

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, May 1, 2014

10:00 AM

Board Room

Board of Commissioners

Commissioner Michael A. Alvarez, Commissioner Frank Avila, Vice-President Barbara J. McGowan, Commissioner Cynthia M. Santos, Commissioner Debra Shore, Chairman of Finance Mariyana T. Spyropoulos, Commissioner Kari K. Steele, Commissioner Patrick D. Thompson, President Kathleen Therese Meany

THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

Call Meeting to Order

President Kathleen Therese Meany presiding, called the meeting to order at 10:00 a.m.

Roll Call

Present: 9 - Michael A. Alvarez; Frank Avila; Barbara J. McGowan; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; Kari K. Steele; Patrick D. Thompson; and Kathleen Therese Meany

Approval of Previous Board Meeting Minutes

A motion was made by Frank Avila, seconded by Cynthia M. Santos, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Recess and Reconvene as Committee of the Whole

A motion was made by Debra Shore, seconded by Kari K. Steele, to recess and reconvene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

Recess and Reconvene as Board of Commissioners

At 11:40 a.m. President Kathleen Therese Meany reconvened the regular board meeting to order

Finance Committee

Report

- 1 [14-0363](#) Report to the Board of Commissioners on The Boeing Company's Request for Reimbursement in the amount of \$102,337.03 pursuant to the terms of a Tax Reimbursement Agreement approved by the Board on September 6, 2001

Published and Filed

- 2 [14-0375](#) Report on Cash Disbursements for the Month of March 2014, in the amount of \$48,509,832.10

Attachments: [March 2014 Cash Disbursements Summary](#)

Published and Filed

Authorization

- 3 [14-0427](#) Request Authority to Dispose of District Records

Attachments: [Records Diposal Certificates](#)

Approved

Procurement Committee**Report**

- 4 [14-0384](#) Report of bid opening of Tuesday, April 15, 2014
- Published and Filed**
- 5 [14-0403](#) Report of bid opening of Tuesday, April 22, 2014
- Published and Filed**
- 6 [14-0413](#) Report on rejection of proposals for 13-RFP-01, Consulting Services for Implementation of E-Procurement Business Process Solutions, estimated cost \$600,000.00
- Published and Filed**

Authorization

- 7 [14-0387](#) Authorization for payment to DuPage River/Salt Creek Workgroup for membership dues in an amount not to exceed \$66,661.00, Account 101-15000-612280.
- Approved**
- 8 [14-0404](#) Authorization to amend the agreement with Christopher B. Burke Engineering, Ltd. (CBBEL), for professional engineering services for Contract 13-809-5C, Implementation of the Watershed Management Ordinance - Phase B
- Approved**
- 9 [14-0406](#) Authorization to amend Board Order of February 6, 2014, regarding Issue purchase order and enter into an agreement with AT&T Mobility National Accounts LLC, for Mobile Iron mobile device management system under the State of Illinois contract CMS033559SA, in an amount not to exceed \$26,300.00, Account 101-27000-612210, Requisition 1374529, Agenda Item No. 31, File No. 14-0079
- Approved**
- 10 [14-0411](#) Authorization to amend Board Order of April 17, 2014, regarding Authority to advertise Contract 14-618-11 Furnish and Deliver HVAC and Refrigeration Parts and Services, estimated cost \$348,700.00, Accounts 101-67000/68000/69000-612680/623070/623090/623270/623840, Requisitions 13450344, 1343325, 1343658, 1346193, 1345007, 1345641, Agenda Item No. 11, File No. 14-0320
- Approved**

