANAGING PARTNER

847-917-3280
Phone number

Exhibit A MUST Accompany the Bid!!!