

InterOffice Memorandum
METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO

DEPARTMENT: General Administration
Affirmative Action Section

DATE: May 21, 2008

TO: Mr. Joseph Sobanski, Chief Engineer

FROM:  Amy E. Crowe, Administrator, Affirmative Action

SUBJECT: CONTRACT 06-156-3P, GRIT PIPING REPLACEMENT,
STICKNEY WATER RECLAMATION PLANT, STICKNEY, ILLINOIS

Prime Contractor: Independent Mechanical Industries, Inc.

The bidder, Independent Mechanical Industries, Inc., 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, Independent Mechanical Industries, Inc., is in apparent compliance with the requirements of Appendix D.

* Bidder offers MBE and WBE credits to satisfy SBE participation

AEC:ARP

Attachment

cc: Ms. Darlene A. LoCascio, Purchasing Agent / File (2)

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: Independent Mechanical Industries, Inc

Contract No.: 06-156-3P

Affirmative Action Coordinator & Phone No.: Joseph P. Reynolds / (773) 282-4500

Total Bid: \$ 2,868,800⁰⁰

574,000.00 ÷
2,868,000.00 =

0.20 * r 6, 2007

The bidder must 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. c. (v)

MBE UTILIZATION

Name of MBE and contact person: Vargas Mechanical, Inc., Carlos Vargas
Business Phone Number: 773-506-0336
Address: 5875 N. Lincoln Ave., Suite 130 Chicago IL 60659
Description of Work, Services or Supplies to be provided: Furnish and install sections of ceramic fiberglass pipe
CONTRACT ITEM NO.: _____
Dollar Amount Participation: \$574,000.00

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!!

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)

259,000.00 ÷
2,868,000.00 =
0.09 *
0.00 *

Revised December 6, 2007

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

WBE UTILIZATION

Name of WBE and contact person: Arjo Summit Supply, Laura Zabolaski
Business Phone Number: 708-458-5850
Address: 5539 South Archer Rd., Summit, IL 60501
Description of Work, Services or Supplies to be provided: Furnish pipe and fittings
CONTRACT ITEM NO.: _____
Dollar Amount Participation: 259,000.00

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!!

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: Same As MBE & WBE

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: _____

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: _____

Business Phone Number: _____

Address: _____

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

CONTRACT ITEM NO.: _____

Dollar Amount Participation: _____

(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 Independent Mechanical Industries, Inc. 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.

4-29-08
Date

ATTEST:

[Signature]
Asst. Secretary Ronald F. Marshall

[Signature]
Authorized officer
Joseph P. Reynolds, President
Print name and title

(773) 282-4500
Phone number

Exhibit A MUST Accompany the Bid!!!

Revised December 6, 2007

EXHIBIT B
SUBCONTRACTOR'S LETTER OF INTENT

To: (Name of Bidder) INDEPENDENT MECHANICAL INDUSTRIES and the MWRDGC

RE: Contract name: (Insert Name) GRIT PIPING REPLACEMENTS AT STICKNEY

Contract Number: (Insert Number) 06-156-3P

From: (Name of MBE/WBE Firm) VARGAS MECHANICAL 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:

FURNISH + INSTALL SECTIONS OF CERAMIC FIBERGLASS PIPE

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:

\$574,000⁰⁰ (price in numbers) FIVE HUNDRED SEVENTY FOUR 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]
(Signature of Owner, President or Authorized Agent of MBE/WBE)

CARLOS VARGAS, PRESIDENT
Name/Title (Print)

Date APRIL 29, 2008

Phone (773) 506-0336

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 PCEs 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.



City of Chicago
Richard M. Daley, Mayor

Department of
Procurement Services

City Hall, Room 403
121 North LaSalle Street
Chicago, Illinois 60602
(312) 744-4900
(312) 744-2949 (TTY)
<http://www.cityofchicago.org>

November 27, 2007

Carlos E. Vargas, President
Vargas Mechanical, Inc.
5875 North Lincoln Avenue, Suite #130
Chicago, Illinois 60659

Annual Certificate Expires: April 1, 2009
Vendor Number: 50101941

Dear Mr. Vargas:

We are pleased to inform you that **Vargas Mechanical, Inc.** has been certified as a **MBE** by the City of Chicago. This **MBE** certification is valid until **April 1, 2013**; however your firm must be re-validated annually. Your firm's next annual validation is required by **April 1, 2009**.

