

CITY OF CHICAGO
 DEPARTMENT OF PURCHASES,
 CONTRACTS AND SUPPLIES
 ROOM 403, CITY HALL, 121 N. LaSALLE ST.

JNCP Form Rev 9/97
S.S.R.
 DATE 01/05/10
 APPROVED... 4-0
 CONDITIONALLY APPROVED... _____
 RETURN TO CPT... _____
 DISAPPROVED... _____

JUSTIFICATION FOR NON-COMPETITIVE PROCUREMENT

COMPLETE THIS SECTION IF NEW CONTRACT(S)

For contract(s) in this request, answer applicable questions in each of the 4 major subject areas below in accordance with the Instructions for Preparation of Non-Competitive Procurement Form on the reverse side.

Request that negotiations be conducted only with Fortbrand Services for the product and/or services described herein.
 (Name of Person or Firm)

This is a request for: _____ (One-Time Contract Per Requisition # 47422, copy attached) or X Term Agreement or _____ Delegate Agency (Check one). If Delegate Agency, this request is for "blanket approval" of all contracts within the _____ (Attach List) Pre-Assigned Specification No. _____ (Program Name) Pre-Assigned Contract No. _____

COMPLETE THIS SECTION IF AMENDMENT OR MODIFICATION TO CONTRACT

Describe in detail the change in terms of dollars, time period, scope of services, etc., is relationship to the original contract and the specific reasons for the change. Indicate both the original and the adjusted contract amount and/or expiration date with this change, as applicable. Attach copy of all supporting documents. Request approval for a contract amendment or modification to the following:

Contract #: _____ Company, or Agency Name: _____
 Specification #: _____ Contract or Program Description: _____
 Mod #: _____ (Attach List, if multiple)

Al Perez 773-894-1823 Aviation

Originator Name	Telephone	Signature	Department	Date
Indicate SEE ATTACHED in each box below if additional space needed:				

(X) PROCUREMENT HISTORY
 A sole source contract (Contract #T25969 11-15-1999 to 4-30-04) was awarded to Fortbrand Services in 1999 for the lease, purchase and the maintenance of Patri Vammas Multipurpose Snow Removal Vehicles. Approximately \$8.2 million was spent during the contract and ten units were purchased. These ten units currently serve as front line equipment during snow operations at O'Hare International Airport. Fortbrand Services was the exclusive North American distributor for Finnish the Patri Vammas brand. When the contract expired in 2004, the Department of Fleet Maintenance assumed maintenance responsibility for the Vammas units and obtained parts through agreements with NAPA. In April of 2008, the snow equipment division of Petri Vammas was purchased by Iowa based Haige Manufacturing. The Haige Group elected to retain Fortbrand as their exclusive North American distributor. Since that time, the manufacturer (Haige) has developed a new snow plow and broom system. This new system was designed to correct flaws and shortcomings discovered over the past ten years of operation at O'Hare. The Chicago Department of Aviation (CDA) believed that the redesign would work and one unit was retrofitted with the new system for testing purposes under sole source PO number 18297 awarded in September 2008. Under PO 18297, the contract language (attached) required the CDA execute a new non-competitive procurement in order to purchase additional retrofit brooms and plows to outfit the remaining nine (9) units in its Vammas fleet. As such, this request serves to initiate that process. The outcome of the test confirmed the performance and efficiency improvements promised. As the CDA is satisfied with the test equipment's operation it intends to move forward with purchasing it at the cost of approximately \$234,100 via PO 18297.

(X) ESTIMATED COST

With the completion of the testing, the CDA has determined that the new plow and broom system is an improvement over the original design and it worked as anticipated. It is our (CDA) intention to retrofit the nine remaining Vammas units with the new broom and plow system as funding permits. The cost to retrofit the Vammas fleet will be approximately 2.1 million dollars (\$238,000 per unit). The savings will amount to approximately \$5,000,000 for a fleet of ten when compared to the purchase of ten new units for \$7,000,000. Attached is the new price quote from Fortbrand Services including pricing for the plow/broom system as well as associated replacement parts. The pricing will be subject to annual price escalations based on the United States Dept. of Labor Producer Price Index for Construction Machinery Manufacturing.

