



July 1, 2016

VIA E-MAIL

Ms. Jacqueline Sessa
Onvia Exchange
Email: jsessa@onvia.com

RE: 16-FOIA-140 Contracts; Bid Tabs IFB #71156-A & 08690-A

Dear Ms. Sessa:

We are in receipt of your request for information pursuant to the Illinois Freedom of Information Act, 5 ILCS 140/1 *et seq.* (“FOIA”).

I. Background

On May 25, 2016, we received your request for the contract award information and bid tabulations for IFB Nos. 71156-A for Maintenance & Repairs for Class I & II Gasoline Highway Vehicles; and 08690-A for Inspection & Repair of Vehicle Mounted Cranes & Aerial Devices:

- Contract Award Number;
- Awarded Vendor Name, Address and phone;
- Award Amount;
- Award Date;
- Start Date;
- End Date;
- Contract Terms; and
- Contract Documents

(“Request”). Your Request is granted in part and denied in part.

II. Responsive Documents

In response to your Request, Metra is providing you with the bid tabulation sheets and following contracts awarded for IFB Nos. 71156-A and 08690, respectively, from which you will be able to locate your requested information:

- B54349 – Morgan Park;
- B54350 – Ward Auto;
- B54575 – Triangle Auto;
- B54576 – Firestone;
- B54577 – E&R;
- B54578 – A-Tire;

- B54579 – Kiesters Garage;
- B54580 – Webb; and
- B54112 – Certified Fleet Services, Inc. (IFB No. 08690)

(“Responsive Documents”).

After performing a diligent search of Metra’s records, we have been unable to locate any records responsive to your Request for a bid tabulation sheet or contract for IFB No. 08690-A. Metra’s Procurement Department has advised that IFB No. 08690 was not a re-bid, therefore IFB No. 08690-A does not exist.

III. Partial Denial

While FOIA requires public bodies to provide access to public records generally, FOIA also authorizes units of government to withhold certain information. Therefore, Attorney Thomas Stuebner has determined that the following portions of the Responsive Document are exempt from disclosure under certain provisions of FOIA:

1. The unique identifier (tax identification number) and personal financial information (insurance account numbers) of the party mentioned in the Responsive Documents are being redacted because they are exempt from disclosure under Section 7(1)(b) of FOIA, which exempts “private information.” “Private information” is defined as unique identifiers, including a person's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses.
2. Insurance information contained within the Responsive Documents is being redacted because it is exempt from disclosure under Section 7(1)(s) of FOIA, which exempts “[a]ny and all proprietary information and records related to the operation of an intergovernmental risk management association or self-insurance pool or jointly self-administered health and accident cooperative or pool Insurance or self-insurance (including any intergovernmental risk management association or self-insurance pool) claims, loss or risk management information, records, data, advice or communications.” 5 ILCS 140/7(1)(s). Accordingly, per Attorney Thomas Stuebner, all information regarding insurance within the Responsive Document has been redacted.

IV. Right of Review

A person whose request to inspect or copy a public record was treated by the public body as a request for a commercial purpose under Section 3.1 of FOIA may file a request for review with the Public Access Counselor (“PAC”) of the Illinois Attorney General’s Office for the limited purpose of reviewing whether the public body properly determined that the request was made for a commercial purpose. 5 ILCS 140/9.5(b). You can file your Request for Review with the PAC by writing to:

Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396

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E-mail: publicaccess@atg.state.il.us.

If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of this partial denial letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this partial denial letter when filing a Request for Review with the PAC.

You also have the right to seek judicial review of your partial denial by filing a lawsuit in the circuit court. 5 ILCS 140/11.

If I can be of further assistance to you, please do not hesitate to contact me.

Sincerely,



Kathleen E. Haton
Freedom of Information Officer
foia@metrarr.com
FOIA Hotline #312-663-3642

Attachments