Authority to Advertise

- 11 [14-0385](#) Authority to advertise Contract 14-040-11, Furnish and Deliver Computer Supplies to Various Locations, for a One-Year Period, estimated cost \$47,600.00, Account 101-20000-623810
Approved
- 12 [14-0388](#) Authority to advertise Contract 14-407-21, Furnish and Deliver Six New Ram Promaster 2500 Cargo Vans, estimated cost \$198,000.00, Account 201-50000-634860, Requisition 1376985
Approved
- 13 [14-0400](#) Authority to advertise Contract 14-051-11 Furnish and Deliver Miscellaneous Hand Tools to Various Locations for a One (1) Year Period, estimated cost \$52,000.00, Account 101-20000-623680
Approved
- 14 [14-0414](#) Authority to advertise Contract 14-986-11 Supervision of Locomotive Inspection, Certification and Repair, estimated cost \$148,300.00, Accounts 101-69000-612670/623250, Requisition 1372073
Approved
- 15 [14-0415](#) Authority to advertise Contract 14-772-11 Sewer Cleaning in the North Service Area, estimated cost \$269,500.00, Accounts 101-66000/67000-612600, Requisition 1376370
Approved

Issue Purchase Order

- 16 [14-0376](#) Issue purchase order to Oracle America, Inc. to Furnish and Deliver Primavera software application licensing maintenance for a one-year period, in an amount not to exceed \$12,701.56, Account 101-27000-612820, Requisition 1378103
A motion was made by Patrick D. Thompson, seconded by Frank Avila, that this Agenda Item be Approved. The motion carried by the following roll call vote:
Aye: 8 - Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany
Abstain: 1 - Michael A. Alvarez
- 17 [14-0379](#) Issue purchase order for Contract 14-100-12 (Re-Bid) Furnish and Deliver Radiochemical Analyses of Water and Wastewater Samples to Environmental, Inc., in an amount not to exceed \$53,184.00, Account 101-16000-612490, Requisition 1361727
Approved

- 18 [14-0382](#) Issue Purchase Order for Contract 13-611-21, Furnish and Deliver Trash Collection Boats to the Stickney Water Reclamation District, to Elastec, Inc., in an amount not to exceed \$265,722.00, Account 201-50000-634790, Requisition 1369634

Approved

- 19 [14-0383](#) Issue purchase order for Contract 14-914-11 Furnishing and Delivering Mechanical Parts to Various Service Areas, to Motion Industries, Inc., in an amount not to exceed \$266,590.00, Accounts 101-67000, 68000, 69000-623270, Requisitions 1359770, 1359788, 1359790, 1359793, 1360887 360887 and 1367568

Approved

- 20 [14-0386](#) Issue purchase order to Bob Ridings, Inc., to Furnish and Deliver two Ford F350 pickup trucks under the State of Illinois Joint Purchasing Contract No. 4017340, in an amount not to exceed \$63,925.00, Account 201-50000-634860, Requisition 1377519

Approved

- 21 [14-0398](#) Issue purchase order and enter into an agreement for Contract 14-RFP-12 Analysis of Physically Demanding Job Classifications and Development of Related Job Analyses for Pre-Employment, Post-Offer and Return-to-Work Testing of Physically Demanding Job Classifications with Mercy Hospital and Medical Center for the period July 1, 2014 through June 30, 2017, in an amount not to exceed \$65,000.00, Account No. 101-25000-612260, Requisition 1370457

Approved

- 22 [14-0402](#) Issue purchase order and enter into an agreement with Agilent Technologies, Inc., to furnish and deliver technical support for Agilent equipment, in an amount not to exceed \$133,210.62, Accounts 101-16000-61297 and 623570, Requisition 1377516

Approved

- 23 [14-0407](#) Issue purchase order and enter into an agreement for Contract 13-RFP-04 Consulting Services for Performance Management System, with Clarity Partners, LLC, in an amount not to exceed \$500,000.00, Account 201-50000-601170 Requisition 1354045

Approved

Award Contract

- 24 [14-0380](#) Authority to award Contract 06-158-3S, Des Plaines River Intercepting Sewer Rehabilitation, SSA, to Kenny Construction Company, in an amount not to exceed \$13,260,672.00, plus a five (5) percent allowance for change orders, in an amount of \$663,033.60, for a total amount not to exceed \$13,923,705.60, Account 401-50000-645700, Requisition 1362017