(X) SCHEDULE REQUIREMENTS

Upon award of contract and receipt of a purchase order release, the Contractor will begin to transport the units to Iowa, retrofit the units and return them to O'Hare. The CDA intends to retrofit the remaining nine units once funding is available. However, as this is a DUR contract, the CDA is not obligated to retrofit the entire fleet. The duration of the contract will be three (3) years plus 2 one year extensions to allow time to purchase the plows and brooms as well as procure parts required to maintain and repair the plow and broom as necessary.

(X) EXCLUSIVE OR UNIQUE CAPABILITY

Fortbrand Services is the exclusive North American distributor of Vammas equipment for Haige Manufacturing. Haige Manufacturing is the only manufacturer of this retrofit plow and broom system as they have purchased the Vammas product line from Petri Vammas of Finland. No other equipment manufacturer produces similar aftermarket equipment that is compatible with the existing Vammas units at ORD. Fortbrand will also provide the technical support as well as the training necessary to operate and maintain the units throughout the life of the contract.

(X) OTHER

Fortbrand will comply with the MBE/WBE participation requirements and have committed to the MBE/WBE requirements of 16.9% MBE and 4.5% WBE.

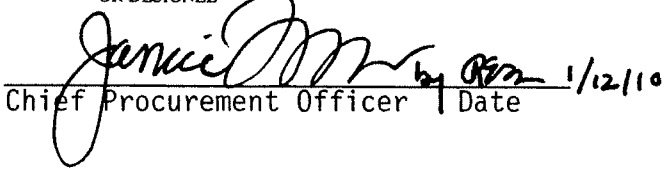
APPROVED BY:


DEPARTMENT HEAD
OR DESIGNEE

12/30/09
DATE


BOARD CHAIRPERSON

01/12/10
DATE


Chief Procurement Officer | Date 1/12/10

DPS PROJECT CHECKLIST

For DPS Use Only

IMPORTANT: ALL INFORMATION SHOULD BE COMPLETED, ATTACH ALL REQUIRED MATERIALS AND SUBMIT FOR ROUTING TO THE DEPARTMENT OF PROCUREMENT SERVICES, ROOM 403, CITY HALL, 121 N. LASALLE STREET, CHICAGO, ILLINOIS 60602, ATTENTION: CHIEF PROCUREMENT OFFICER.

Date Received
Date Returned
Date Accepted
CA/CN's Name

General Information:

Date: 12/30/09
Requisition No.: 47422
Specification No.: (if known) 81716
PO No.: (if known)
Modification No.: (if known)
Previous PO No.: (if known)

Need by (estimated date):
Contact Person: DAVID BOWMAN
Telephone: 773 686-7089
Fax:
Email: Broupin

Project Manager: Bill Palivas
Telephone: 773 686-8411
Fax:
Email: Broupin

Project Description:

Vanner Multipurpose Snow Removal Equipment Retrofit Brooms, Plows and Related Equipment

Funding:

City: Corporate Bond Enterprise Grant* Other:
State: IDOT/Transit IDOT/Highway Grant* Other:
Federal: FHWA FTA FAA Grant* Other:

LINE	FY	FUND	DEPT	ORGN	APPR	ACTV	PROJECT	RPTG	\$ DOLLAR AMOUNT
	2000	582	85	2015	8000	0440	H800005E		2,500,000

Term Estimated Value \$ 2,506,000

*IF GRANT FUNDED, ATTACH COPY OF THE APPROVED GRANT AND APPLICATION AND ANY OTHER TERMS AND CONDITIONS OF FUNDING SOURCE THAT MAY APPLY. GRANT FUNDS MUST BE COMMITTED OR SPENT BY DEADLINE: (DATE)

Scope Statement:

Attached is a Detailed Scope of Services and/or Specification. E-mail softcopy in Microsoft Word to DPS Unit Manager

IMPORTANT:

THIS IS A CRITICAL PORTION OF YOUR SUBMITTAL. IN ORDER FOR DPS TO ACCEPT YOUR SUBMITTAL YOU MUST COMPLETE THE SPECIFIC SCOPE REQUIREMENTS AS SET FORTH IN THE SUPPLEMENTAL CHECKLIST FOR THAT UNIT.

Purchase Order Type (Check All That Apply):

New Request

- Blanket/Term/DUR/Agreement
- Master Agreement (Task Order)
- Standard/One-Time Purchase

Forms

- Requisition
- Special Approvals
- Non-Competitive Review Board (NCRB)

Modification/Amendment

- Time Extension**
- Vendor Limit Increase
- Scope Change/Price Increase/Additional Line Item(s)
- Other (specify):

Contract Term:

** Requested Term (Number of Months): 36 months plus 2 one year extension

Pre-Bid/Submittal Requirements:

Mandatory Pre Bid/Submittal Conference? Yes* No
Requesting Site Visit? Yes No

*If yes, explain reasons why mandatory attendance is necessary.

