

**INTEROFFICE MEMORANDUM**

**METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO**

**DEPARTMENT:** General Administration  
Affirmative Action Section

**DATE:** October 27, 2011

**TO:** Mr. Kenneth Kits, Director of Engineering

**FROM:** Thomas J. Savage, Affirmative Action Program Administrator

**SUBJECT:** Contract: 10-049-3S  
North Side Plant Drain Rehabilitation, NSWRP

**BIDDER:** Kenny Construction Company

The bidder, Kenny Construction Company, has submitted company information and "Protected Class Business Verification Forms" for the firms identified on the subject contract's Revised Affirmative Action Utilization Plan.

The PCE Utilization Goals for the subject contract are 5% Minority and/or 5% Women and 5% Small Business Enterprises. According to the contract's PCE Utilization Plan, the bidder has committed to the following:

**MBE**

6%

**WBE**

-

**SBE**

\*

Therefore, the bidder, Kenny Construction Company is in apparent compliance with the requirements of Revised *Appendix D*.

TJS:TCS

Attachment

cc: Darlene A. LoCascio, Shields-Wright, Schrean, File

\* Bidder offers MBE credits to satisfy SBE participation.

M.W.R.D.  
OCT 28 PM 12:09  
PROCUREMENT AND  
MATERIALS MANAGEMENT  
DIRECTOR OF

Revised March 9, 2009

**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, originals or facsimile copies of all Exhibit B PCE Subcontractor's Letter of Intent furnished to all PCEs. **IF A BIDDER FAILS TO INCLUDE** signed copies of the Utilization Plan and all signed Exhibit B PCE Subcontractor's Letter of Intent with its bid, said bid will be deemed nonresponsive and rejected.

**All Bidders must sign the signature page D-25 of the Utilization Plan, even if a waiver is requested.**

Name of Bidder: Kenny Construction Company

Contract No.: 10-049-35

Affirmative Action Contact & Phone No.: Ronald P. Smith 847-919-8200

Total Bid: \$449,200.<sup>00</sup>

**EXHIBITS A AND B MUST BE COMPLETED, SIGNED AND ACCOMPANY YOUR BID!!!**

M.W.R.D.  
2011 OCT 28 PM 3:14  
RECEIVED  
PROJECT AND  
ASSISTANT DIRECTOR OF

Revised March 9, 2009

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: Seven D Construction, Inc. - Javier Diaz

Business Phone Number: 773-735-0401

Address: 3924 W. 62nd Place, Chicago, IL 60629

Description of Work, Services or Supplies to be provided: Wet out Liner

CONTRACT ITEM NO.: 2

Dollar Amount Participation: \$25,980.00

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

☒  
YES

☐  
NO

Exhibits A and B 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

Exhibits A and B 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

Exhibits A and B MUST Accompany the Bid!!!

(Attach additional sheets as needed)

Revised March 9, 2009

The bidder should indicate on the Utilization Plan explicitly if the dollar amounts for the WBE participation will also be 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

Exhibits A and B 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

Exhibits A and B 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

Exhibits A and B MUST Accompany the Bid

(Attach additional sheets as needed)

Revised March 9, 2009

**SBE UTILIZATION**

Name of SBE and contact person: Seven D Construction, Inc. - Javier Diaz  
Business Phone Number: 773-735-0401  
Address: 3924 W. 62nd Place, Chicago, IL 60629  
Description of Work, Services or Supplies to be provided: Wet Out Liner

CONTRACT ITEM NO.: 2

Dollar Amount Participation: \$25,980.00

Exhibits A and B 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: \_\_\_\_\_

Exhibits A and B 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)

Exhibits A and B MUST Accompany the Bid !!!

Revised March 9, 2009

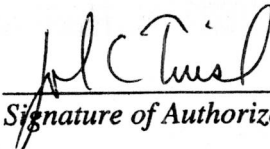
SIGN 

On Behalf of Kenny Construction Company I/We 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.

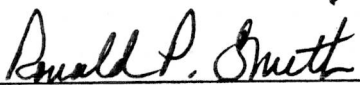
I do solemnly declare and affirm under penalties of perjury that the contents of the foregoing document are true and correct, and that I am authorized, on behalf of the bidder, to make this affidavit.

October 18, 2011  
Date

  
Signature of Authorized officer

ATTEST:

John C. Tuisl, Vice President  
Print name and title

  
Secretary

847-919-8200  
Phone number

- 1) The Bidder is required to sign and execute this page, EVEN IF A WAIVER IS BEING REQUESTED.**
- 2) Failure to do so will result in a nonresponsive bid and rejection of the bid.**
- 3) If a waiver is requested, the bidder must also complete the following "WAIVER REQUEST FORM."**

Exhibits A and B MUST Accompany the Bid