

INTEROFFICE MEMORANDUM

METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO

DEPARTMENT: General Administration **DATE:** November 7, 2008
Affirmative Action

TO: Mr. Osoth Jamjun, Chief of M & O
Thomas J. Savage

FROM: Thomas J. Savage, Administrator, Affirmative Action

SUBJECT: Contract 01-103-2S, (Re-bid), 39th Street Conduit Rehabilitation
Phase 1 Bypass Tunnel, Stickney Service Area, Chicago, Illinois

Low Bidder: Kenny/Shea, A Joint Venture

The low bidder, Kenny/Shea, A Joint Venture, has submitted company information and "Protected Class Business Verification Forms" for the firms identified on the subject contract's Affirmative Action Revised Utilization Plan.

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

<u>MBE</u>	<u>WBE</u>	<u>SBE</u>
21%	10%	*

Therefore, the low bidder, Kenny/Shea, A Joint Venture, is in apparent compliance with the requirements of Revised Appendix D.

* MBEs and WBEs are SBE

TJS:EAR

cc: Darlene A. LoCascio, File

Revised December 6, 2007

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); SBB - 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: Kenny/Shea, A Joint Venture

Contract No.: 01-103-2S (REBID)

Affirmative Action Coordinator & Phone No.: Ronald P. Smith (847) 777-7504

Total Bid: \$146,500,000.00

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. a. (v)

MBE UTILIZATION

Name of MBE and contact person: II in One Contractors, Inc. Robert McGee
Business Phone Number: 773-847-4501
Address: 4344 W. 45th Street, Chicago, IL 60632
Description of Work, Services or Supplies to be provided: _____

CONTRACT ITEM NO.: Various, Lump Sum Bid Item A
Dollar Amount Participation: \$8,275,000.00

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: B.E.G., Inc. Belinda Henderson
Business Phone Number: 773-947-0910
Address: _____
Description of Work, Services or Supplies to be provided: Trucking of spoils and aggregate backfill

CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$1,657,000.00

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: Digby Detective and Security Robert Digby
Business Phone Number: 312-326-1100
Address: 2630 S. Wabash Ave., Chicago, IL 60616
Description of Work, Services or Supplies to be provided: Security Services

CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$465,000.00

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!!!

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 MBB and contact person: Civil Contractors & Engineers, Inc. Mukesh Jhaveri
Business Phone Number: 773-775-3500
Address: 7132 N. Harlem Ave., Chicago, IL 60631
Description of Work, Services or Supplies to be provided: Furnish & Deliver Fuel, Furnish and Place Tunnel Concrete and Boot Concrete
CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$10,800,000

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: Acura, Inc. Domenico Digioia
Business Phone Number: 630-766-9979
Address: 556 County Line Road, Bensenville, IL 60106
Description of Work, Services or Supplies to be provided: TBM Rebuild and Equipment Maintenance
CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$3,500,000

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 MBB and contact person: B.B.D. Trucking Sharon Williams
Business Phone Number: 773-324-3611
Address: 7432 S. Chicago Ave., Chicago, IL 60619
Description of Work, Services or Supplies to be provided: Trucking of Rock
CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$2,375,000

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!!!

(Attach additional sheets as needed)

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. a. (v)

MBE UTILIZATION

Name of MBE and contact person: Metromex Contractors, Inc. Federico Rojas
Business Phone Number: 773-927-5613
Address: 2851 S. Troy Street, Chicago, IL 60623
Description of Work, Services or Supplies to be provided: Asphalt & Restoration

CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$100,328

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: Meccor Industries, Inc. Jonathon Eng
Business Phone Number: 847-676-0202
Address: 3933 Oakton Street, Skokie, IL 60076
Description of Work, Services or Supplies to be provided: Miscellaneous Metals & Louvers

CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$1,750,000

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: Highway Safety Corporation, Rube Melesio
Business Phone Number: 630-620-7747
Address: 1756 W. Armitage Ct, Addison, IL 60101
Description of Work, Services or Supplies to be provided: Traffic Control & Protection

CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$380,000

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!!!

(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 c. (v)

WBE UTILIZATION

Name of WBE and contact person: Leyden Electric, Inc. Lisa Leyden
Business Phone Number: 630-365-0200
Address: 525 N. Main Street, Suite 29, Elburn, IL 60019
Description of Work, Services or Supplies to be provided: Temporary Electrical

CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$6,200,000

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: Steppe Supply & Construction, Inc. Eileen Stepanveich
Business Phone Number: 708-889-0940
Address: 3450 Ridge Road, Lansing, IL 60438
Description of Work, Services or Supplies to be provided: _____

CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$6,050,000

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!!!

Stevenson Crane Service, Inc. (S)
Name of WBE and contact person: Stevenson Sales & Service, LLC Donna Stevenson
Business Phone Number: 630-972-0303
Address: 410 Stevenson Drive, Bolingbrook, IL 60440
Description of Work, Services or Supplies to be provided: Crane Service & Supply

CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$1,850,000

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 5, 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 & (v)

WBE UTILIZATION

Name of WBE and contact person: Legal Video Services Kathleen Dominiak
Business Phone Number: 312-551-0595
Address: 205 W Randolph Street, Suite 150, Chicago, IL 60606
Description of Work, Services or Supplies to be provided: Preconstruction survey

CONTRACT ITEM NO.: Various, Lump Sum Bid, Item

Dollar Amount Participation: \$350,375.00

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: Kim Construction Company, Inc. Kim Vallow
Business Phone Number: 708-754-1181
Address: P.O. Box 276, Steger, IL 60475
Description of Work, Services or Supplies to be provided: Manhole Rehabilitation and lining

CONTRACT ITEM NO.: Various, Lump Sum Bid Item A

Dollar Amount Participation: \$201,000.00

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: Leyden Electric, Inc.
Business Phone Number: 630-365-0200
Address: 525 N. Main Street, Suite 29, Elburn IL 60019
Description of Work, Services or Supplies to be provided: Temporary Electrical
CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$6,200,000

Exhibit A MUST Accompany the Bid!!!

SBE UTILIZATION

Name of SBE and contact person: Steppo Supply & Construction, Inc.
Business Phone Number: 708-889-0940
Address: 3450 Ridge Road, Lansing, IL 60438
Description of Work, Services or Supplies to be provided: _____
CONTRACT ITEM NO.: Various, Lump Sum Bid, Item A
Dollar Amount Participation: \$6,050,000.00

Exhibit A MUST Accompany the Bid!!!

SBE UTILIZATION

Name of SBE and contact person: Civil Contractor & Engineers, Inc.
Business Phone Number: 773-775-3500
Address: 7132 N. Harlem Ave., #204, Chicago, IL 60631
Description of Work, Services or Supplies to be provided: Various, Lump Sum Bid, Item A
CONTRACT ITEM NO.: Various, Lump Sum bid, Item A
Dollar Amount Participation: \$10,800,000

(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 (D), (1)-(10).

SIGNATURE SECTION

I/WE Kenny/Shea, a Joint Venture

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.

September 30, 2008

Date

Patrick B. Kenny
Authorized officer

ATTEST:

Ronald P. Smith

Secretary

Ronald P. Smith, Secretary, Managing Partner

Patrick B. Kenny, EVP, Managing Partner

Print name and title

847-541-8200

Phone number

Exhibit A MUST Accompany the Bid!!