The following is a general description of what should be included in a Scope of Services or Specification:

A clear description of all anticipated services and products, including: time frame for completion, special qualifications of prospective vendors, special requirements or needs of the project, locations, anticipated participating user departments, citation of any applicable City ordinance or state/federal regulation or statute.

ARCHITECTURAL/ENGINEERING SUPPLEMENTAL CHECKLIST

Required Attachments: Scope of Services, including location, description of project, services required, deliverables, and other information as required

Risk Management

Current Insurance Requirements prepared/approved by Risk Management:

Yes No

Will services be performed within 50 feet of CTA train or other railroad property?

Yes No

Will services be performed on or near a waterway?

Yes No

If applicable, Pre-Qualification Category No.

Category Description:

For Pre-Qualification Program, attach list of suggested firms to be solicited

Other Agency Concurrence Required: None State Federal Other _____

If Amendment request, please verify and provide the following:

Contractor's Name:

Contractor's Address:

Contractor's e-mail Address:

Contractor's Phone Number:

Contractor's Contact Person:

Attach Recommendation of MBE/WBE/DBE Analysis Form

Yes No

AVIATION CONSTRUCTION SUPPLEMENTAL CHECKLIST

DOA sign-off for final design documents:

Yes No

Required Attachments:

Copy of Draft Contract Documents and Detailed Specifications

Risk Management:

Current Insurance Requirements prepared/approved by Risk Management:

Yes No

Will work be performed within 50 feet of CTA or ATS structure or property?

Yes No

Will work be performed airside?

Yes No

*NOTE: Any non-construction Aviation request, complete the applicable section.

Do bid documents contain Sensitive Security Information (SSI)?

Yes* No Redacted

*If yes, attach Confidentiality Statement

Attach Recommendation of MBE/WBE/DBE Analysis Form

Yes No

If Amendment request, please verify and provide the following:

Contractor's Name:

Contractor's Address:

Contractor's e-mail Address:

Contractor's Phone Number:

Contractor's Contact Person:

COMMODITIES SUPPLEMENTAL CHECKLIST

Required Attachments:

- Detailed Specifications (Scope of Services) including detailed description of the product, delivery location, user department contact, price escalation considerations
- Bidder's qualification, contract term and extension options
- Contractor's qualifications, citation of any applicable City/State/Federal statutes or regulations, citation of any applicable technical standards
- Price Lists/Catalogs, technical drawings and other exhibits and attachments as appropriate.

Attach Recommendation of **MBE/WBE/DBE Analysis Form**

Yes No

Is this a **Revenue Producing contract**?

Yes No

If Modification request, please verify and provide the following:

Contractor's Name:

Contractor's Address:

Contractor's e-mail Address:

Contractor's Phone Number:

Contractor's Contact Person:

CONSTRUCTION SUPPLEMENTAL CHECKLIST

Required attachments:

Copy of Draft (80% Completion), Contract Documents and Detailed Specifications

Risk Management

Current Insurance Requirements prepared/approved by Risk Management:

Yes No

Will services be performed within 50 feet of CTA train or other railroad property?

Yes No

Will services be performed on or near a waterway?

Yes No

Attach Recommendation of **MBE/WBE/DBE Analysis Form**

Yes No

If Modification request, please verify and provide the following:

Contractor's Name:

Contractor's Address:

Contractor's e-mail Address:

Contractor's Phone Number:

Contractor's Contact Person:

PROFESSIONAL SERVICES SUPPLEMENTAL CHECKLIST

If New Request (Check applicable boxes):

Is this a **Request for Information (RFI)**?

Yes No

Is this a **Request for Qualifications (RFQ)**?

Yes No

Is this a **Request for Proposal (RFP)**?

Yes No

If RFQ or RFP, did any outside Consultant provide advice or deliverables in developing the RFQ or RFP?

Yes* No

*If yes, Company Name: **PO#**

Attach a narrative explaining the consulting services and deliverables provided.

Is this a **Non-Competitive Procurement**?

Yes* No

*If yes, attach completed Non-Competitive Justification form, vendor proposal and completed MBE/WBE compliance plan (Schedules C-1 and D-1) submitted to the Non-Competitive Review Board.

