Date: September 3, 2008

To: John F. Spatz, Jr.
Commissioner

Department: Water Management

Attn: Felicia Rawlings
Supervisor of Contracts

From: Montel M. Gayles
Chief Procurement Officer

Vendor Name: Clow Corp.

Vendor Number: 181698 Amount: $242,100.00
PO Number: 18094 RX Number: 39666

Pursuant to Section 2-92-644 of the Municipal Purchasing Act, I concur with your request and authorize an Emergency Contract. Based on the documentation received from your office, it is determined that this procurement is necessary to meet bona fide operating emergency.

You are hereby authorized to purchase Ductile Iron Push-On Pipe & Mechanical Joint Pipe in the amount of $242,100.00 from Clow Corp. as requested in your letter dated August 15, 2008. Any amount in excess of the $242,100.00 approved here will be subject to additional authorization and will be limited so as not to exceed the $250,000.00 limit established by statute.

MMG/erf

cc: Montel M. Gayles
Judy Martinez
Gustavo Giraldo
Elvia Fernandez
Felicia Rawlings - DOWM
Scan
File (Specification No: 68161 /PO No: 18094 )
MEMORANDUM

Date: August 15, 2008

To: Montel Gayles
Chief Procurement Officer
Department of Procurement Services
Attn: Gustavo Giraldo

From: John F. Spatz, Jr.
Commissioner
Department of Water Management

Subject: Request for Emergency Authorization (Rx 39666, 39689, 39690, 39694) - Ductile Iron Push-On Pipe & Mechanical Joint Pipe

The Department of Water Management is requesting an emergency contract for Ductile Iron Push on and Mechanical Joint Pipe. An order was initially placed with the current vendor, Lanan Products on July 2, 2008 for 40,000 ft of 8” Ductile Iron Pipe totaling $601,000. However, the vendor, Lanan Products notified DPS and DWM, via attached email, that Lanan could not make deliveries until there was a resolution on additional matters concerning MBE/WBE compliance.

Since that order was not delivered, the DWM’s stock pile of 8” pipe was down to only 198 ft. In addition, the DWM normally stockpiles approximately 30,000 – 40,000 ft of 8” pipe and since our construction crews have expanded, the 8” pipe has been the most utilized pipe by the Department of Water Management.

Also, because the emergency PO limit is only $250,000, the Department of Water Management has to submit multiple requisitions in order to obtain an adequate supply of 8” ductile iron and 8” mechanical joint pipe that we need to have in our pipe yard. This supply of pipe should also keep us stockpiled over the next two to three months. Additionally, since Lanan Products has refused to make deliveries, we will be submitting our requisition next week for a new contract for Ductile Iron & Mechanical Joint Pipe.

We have solicited four quotations from various vendors who provide the equivalent or like services. We are recommending award be made to Clow Corp. for Water systems for $242,100.00 per each requisition for 8” Ductile Iron Pipe and $65,466.00 for 8” Mechanical Joint Pipe. Attached is the DPS checklist, requisitions 39666, 39689, 39690, 39694 and quotations from Clow Water Systems Company, Johnson Pipe, US Pipe and C&M Pipe.
Thank you in advance for your immediate attention. If you have any questions or need any additional information, please contact Felicia Rawlings, Supervisor of Contracts at 312-745-0581.

cc:  Julie Hernandez – Tomlin
     Beverly Ingram
     Barrett Murphy
     Tommie Talley
     Anthony Matranga
     File
CITY OF CHICAGO
STANDARD PURCHASE ORDER

Furnish the supplies and/or services described below in conformance with conditions set forth herein and in your offer.

<table>
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<tr>
<th>DATE OF AWARD</th>
<th>DEPARTMENT NUMBER</th>
<th>PURCHASE ORDER</th>
<th>SPECIFICATION NUMBER</th>
<th>VENDOR NUMBER</th>
<th>SITE NAME</th>
<th>DELIVERY DATE</th>
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DELIVER TO:

038
BUREAU OF WATER DISTRIBUTION
PIPE YARD F
3001 S ROCKWELL

ORDERED FROM:

CLOW CORP
2266 S SIXTH ST
PO BOX 6001
COSHOCTON, OH 438126001

DELIVERY CHARGES to be PREPAID
TITLE TO PASS ON DELIVERY

BUYER: 43327 GUSTAVO GIRALDO


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<td>PIPE, WATER - PUSH-ON JOINT, 8 INCH - CLASS 56</td>
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<td>Foot</td>
<td>26.90</td>
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PO LINE and SHIPMENT LINE TOTAL: 242,100.00

PURCHASE ORDER TOTAL: 242,100.00

Payment on this order will be made upon receipt of an original vendor invoice form referencing this order.
Submit the original invoice to the department referenced above.
Mark all packages and papers with the purchase number.
Any deliveries containing overshipments will be reflected unless otherwise authorized in this purchase.
This purchase is subject to the City of Chicago General Conditions for Supplies, Work, or Professional Consulting Services; Special Conditions, Disclosure Ownership, Acceptance Page, as applicable, which are attached hereto or incorporated herein by reference.