



Metropolitan Water Reclamation District of Greater Chicago

Errata Correction

100 East Erie Street
Chicago, IL 60611

File Number: 19-0699

File Key: 19-0699

Type: Agenda Item

Status: PC Increase
PO/Change Order

Version: 1

Reference:

Controlling Body: Procurement
Committee

File Created Date : 07/11/2019

File Name:

Final Action:

Title label: Authority to decrease purchase order with Deutsch, Levy, Engel LLC, for legal services in representing the District in an environmental remediation action against Nicor/ComEd for District property at Oakton Street and McCormick Boulevard in Skokie, Illinois in an amount of \$30,423.50 from an amount of \$671,471.65 to an amount not to exceed \$641,048.15, Account 901-30000-667220, Purchase Order A84545 (*As Revised*)

Notes: ERRATA CORRECTION

In the Title, the words, "Authority to the decrease purchase order...", are corrected to read, "Authority to decrease purchase order..."

Sponsors:

Enactment Date:

Attachments: 8-8-19 Board Letter Deutsch Levy PO A84545 -
change order log.pdf

Enactment Number:

Contact:

Hearing Date:

Drafter:

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Board of Commissioners	08/08/2019					

Text of Legislative File 19-0699

Authority to decrease purchase order with Deutsch, Levy, Engel LLC, for legal services in representing the District in an environmental remediation action against Nicor/ComEd for District property at Oakton Street and McCormick Boulevard in Skokie, Illinois in an amount of \$30,423.50 from an amount of \$671,471.65 to an amount not to exceed \$641,048.15, Account 901-30000-667220, Purchase Order A84545 (*As Revised*)

Dear Sir:

On December 19, 1996, the Board of Commissioners authorized the Purchasing Agent to issue a

purchase order and enter into an agreement with Deutsch, Levy, Engel LLC, for legal services in representing the District in an environmental remediation action against Nicor/ComEd ("Utilities") for District property at Oakton Street and McCormick Boulevard in Skokie, Illinois, in an amount not to exceed \$50,000.00. The case involved the District's efforts to have the prior owner (Nicor/ComEd) remediate the environmental contamination of the site resulting from their prior operation of a manufactured gas plant at the subject location. The site has been fully remediated by Nicor/ComEd.

The reason for the requested change order is to reduce and close the purchase order.

As of July 2, 2019, the attached list of change orders has been approved. The effect of these change orders resulted in an increase of \$621,471.65 from the original amount awarded of \$50,000.00. The current value of the contract is \$671,471.65. The prior approved change orders reflect a 1,242.9% increase to the original contract value.

The change order is in compliance with the Illinois Criminal Code since the change is in the best interest of the District and was not foreseeable at the time of the signing of the contract.

It is hereby recommended that the Board of Commissioners authorize the Director of Procurement and Materials Management to execute a change order to decrease the purchase order an amount of \$30,423.50 (4.5% of the current Contract value) from an amount not to exceed \$671,471.65 to an amount not to exceed \$641,048.15.

Funds will be restored in Account 901-30000-667220.

Requested, Susan Morakalis, General Counsel SM:CN

Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management

Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement

Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for August 8, 2019

Attachment



Metropolitan Water Reclamation District of Greater Chicago

Errata Correction

100 East Erie Street
Chicago, IL 60611

File Number: 19-0707

File Key: 19-0707

Type: Agenda Item

Status: PC Issue Purchase
Order

Version: 1

Reference:

Controlling Body: Procurement
Committee

File Created Date : 07/18/2019

File Name:

Final Action:

Title label: Issue purchase order and enter into an agreement with Skalar, Inc., to furnish, deliver and install three continuous flow analyzers in an amount not to exceed \$152,540.00, Account 101-16000-634970, Requisition 1522960 *(As Revised)*

Notes: ERRATA CORRECTION

Paragraph 7 is corrected to read, ",.....Revised Appendix D and Appendix V are not included in this contract..."