Is this a request for **Individual Contract Services**?

Yes* No

*If yes and you seek a sole source contract to hire a person as a Consultant, attach completed Office of Compliance "Request for Individual Contract Services" approval form signed by Department Head, Office of Compliance & OBM.

Is this a **Revenue Producing contract**?

Yes No

Does this request involve the **purchase of Software**?

Yes* No

*If yes, is City required to sign a software license?

Yes* No

*If yes, attach descriptions of software and software license agreement.

PROFESSIONAL SERVICES SUPPLEMENTAL CHECKLIST (continued)

Required Attachments (IF RFP/RFQ OR SOLE SOURCE):

Statement of Work (SOW), Deliverables or Scope of Services defined

Does SOW involve any work in the public way?

Yes* No

*If yes, attach list of locations.

Does SOW involve any public improvement to property that requires performance bond or prevailing wage?

Yes* No

*If yes, attach list of locations.

Is City Council approval required?

Yes No

Project or Program Background Information

Project Goals and Objectives

Qualifications or Licenses/Certifications required for any disciplines

Evaluation Criterion desired in RFP or RFQ

Evaluation Committee (EC) members recommended. Attach list of names, titles and departments

Technical and/or Functional Requirements, if applicable

Cost Proposal/Schedule of Compensation structure (If Sole Source, over Contract Term by Milestone Deliverables)

If an Information Technology (IT) project valued at \$100,000.00 or more, attach approval transmittal sheet from Information Technology Governance Board (ITGB)

Attach Recommendation of MBE/WBE/DBE Analysis Form

Yes No

If Amendment request, please verify and provide the following:

Contractor's Name:

Contractor's Address:

Contractor's e-mail Address:

Contractor's Phone Number:

Contractor's Contact Person:

VEHICLES/HEAVY EQUIPMENT SUPPLEMENTAL CHECKLIST

Required Attachments:

Detailed Specifications including detailed description of the vehicle(s) or equipment, mounted equipment, if any, and options/accessories

Special Provisions (Delivery, Warranty, Manuals, Training, Additional Unit Purchase Options, Bid Submittal Information, etc.)

Delivery Location(s)

Technical Literature

Drawings, if any

Part Number List (Manufacturer; or Dealer; or Other Source)

Current Price List(s)/Catalog(s)

Special Approval Form

Exhibits and Attachments

Attach Recommendation of MBE/WBE/DBE Analysis Form

Yes No

Is this a Revenue Producing Contract?

Yes No

If Modification request, please verify and provide the following:

Contractor's Name:

Contractor's Address:

Contractor's e-mail Address:

Contractor's Phone Number:

Contractor's Contact Person:

WORK SERVICES/FACILITY MAINTENANCE SUPPLEMENTAL CHECKLIST

Required Attachments:

- Detailed Specifications (Scope of Services) including detailed description of the work, locations (with supporting detail), user department contacts, work hours/days, laborer/supervisor mix, compensation and price escalation considerations
- Bidder's qualification, contract term and extension options
- Contractor's qualifications, citation of any applicable City/State/Federal statutes or regulations, citation of any applicable technical standards
- Price Lists/Catalogs, technical drawings and other exhibits and attachments as appropriate
- If an Information Technology (IT) project valued at \$100,000.00 or more, attach approval transmittal sheet from Information Technology Governance Board (ITGB)

Risk Management:

- Will services be performed within 50 feet (50') of CTA train or other railroad property? Yes No
- Will services be performed on or near a waterway? Yes No
- Will services require the handling of hazardous/bio-waste material? Yes No
- Will services require the blocking of streets or sidewalks which may affect public safety? Yes No

Attach Recommendation of MBE/WBE/DBE Analysis Form

Yes No

Is this a Revenue Producing contract?