Attachments: [08-AA.pdf](#)
 [PROJECT INFO.pdf](#)

Approved

Increase Purchase Order/Change Order

- 25 [14-0381](#) Authority to decrease purchase order for Contract 12-442-11, Furnishing On-Site Maintenance Service for Personal Computers, Laptops, Thin Client Units, LCD Flat Panel Monitors, Printers, Scanners and Peripherals, to Systems Solutions, Inc. (SSI) in an amount of \$2,080.98, from an amount of \$19,332.00, to an amount not to exceed \$17,251.02, Account 101-27000-612810, Purchase Order 3072048

Approved

- 26 [14-0389](#) Authority to decrease Contract 11-914-11, Furnish and Deliver Mechanical Repair Parts to the Stickney Water Reclamation Plant, to Bearings & Industrial Supply Co., Inc., in an amount of \$18,237.49, from an amount of \$65,896.95, to an amount not to exceed \$47,659.46, Account 101-69000-623270, Purchase Order 3066838

Attachments: [11-914-11 final.pdf](#)

Approved

- 27 [14-0396](#) Authority to increase Contract 06-023-3P Stop Logs and Diversion Pumps at Wilmette Pump Station and Evanston Pump Station Rehabilitation, North Service Area, to F.H. Paschen/S.N. Nielsen in an amount of \$41,635.00, from an amount of \$17,916,103.96, to an amount not to exceed \$ 17,957,738.96, Accounts 101-50000-612620, 401-50000-645620 and 645720, Purchase Order 5001266

Attachments: [CO 06-023-3P.PDF](#)

Approved

- 28 [14-0397](#) Authority to increase Contract 09-176-3P Sludge Thickening Facilities, Stickney Water Reclamation Plant, to McHugh Construction in an amount of \$317,085.68, from an amount of \$166,004,076.26, to an amount not to exceed \$166,321,161.94, Account 401-50000-645650, Purchase Order 5001115

Attachments: [CO 09-176-3P.PDF](#)

A motion was made by Debra Shore, seconded by Mariyana T. Spyropoulos, that this Agenda Item be Approved. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Abstain: 1 - Michael A. Alvarez

- 29** [14-0399](#) Authority to increase purchase order and amend agreement with the law firm of Tabet, Divito & Rothstein, LLC to represent the District in an appeal filed with the Illinois Appellate Court entitled Metropolitan Water Reclamation District of Greater Chicago v. Terra Foundation, et al., Case No. 13-0307, in an amount of \$60,000.00, from an amount of \$700,000.00, to an amount not to exceed \$760,000.00, Account 101-30000-601170, Purchase Order 3076305

Attachments: [5-1-14 brd ltr attachment report for Tabet increase.pdf](#)

A motion was made by Mariyana T. Spyropoulos, seconded by Patrick D. Thompson, that this Agenda Item be Approved. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Abstain: 1 - Michael A. Alvarez

- 30** [14-0405](#) Authority to decrease Contract 06-363-3D Gloria Alitto Majewski Reservoir Repair and Rehabilitation at the North Service Area, to IHC Construction Companies, LLC in an amount of \$433,473.22, from an amount of \$5,931,777.00, to an amount not to exceed \$5,498,303.78, Account 401-50000-645720 Purchase Order 5001286

Attachments: [CO 06-363-3D.pdf](#)

Approved

- 31** [14-0408](#) Authority to increase Contract 11-617-11, Maintenance and Repair Services for Switchgear, Transformers and Motors at Various Service Areas, to Magnetech Industrial Services, Inc., in an amount of \$20,000.00, from an amount of \$98,628.27, to an amount not to exceed \$118,628.27, Account 101-66000-612620, Purchase Order 5001254

Attachments: [11-617-11 041114.pdf](#)