Sponsors:

Enactment Date:

Attachments:

Enactment Number:

Contact:

Hearing Date:

Drafter:

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Board of Commissioners	08/08/2019					

Text of Legislative File 19-0707

Issue purchase order and enter into an agreement with Skalar, Inc., to furnish, deliver and install three continuous flow analyzers in an amount not to exceed \$152,540.00, Account 101-16000-634970, Requisition 1522960 *(As Revised)*

Dear Sir:

Authorization is requested to issue a purchase order and enter into an agreement with Skalar, Inc. (Skalar) to furnish, deliver and install three continuous flow analyzers for the Analytical Laboratories Division. Total cyanide and total phenols units will be delivered to the Industrial Waste Analytical Laboratory and the total phosphate/nitrogen unit will be delivered to the Stickney Analytical Laboratory; all located at the Stickney Water Reclamation Plant (WRP). This purchase order will expire December 31, 2019.

The total cyanide and total phenol units are used to run cyanide and phenol analyses for the

Metropolitan Water Reclamation District of Greater Chicago and are only performed at the Industrial Waste Analytical Laboratory at the Stickney WRP. These analyses are required by permits, regulations, and ordinances including: water reclamation plant influent and effluent samples for compliance with NPDES permits, industrial discharges to ensure that dischargers are in compliance with the industrial pretreatment regulations, screening samples for the Resource Recovery Ordinance, and the monitoring of water quality in the Chicago area waterways to meet the IEPA designated Water Quality Standard.

The total phosphorus/total nitrogen unit is used to simultaneously run analyses performed by the Stickney Analytical Laboratory to support the Stickney WRP, Industrial Waste Division and the Environmental Monitoring & Research Division by analyzing samples for NPDES permit requirements, industrial discharge compliance, and solids management areas.

Skalar, the sole-service provider for these continuous flow analyzers, has submitted pricing for the services required. Inasmuch as Skalar is the only source of supply for the goods and services required, nothing would be gained by advertising for bids (Section 11.4 of the Purchasing Act).

Skalar, Inc., is registered and in good standing with the State of Illinois.

The Multi-Project Labor Agreement (MPLA) is not applicable to this contract because the classification of work does not fall within the provisions of the MPLA.

The Affirmative Action Ordinance, Revised Appendix D and Appendix V are not included in this contract because it is primarily a furnish and deliver contract.

In view of the foregoing it is recommended that the Director of Procurement and Materials Management be authorized to issue a purchase order and enter into an agreement with Skalar, Inc., in an amount not to exceed \$152,540.00.

Funds are available in Account 101-16000-634970.

Requested, Edward W. Podczerwinski, Director of Monitoring and Research, EWP:KB:JC:RR:cs
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for August 8, 2019



Metropolitan Water Reclamation District of Greater Chicago

Errata Correction

100 East Erie Street
Chicago, IL 60611

File Number: 19-0780

File Key: 19-0780

Type: Agenda Item

Status: To Be Introduced

Version: 1

Reference:

Controlling Body: Stormwater
Management
Committee

File Created Date : 07/31/2019

File Name:

Final Action:

Title label: Authorization for additional payment to Illinois Bell Telephone Company d/b/a AT&T Illinois for a utility relocation fee for Contract 14-263-3F, Melvina Ditch Reservoir Improvements in the City of Burbank, in an amount not to exceed \$201,215.91, Account 501-50000-612490 (*As Revised*)

Notes: ERRATA CORRECTION: In fourth paragraph, December 21, 2019 is changed to read "December 21, 2018"

Sponsors:

Enactment Date:

Attachments:

Enactment Number:

Contact:

Hearing Date:

Drafter:

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Board of Commissioners	08/08/2019					

Text of Legislative File 19-0780

Authorization for additional payment to Illinois Bell Telephone Company d/b/a AT&T Illinois for a utility relocation fee for Contract 14-263-3F, Melvina Ditch Reservoir Improvements in the City of Burbank, in an amount not to exceed \$201,215.91, Account 501-50000-612490 (*As Revised*)

Dear Sir:

On May 3, 2018, the Board of Commissioners authorized payment to Illinois Bell Telephone Company d/b/a AT&T Illinois (AT&T) for a utility relocation fee for Contract 14-263-3F Melvina Ditch Reservoir Improvements in the City of Burbank, in an amount not to exceed \$347,405.96.