Yes No

If Modification or Amendment request, please verify and provide the following:

Contractor's Name:

Contractor's Address:

Contractor's e-mail Address:

Contractor's Phone Number:

Contractor's Contact Person:

**CITY OF CHICAGO
 PURCHASE REQUISITION**

Copy (Department)

DELIVER TO: 212 VEHICLE SERVICES OFFICE AMC BUILDING, O'HARE CHICAGO, ILL 60666, IL	REQUISITION: 47422 PAGE: 1 DEPARTMENT: 85 - DEPT OF AVIATION PREPARER: David A Bowman NEEDED: APPROVED: 12/30/2009
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REQUISITION DESCRIPTION

REQUEST FOR NON COMPETITIVE BLANKET PURCHASE ORDER W/ FORTBRAND SERVICES FOR VAMMAS MULTIPURPOSE SNOW REMOVAL EQUIPMENT RETROFIT BROOMS, PLOWS AND RELATED EQUIPMENT. THREE YEARS PLUS TWO ONE YEAR EXTENSIONS. SPECIFICATION NUMBER: 81716

COMMODITY INFORMATION

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST
1	7659690010	9.00	Each	0.00	0.00

PARTS, VAMMAS PSB5500 MULTI-PURPOSE SNOW REMOVAL EQUIPMENT - P8400 POLYURETHANE PLOW WITH CUTTING EDGES. INSTALLED, INCLUDES PICKUP FROM AND RETURN DELIVERY TO O'HARE INT'L AIRPORT

SUGGESTED VENDOR: FORTBRAND SERVICES INC **REQUESTED BY:** David A Bowman

DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	Dist. Amt.
1	000	0582	0852015	8000	220440	0000	H800005E	000000	00000	0000	0.00
LINE TOTAL:											0.00

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST
2	7659690014	9.00	Each	0.00	0.00

PARTS, VAMMAS PSB5500 MULTI-PURPOSE SNOW REMOVAL EQUIPMENT - 46 IN. WAFER BROOM SYSTEM WITH WAFERS. (165 WAFERS: 50% WIRE / 50% POLY AND 150 SPACERS). INSTALLED, INCLUDES PICKUP FROM AND RETURN DELIVERY TO O'HARE INT'L AIRPORT

SUGGESTED VENDOR: FORTBRAND SERVICES INC **REQUESTED BY:** David A Bowman

DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	Dist. Amt.
1	000	0582	0852015	8000	220440	0000	H800005E	000000	00000	0000	0.00
LINE TOTAL:											0.00

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST
3	7659690016	9.00	Each	0.00	0.00

PARTS, VAMMAS PSB5500 MULTI-PURPOSE SNOW REMOVAL EQUIPMENT - BROOM DOLLY CRADLE

SUGGESTED VENDOR: FORTBRAND SERVICES INC **REQUESTED BY:** David A Bowman

DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	Dist. Amt.
1	000	0582	0852015	8000	220440	0000	H800005E	000000	00000	0000	0.00
LINE TOTAL:											0.00

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST
4	7659690018	9.00	Each	0.00	0.00

PARTS, VAMMAS PSB5500 MULTI-PURPOSE SNOW REMOVAL EQUIPMENT - 46 IN. WAFER BROOM CORE

SUGGESTED VENDOR: FORTBRAND SERVICES INC **REQUESTED BY:** David A Bowman

DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	Dist. Amt.
1	000	0582	0852015	8000	220440	0000	H800005E	000000	00000	0000	0.00
LINE TOTAL:											0.00

REQUISITION TOTAL: 0.00

**CITY OF CHICAGO
 PURCHASE REQUISITION**

Copy (Department)

DELIVER TO: M01 11601 WEST TOUHY WAREHOUSE BUILDING 891 Chicago, IL 60666	REQUISITION: 46896 PAGE: 1 DEPARTMENT: 85 - DEPT OF AVIATION PREPARER: David A Bowman NEEDED: APPROVED: 12/30/00
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REQUISITION DESCRIPTION
 ELECTRICAL CONTACTORS AND CIRCUIT BREAKERS
 SPECIFICATION NUMBER: 80618

COMMODITY INFORMATION

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST						
1	2852730176	20.00	Each	150.00	3,000.00						
CONTACTORS, LIGHTING - 120V, LINE VOLTAGE, COIL VOLTAGE 120V, ELECTRICALLY HELD, 30A POLES 2 NO-0 NC, MFR: GENERAL ELECTRIC, MODEL CR463L20AJA, NO SUBSTITUTION, NEEDED TO FIT EXISTING APPLICATION											
SUGGESTED VENDOR:			REQUESTED BY: David A Bowman								
DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	Dist. Amt.
1	009	0740	0854020	0365	220365	0000	00000000	000000	00000	0000	3,000.00
LINE TOTAL:											3,000.00