As a condition of continued certification during this five year period, you must file a No-Change Affidavit **within 60 days prior** to the date of expiration. Failure to file this Affidavit will result in the termination of your certification. **Please note that you must include a copy of your most current Federal Corporate Tax Return.** You must also notify the City of Chicago of any changes in ownership or control of your firm or any other matters or facts affecting your firm's eligibility for certification.

The City may commence action to remove your firm's eligibility if you fail to notify us of any changes of facts affecting your firm's certification or if your firm otherwise fails to cooperate with the City in any inquiry or investigation. Removal of eligibility procedures may also be commenced if your firm is found to be involved in bidding or contractual irregularities.

Your firm's name will be listed in the City's Directory of Minority Business Enterprises and Women Business Enterprises in the specialty area(s) of:

Installation of Heating, Ventilation and Air Conditioning Systems

Your firm's participation on City contracts will be credited only toward **MBE** goals in your area(s) of specialty. While your participation on City contracts is not limited to your specialty, credit toward **MBE** goals will be given only for work done in the specialty category.

Thank you for your continued interest in the City's Minority and Women Business Enterprise Programs.

Sincerely,

Mark J. Hands
Managing Deputy Procurement Officer



EXHIBIT B
SUBCONTRACTOR'S LETTER OF INTENT

To: (Name of Bidder) Independent Mechanical Inc. Inc. and the MWRDGC

RE: Contract name: (Insert Name) Brit Piping Replacement at Stoney

Contract Number: (Insert Number) 011-156-3P

From: (Name of MBE/WBE Firm) Apex Summit Supply

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:

Pipe & Fittings

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:

259,000.-
(price in numbers)

Two hundred Fifty Nine - 00/100
(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.

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

Laura Tobolaski, President
Name/Title (Print)

Date 4/29/08

Phone 708 458 5850

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 PCEs 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.



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Richard M. Daley, Mayor

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Procurement Services

City Hall, Room 403
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<http://www.cityofchicago.org>

January 11, 2008

Nadine Schweitzer, President
Central States Manufacturing and Sale Corporation
D-B-A Argo Summit Supply Company
5539 South Archer Road
Summit, Illinois 60501

Annual Certificate Expires:
Vendor Number:

December 1, 2008
1064788

Dear Ms. Schweitzer:

Congratulations on your continued eligibility for certification as a **WBE** by the City of Chicago. This **WBE** certification is valid until **December 2011**; however your firm must be re-validated annually. Your firm's next annual validation is required by **December 1, 2008**.

As a condition of continued certification during this five year period, you must file a No-Change Affidavit **within 60 days prior** to the date of expiration. Failure to file this Affidavit will result in the termination of your certification. **Please note that you must include a copy of your most current Federal Corporate Tax Return.** You must also notify the City of Chicago of any changes in ownership or control of your firm or any other matters or facts affecting your firm's eligibility for certification.

The City may commence action to remove your firm's eligibility if you fail to notify us of any changes of facts affecting your firm's certification or if your firm otherwise fails to cooperate with the City in any inquiry or investigation. Removal of eligibility procedures may also be commenced if your firm is found to be involved in bidding or contractual irregularities.

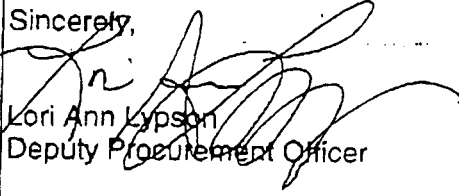
Your firm's name will be listed in the City's Directory of Minority Business Enterprises and Women Business Enterprises in the specialty area(s) of:

Wholesaler of Plumbing and Heating Supplies

Your firm's participation on City contracts will be credited only toward **WBE** goals in your area(s) of specialty. While your participation on City contracts is not limited to your specialty, credit toward **WBE** goals will be given only for work done in the specialty category.

Thank you for your continued interest in the City's Minority and Women Business Enterprise Programs.

Sincerely,


Lori Ann Lypson
Deputy Procurement Officer

LAL/ymj