The amount authorized was based on AT&T's estimate for relocation of their communication lines to accommodate the District's planned pump station outlet structure improvements in connection with the captioned project, which included work to be performed by AT&T workforce as well as that by outside contractors who bid on a portion of the underground work that AT&T does not self-perform.

On September 6, 2018, the Board of Commissioners authorized payment to Illinois Bell Telephone Company d/b/a AT&T Illinois (AT&T) for an additional payment for utility relocation due to AT&T's low bid for their contracted portion of the work being \$31,129.93 higher than their original estimate.

While performing the work between December 2, 2018 and December 21, 2018, AT&T discovered the condition of their existing facilities required special care to relocate their cables originally installed in the 1970's, which included testing and splicing approximately 4,500 individual connections. This work resulted in actual additional labor, material, and equipment costs exceeding the total estimated amount that they quoted MWRD, by an amount of \$201,215.91.

It is hereby recommended that the Board of Commissioners authorize the additional payment for utility relocation, by direct voucher, to AT&T for Contract 14-263-3F, in an amount not to exceed \$201,215.91. Funds are available in 501-50000-612490.

It is further requested that the Executive Director recommend to the Board of Commissioners that the Chairman of the Committee on Finance and Clerk be authorized and directed to execute any necessary documents in connection with this request on behalf of the District after it is approved by the Director of Engineering as to technical matters and by the General Counsel as to form and legality.

Requested, Catherine A. O'Connor, Director of Engineer, WSS:JK

Recommended, Brian A. Perkovich, Executive Director

Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for August 8, 2019



Metropolitan Water Reclamation District of Greater Chicago

Errata Correction

100 East Erie Street
Chicago, IL 60611

File Number: 19-0787

File Key: 19-0787

Type: Agenda Item

Status: PC Authorization

Version: 1

Reference:

Controlling Body: Procurement
Committee

File Created Date : 08/06/2019

File Name:

Final Action:

Title label: Authorization to decrease cost estimate for Contract 19-603-11, Furnishing and Delivering Roadway Rock Salt to Various Service Areas, from \$125,060.00 to \$42,500.00, Accounts 101-67000/68000/69000-623130, Requisitions 1517976, 1518112 and 1518104 (As Revised)

Notes: ERRATA CORRECTION

In the 6th paragraph, the first sentence is corrected to read, "Funds for the 2019 expenditures, in the amount of \$18,400.00, are available in Accounts 101-67000/68000/69000-623130."

Sponsors:

Enactment Date:

Attachments: Brd. let. - 19-603-11, F.&D. Rock Salt.pdf

Enactment Number:

Contact:

Hearing Date:

Drafter:

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Board of Commissioners	08/08/2019					

Text of Legislative File 19-0787

Authorization to decrease cost estimate for Contract 19-603-11, Furnishing and Delivering Roadway Rock Salt to Various Service Areas, from \$125,060.00 to \$42,500.00, Accounts 101-67000/68000/69000-623130, Requisitions 1517976, 1518112 and 1518104 (As Revised)

Dear Sir:

At the Board Meeting of May 16, 2019, the Board of Commissioners duly authorized the Director of Procurement and Materials Management to advertise Contract 19-603-11, Furnishing and Delivering Roadway Rock Salt to Various Service Areas, for an estimated cost of \$125,060.00. The purpose of this contract is for furnishing and delivering roadway rock salt to various service areas. The contract cost estimate is being decreased because the duration of the contract is being reduced to 12 months from 30 months.

It is hereby recommended that the Board of Commissioners authorize the Director of Procurement

and Materials Management to decrease the cost estimate for Contract 19-603-11 from \$125,060.00 to \$42,500.00.

There will be no bid deposit for this contract.

The revised tentative schedule for this contract is as follows:

Advertise	August 16, 2019
Bid Opening	September 10, 2019
Award	October 3, 2019
Completion	October 31, 2020

The revised estimated 2019 and 2020 expenditures for this contract are \$18,400.00 and \$24,100.00 respectively.