LINE	ITEM	QUANTITY	UOM	UNIT COST	TOTAL COST						
2	2851459159	30.00	Each	32.00	960.00						
BREAKER, CIRCUIT - 20A, ITE, 2P, MRF: SIEMENS, MODEL BQ2B020, NO SUBSTITUTION, NEEDED TO FIT EXISTING APPLICATION											
SUGGESTED VENDOR:			REQUESTED BY: David A Bowman								
DIST	BFY	FUND	COST CTR	APPR	ACCNT	ACTV	PROJECT	RPT CAT	GENRL	FUTR	Dist. Amt.
1	009	0740	0854020	0365	220365	0000	00000000	000000	00000	0000	960.00
LINE TOTAL:											960.00

REQUISITION TOTAL: 3,960.00

Where a commodity is for a particular or unique use other than standard quality, grades, color, size or other characteristics, give details of how it will be and for what purpose.
 Requisitions prepared incorrectly will be returned to the using department.



City of Chicago
Richard M. Daley, Mayor

Department of Aviation
Rosemarie S. Andolino
Commissioner

Chicago O'Hare International Airport
P.O. Box 66142
Chicago, Illinois 60666
(773) 686-2200
(773) 686-8333 (TTY)

O'Hare Modernization Program
P.O. Box 66848
10510 W. Zemke Road
Chicago, IL 60666
(773) 462-7300
(773) 462-8552 (Fax)

Chicago Midway International Airport
5700 South Cicero Avenue
Chicago, Illinois 60638
(773) 838-0600
(773) 838-0795 (TTY)

www.flychicago.com
www.OhareModernization.org

MEMORANDUM

To: Jamie L. Rhee
Chief Procurement Officer

Attention: James McIsaac
Deputy Procurement Officer

From: Rosemarie S. Andolino *RSA*
Commissioner *NE 12/30/09*

Subject: Request for New Non-Competitive Procurement Contract
Purchase of Retrofit Brooms and Plows and Related Parts
for Vammas Multipurpose Snow Removal Vehicles
Vendor: Fortbrand Services

The Chicago Department of Aviation (CDA) is requesting approval for a non-competitive bid procurement contract in order to purchase retrofit brooms and plows for our Vammas Multipurpose Snow Removal Vehicles (Vammas)

The CDA performed testing/inspection of a retrofit plow and broom under a non-competitively procured contract (PO18297) with Fortband over the past 12 months. With the latest modifications, the CDA is satisfied with the equipment's operation and intends to move forward with purchasing the test equipment as allowed by the previously referenced contract. Under that contract, Page 4 Section 2B (attached), the method to purchase additional new retrofit brooms and plows for the remaining 9 units in the fleet is explained. It requires that the request for new contract be brought back before the Chief Procurement Officer as a non-competitive procurement. As such, CDA is requesting approval of this non-competitive procurement for retrofit brooms, plows and related equipment for Vammas Multipurpose Snow Removal Vehicles.

If you have any questions or need additional information regarding this request please contact David Bowman at (773) 686-7089.

Thank you for your cooperation.

Procurement Type: Non-Competitive

Duration: 3 years + 2 one-year extensions

Estimated Annual Cost: \$2,500,000 over 3 years

User Contact: *12/15/09* *ES* Eric Sanders Phone: 686-5977

User Deputy: *12/15/09* *WP* William Palivos Phone: 686-3411

User Managing Deputy: *12/16/09* Al Perez *al Perez* Phone: 894-1823

AMH
12/28/09 Reviewed by: Angela Manning, Managing Deputy Commissioner
CRA 12/15/09



Req 47422 Spec: 81716





50 FAIRCHILD COURT
PLAINVIEW, NY 11803

516.576.3200
FAX 516.576.3221

WWW.FORTBRAND.COM

December 16, 2009

Department of Aviation
City of Chicago
10510 W. Zemke Road
Chicago, IL 60666

Attn: William Palivos
Assistant Commissioner

Re: Equipment for Vammas Multipurpose Snow Removal Equipment
(New Broom and Plow)

Gentlemen:

The City and Fortbrand Services are parties to an agreement, whereby Fortbrand provided a New Broom and Plow to the City for testing and evaluation purposes. At the request of the City, Fortbrand completed certain modifications to the New Broom and the City has tested the New Broom, as so modified.