Approved

- 32** [14-0410](#) Authority to increase Contract 11-818-11, Maintenance and Repair Laboratory Walk-In Coolers, Air Conditioners, Chillers and Ventilation Systems in the Calumet Service Area, to Anchor Mechanical, Inc., in an amount of \$39,599.00, from an amount of \$158,396.01, to an amount not to exceed \$197,995.01, Account 101-68000-612680, Purchase Order 5001245

Attachments: [11-818-11 PO 5001245 Change Order Log as of 4-8-2014 for 5-1-2014 BM.pdf](#)

Approved

- 33 [14-0417](#) Authority to decrease purchase order for Contract 08-418-12, Furnish and Deliver Fifty-Two (52) Multi-Functional Photocopier Devices and a Five-Year Repair Service, Supplies and Maintenance Agreement at Various Locations to Distinctive Business Products, d/b/a Chicago Office Technology Group in an amount of \$11,150.36, from an amount of \$374,299.96, to an amount not to exceed \$363,149.60, Account 101-27000-612810, Purchase Order 3054728

Approved

Budget & Employment Committee

Authorization

- 34 [14-0377](#) Authority to transfer 2014 departmental appropriations in the amount of \$16,000.00 in the Construction Fund

Attachments: [05.01.14 Board Transfer BF5.pdf](#)

Approved

Judiciary Committee

Authorization

- 35 [14-0373](#) Authority to settle the Workers' Compensation claim of Martin DePass v. MWRDGC, Claim #W000817710, in the total sum of \$38,000.00, Account 901-30000-601090

Approved

- 36 [14-0374](#) Authority to settle the Workers' Compensation claim of Daniel Gierut v. MWRDGC, Claim #W000838371, in the total sum of \$38,000.00, Account 901-30000-601090

Approved

Maintenance & Operations Committee

Authorization

- 37 [14-0372](#) Authorization to negotiate and enter into an Intergovernmental Agreement with the City of Chicago Department of Streets and Sanitation for the purpose of accepting the delivery of woodchips to create a composted biosolids product.

Approved

Pension, Human Resources & Civil Service Committee

Authorization

- 38 [14-0409](#) Request for advice and consent as to the Executive Director's designation of Ronald M. Hill, General Counsel, as the MWRD's Ethics Advisor, pursuant to the Ethics Ordinance

Deferred by Mariyana T. Spyropoulos

- 39 [14-0412](#) Request for advice and consent to the appointments and compensation of Zelda B. Harris, Jose A. Lopez, and Michael J. Weicher as Commissioners to the MWRD Ethics Commission, pursuant to the Ethics Ordinance

Deferred by Mariyana T. Spyropoulos

Public Information & Education

Authorization

- 40 [14-0367](#) Report on May 3, 2014 State of Illinois Environmental Protection Agency's Household Hazardous Waste Collection Program (*As Revised*)

Approved

Real Estate Development Committee

Authorization

- 41 [14-0378](#) Authority to grant a 25-year non-exclusive easement to AT & T to construct, operate, maintain, repair and remove a shelter building within a 25' x 40' area and to place antennae on the District's adjacent water tower located at 3908 South Laramie Avenue in Stickney, Illinois. Consideration shall be an initial annual fee of \$21,600.00

Attachments: [brd ltr attachment map AT&T 25 yr easement 3908 S Laramie.pdf](#)

Approved

- 42 [14-0420](#) Authority to issue a three-month confined space entry permit to the Village of Wheeling to install, monitor, and remove seven flow meters within the District's intercepting sewers located in Wheeling, Illinois for a sanitary sewer evaluation survey. Consideration shall be a nominal fee of \$10.00

Attachments: [5-1-14 brd ltr attachment map-Village of Wheeling permit.pdf](#)

Approved

Stormwater Management Committee

Authorization

- 43 [14-0392](#) Authority to enter an intergovernmental agreement with the Village of Hinsdale whereby the Village of Hinsdale will enforce the DuPage County Countywide Stormwater and Flood Plain Ordinance for the entire Village of Hinsdale