Funds for the 2019 expenditures, in an amount of \$18,400.00, are available in Accounts 101-67000/68000/69000-623130. Funds for the 2020 expenditure are contingent on the Board of Commissioners' approval of the District's budget for that year.

Requested, John P. Murray, Director of Maintenance and Operations, EJS:BK:MAG:JR
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for August 8, 2019

Attachment



Metropolitan Water Reclamation District of Greater Chicago

Errata Correction

100 East Erie Street
Chicago, IL 60611

File Number: 19-0788

File Key: 19-0788

Type: Agenda Item

Status: PC Issue Purchase
Order

Version: 1

Reference:

Controlling Body: Procurement
Committee

File Created Date : 08/06/2019

File Name:

Final Action:

Title label: Issue purchase order and enter into an agreement with Kenny Construction Company, to perform sewer rehabilitation activities on the District's Stockyard Sewer (19-158-2S), in an amount not to exceed \$175,000.00, Account 201-50000-645700, Requisition 1526687 (*As Revised*)

Notes: ERRATA CORRECTION:

The contract number has been added in the title and at the end of the 1st paragraph

Sponsors:

Enactment Date:

Attachments:

Enactment Number:

Contact:

Hearing Date:

Drafter:

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Board of Commissioners	08/08/2019					

Text of Legislative File 19-0788

Issue purchase order and enter into an agreement with Kenny Construction Company, to perform sewer rehabilitation activities on the District's Stockyard Sewer (19-158-2S), in an amount not to exceed \$175,000.00, Account 201-50000-645700, Requisition 1526687 (*As Revised*)

Dear Sir:

Authorization is requested to issue a purchase order and enter into an agreement with Kenny Construction Company to perform sewer rehabilitation activities on the District's Stockyard Sewer (19-158-2S).

The City of Chicago currently has a competitively bid contract with Kenny Construction Company for the rehabilitation of large diameter sewers using the geopolymer technology. The invitation to bid was issued to establish a contract to rehabilitate large diameter sewers located primarily in the area formerly occupied by the Chicago Stockyards.

During the performance of the work on the City of Chicago sewer, the Contractor observed that the downstream District sewer, to which the City sewer connects, has experienced severe deterioration. This 9' diameter brick sewer, which consists of as many as six layers of brick in the lower portion, had deteriorated so significantly that in some places five of the six layers of brick were missing. To address the immediate safety and stability of the sewer, District bricklayers were dispatched to patch the holes and replace missing brick; however, these repairs must be followed by a complete lining of the sewer to provide a lasting benefit.

The contractor is currently working in the City's upstream sewer immediately adjacent to the District sewer and has already excavated an access shaft down to the sewer to allow for the rehabilitation. In order to meet the commitments made to the private property owner, work in this area will be concluding by Labor Day. Upon restoration of the site this season, it will be impossible to perform the rehabilitation work this year and the site may not be available again until late spring 2020 at the earliest. In order to ensure that the District's sewer is rehabilitated as soon as possible it is desirable to perform the work under the City's contract. This request is being made under the District's Purchasing Act (70 ILCS 2605/11.4) since Kenny Construction Company is the only company that can perform the service. Performing the work in this manner also has the benefit of avoiding additional mobilization, excavation, and restoration costs in the future and minimizes the disruption to the privately owned land on which the sewer is located. Payment will be made to Kenny Construction Company according to the actual quantities of work measured in the field, at unit prices based on those in their contract with the City of Chicago.

Kenny Construction and its related subcontractor(s) are in compliance with the District's Multi-Project Labor Agreement requirements.

The geopolymer material being installed on this contract must be installed by certified and authorized applicators. There are no MBE, WBE, SBE or VBE subcontractors authorized for the application of this geopolymer material.

The agreement shall be subject to the approval of the Law Department as to form and legality.

In view of the foregoing, it is requested that the Director of Procurement and Materials Management be authorized to issue a purchase order and enter into an agreement with Kenny Construction Company, in an amount not to exceed \$175,000.00.

Funds are available in Account 201-50000-645700

Requested, Catherine A. O'Connor, Director of Engineering, WSS:KMF
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for August 8, 2018