The City has informed Fortbrand that the City wishes (under Specification No. 68702, Contract / Purchase Order No. 18297) to proceed to purchase the New Broom and Plow that Fortbrand provided to the City for testing and evaluation. Fortbrand Services confirms to the City that, as provided in Attachment C to the Contract, the purchase price for the New Broom is \$171,500; the purchase price for the Plow is \$38,000; and the purchase price for each of the two (2) Broom Dolly Cradles, in possession of the City, is \$12,300 per cradle.

The purpose of this letter is to reiterate that the Contract also provides that if the City decides to purchase additional equipment listed in Attachment C to the Contract, such equipment will be purchased under a new contract using the pricing set forth in Attachment C. This letter will set forth Fortbrand's proposal for the new contract.

Fortbrand hereby confirms to the City that:

- A. Pursuant to Attachment C to the Contract, the pricing for each item, under a new contract, is set forth below.

<u>Item</u>	<u>Price</u>
P8400 Polyethylene Plow with Cutting Edges	\$38,988 ea FOB, ORD
46" Wafer Broom System (Installed) with Wafers (165 Wafers: 50% (10lbs) wire / 50% poly and 150 spacers)	\$171,959 ea FOB, ORD



Broom Dolly Cradle	\$12,619 ea FOB, ORD
46" Wafer Broom Core	\$33,858 ea FOB, ORD
Replacement Plow Blades (Cutting Edges)	\$ 237 ea (6 each per set), FOB, ORD
Replacement Wafers	
Poly Wafers	\$ 19.00 ea
Wire Wafers (10 lbs)	\$ 26.00 ea
Wire Wafers (13 lbs)	\$ 31.00 ea
Spacers	\$ 2.65 ea
	All plus freight

The above pricing, reflects an increase in the US Department of Labor Producer Price Index Construction Machinery, of 2.6% from August, 2008 to August, 2009 as provided for pursuant to Attachment C to the Contract.

- B. There have been no changes in the Economic Disclosure Statement and Affidavit dated June 16, 2009 furnished to the City pursuant to Amendment Two to the Contract and that all certifications and statements contained in the EDS are true, accurate and complete.
- C. Fortbrand Services is the exclusive representative in North America for the sale and aftermarket support of Vammas snow removal equipment.
- * D. Under a new contract Fortbrand Services will meet the goal of 16.9% MBE and 4.5% WBE participation.

If additional information is required, please contact the undersigned.

Very truly yours,

FORTBRAND SERVICES, INC.

Alan J. Stearn
Executive Vice President

Contract Summary Sheet

Contract (PO) Number: 18297

Specification Number: 68702

Name of Contractor: FORTBRAND SERVICES INC

City Department: DEPT OF AVIATION

Title of Contract: Vammass Multipurpose Snow Removal Equipment Retrofit Brooms and Plows
Test and Purchase

Term of Contract: Start Date: 9/17/2008

End Date: 8/31/2009

Dollar Amount of Contract (or maximum compensation if a Term Agreement) (DUR):

\$221,800.00

Brief Description of Work: Vammass Multipurpose Snow Removal Equipment Retrofit Brooms
and Plows Test and Purchase

Procurement Services Contract Area: WORK SERV-AVIATION

Please refer to the DPS website for Contact information under "Doing Business With The City".

Vendor Number: 1065139

Submission Date:

OCT 01 2008

ordinary use and operation of the New Broom and Plow during the course of the test, with Fortbrand providing training, guidance, and assistance as needed and any parts other than the Consumables listed above and minor items such as fasteners ordinarily stocked by the City.

F. The City's test of the New Broom & Plow will end no later than April 30, 2009, the conclusion of the 2008 – 2009 snow season. The City will decide whether to keep the New Broom & Plow and complete the purchase, or to have the New Broom & Plow returned to Fortbrand at no cost to the City, and will notify Fortbrand in writing of that decision in the form of a letter from the Commissioner of the Department of Aviation which will be sent no later than June 30, 2009. Subsequent reattachment of the City's Old Broom to the Existing Vammass Equipment and/or separate shipment of the Old Broom back to the Airport will also be at no charge to the City. While it is contemplated that if the Old Broom is reattached, it will be reattached at Hagie's Facility, the City may agree to allow the work to be done in a different location.

2. Purchase and Payment

A. If the City decides to keep the New Broom & Plow as listed in Attachment A, the price will be as stated in Attachment C and purchase and payment will be in accordance with terms and conditions found in the form agreement attached as Attachment D, which is incorporated herein by reference, but to the extent that any term of the form agreement is inconsistent with this Agreement, the terms of this Agreement will control.