Approved

- 44 [14-0393](#) Authority to enter into intergovernmental agreements with the Village of Northbrook and the Village of Niles for authorization to administer provisions of the Watershed Management Ordinance with respect to stormwater management

Approved

- 45 [14-0394](#) Authority to approve and adopt permit fees for the Watershed Management Ordinance

Attachments: [WMO Appendix F Permit Fees.pdf](#)

Approved

Miscellaneous and New Business

Resolution

- 46 [14-0366](#) RESOLUTION sponsored by the Board of Commissioners recognizing the 100 year anniversary of the incorporation of Schiller Park

A motion was made by Cynthia M. Santos, seconded by Frank Avila, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays

- 47 [14-0419](#) RESOLUTION sponsored by the Board of Commissioners congratulating employees who retired in the last year

Attachments: [retirees 4-30-14.pdf](#)

A motion was made by Debra Shore, seconded by Barbara J. McGowan, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays

Additional Agenda Items

- 48 [14-0395](#) Authorization to utilize contingency funds on Contract 11-054-3P Disinfection Facilities, Terrence J. O'Brien Water Reclamation Plant, to Walsh Construction Company II, LLC in an amount of \$177,612.78, Account 401-50000-645650, Purchase Order 4000005 (As revised)

Attachments: [CO11-054-3P.pdf](#)

Approved

- 49 [14-0426](#) Authority to decrease Contract 11-711-11, Maintain and Repair HVAC Equipment and Appurtenances at the Egan Water Reclamation Plant, to Anchor Mechanical, Inc., in an amount of \$23,039.51, from an amount of \$78,158.81, to an amount not to exceed \$55,119.30, Account 101-67000-612680, Purchase Order 5001243

Attachments: [11-711-11 PO 5001243 Change Order Log as of 3-28-14 for 4-17-14 BM.pdf](#)

Approved

Approval of the Consent Agenda with the exception of Items: 16, 28, 29, 38, 39 46 and 47

A motion was made by Frank Avila, seconded by Barbara J. McGowan, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Meeting Summary

Speakers

Barbara J. Piltaver, Mayor of Schiller Park, accepted the resolution recognizing the 100 year anniversary in the incorporation of Schiller Park (Re: Miscellaneous and New Business Item #46)

George Blakemore, concerned citizen, addressed the Board (Re: Procurement Item #22)

Harry McGraw, Community Liason with the United Services of Chicago, commended the District for the opportunities created in the construction industry and expressed desire to work closely with the District

Summary of Requests

David St. Pierre

1. Debra Shore recommended staff move towards e-procurement practices. (Re: Procurement Item #6)

2. Debra Shore recommended an expedited process be considered (Re: Procurement Item # 18)

3. Frank Avila and Debra Shore recommended that information be provided to the General Public in an annual report regarding test results of hazardous materials going into the waters (Re: Procurement Item #22)

4. Debra Shore requested consideration for the distribution of flyers informing on the use of rain barrels at next years event (Re: Public Information & Education Item #40)

5. Kari K. Steele requested the District identify a city site for next years event (Re: Public Information & Education Item #40)

Study Session

None

Announcements

Retirement Celebration Dinner, Saturday, May 10, 2014 at Palos Country Club-Grand Ballroom 13100 Southwest Highway Orland Park, IL from 6:00 p.m. to 10:00 p.m.

Board Letter Submission Dates

The next regular board meeting is scheduled for May 15, 2014 please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: May 2, 2014.

Date all agenda items are due to the Executive Director: 1:00 p.m., May 7, 2014.

Adjournment

A motion was made by Mariyana T. Spyropoulos, seconded by Frank Avila, that when the Board adjourns, it adjourns to meet again on Thursday, May 15, 2014 at 10:00 a.m., and also move that today's meeting be adjourned. The motion carried by the following roll call vote:

/s/ Jacqueline Torres, Clerk

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

APPROVAL:

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this May 1, 2014, are hereby approved.

APPROVED:

/s/ Kathleen Therese Meany

President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago

May 1, 2014