B. Fortbrand agrees that if the City decides to purchase any additional equipment listed on Attachment C, Fortbrand will hold the prices given in Attachment C until August 31, 2009. Additional equipment will be purchased under a new contract in substantial conformity with the form agreement attached as Attachment D using the pricing given in Attachment C. The term of the new contract will be three years, with the option of two one-year extensions. Any purchase without a public bidding process must be approved in the sole discretion of the CPO for non-competitive procurement. Therefore, if the CPO's approval is contingent on documentation to be provided by Fortbrand and Fortbrand is unable to provide the information before August 31, 2009, Fortbrand will hold its prices until CPO approval is granted or denied. Fortbrand understands that it will be required to make a good-faith effort to obtain participation in the resulting contract by City-certified minority and/or women's business enterprises and that it is also encouraged to utilize business enterprises owned by persons with disabilities.

C. It is agreed that the first New Broom & Plow purchased by the City will be the New Broom & Plow actually used in the Test during the 2008 -2009 snow season. Even though the New Broom & Plow used in the Test will not be new equipment when purchased, the City will pay the full price listed on Attachment C. However, prior to purchase of the New Broom & Plow used in the test, Fortbrand will, in conjunction with

AMENDMENT TWO

This amendment ("Amendment") is made and entered into effective as of the 1st day of July, 2009, by and between the CITY OF CHICAGO, a municipal corporation and home rule unit of local government existing under the Constitution of the State of Illinois ("City"), and FORTBRAND SERVICES, INC., a New York corporation ("Fortbrand"). City and Fortbrand are sometimes collectively referred to herein as the "Parties."

This Amendment is to an existing Agreement, contract number 18297, between the Parties for Fortbrand to provide, for the City's existing Vammas PS B5500 Multipurpose Snow Removal Vehicle, a snow broom and snow plow attachment (referred to as New Broom & Plow in the existing Agreement) for testing and evaluation by the City of Chicago at O'Hare International Airport during the 2008-2009 snow season. At the conclusion of the test/evaluation during the 2008-2009 snow season, the City requested, and Fortbrand agreed, that Fortbrand make certain modifications to the New Broom & Plow and allow the City to test and evaluate the New Broom & Plow during the 2009-2010 snow season. A letter from Fortbrand to the City dated May 12, 2009, agreeing to the equipment modifications and time extensions is attached as Exhibit A.

The purpose of this Amendment is to extend the test period to include the 2009-2010 snow season so that the additional modifications requested by the City can be tested and adjust certain milestone dates within the Agreement in accordance with Exhibit A. The Agreement contains a word processing error in that there are two sections entitled "Section 2". The first four references to Section 2 in Exhibit A refer to the first Section 2, and the last three references to Section 2, as well as the statement regarding Section 2B, refer to the second Section 2.

All other terms of the existing agreement remain unchanged.

Signature page follows.



EXHIBIT A

50 FAIRCHILD COURT
PLAINVIEW, NY 11803

516.576.3200
FAX 516.576.3221

WWW.FORTBRAND.COM

May 12, 2009

Mr. David Bowman
Supervisor of Contracts
Department of Aviation
City of Chicago
10510 W. Zemke Road
Chicago, IL 60668

Re: Contract No. 18297
Specification No. 68702
Vammas Multipurpose Snow Removal Equipment
Retrofit Brooms & Plows

Gentlemen:

Pursuant to the above Contract, Fortbrand Services delivered to the City a New Broom and New Plow for testing during the 2008 – 2009 snow season. The City has requested that certain modifications shown be made to the New Broom and Fortbrand Services has agreed to arrange for such modifications to be completed.

The City has further requested that the Test period for the New Broom and New Plow be extended through the conclusion of the 2009 – 2010 snow season. Fortbrand Services has agreed to such extension.

Based upon such extension, the following dates shall be changed in the Contract.

<u>Section #</u>	<u>Current Date Reference</u>	<u>New Date</u>
2D	2008 – 2009	2008 – 2010
2F	April 30, 2009	April 30, 2010
2F	2008 – 2009	2009 – 2010
2F	June 30, 2009	June 30, 2010
2B	August 31, 2009	August 31, 2010
2C	2008 – 2009	2009 – 2010
2D	August 31, 2009	August 31, 2010

Notwithstanding the above, the provision in Section 2B that "Fortbrand will hold the prices given in Attachment C until August 31, 2009" shall not change, but shall remain in effect.