

Metropolitan Water Reclamation District of Greater Chicago

*100 East Erie Street
Chicago, IL 60611*



Regular Board Meeting Minutes

Thursday, November 20, 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: 8 - Michael A. Alvarez; Barbara J. McGowan; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; Kari K. Steele; Patrick D. Thompson; and Kathleen Therese Meany

Absent: 1 - Frank Avila

Approval of Previous Board Meeting Minutes

A motion was made by Debra Shore, seconded by Mariyana T. Spyropoulos, 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 Barbara J. McGowan, seconded by Mariyana T. Spyropoulos 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 11:20 a.m. President Kathleen Therese Meany reconvened the regular board meeting to order

Procurement Committee

Report

- 1 [14-1357](#) Report of bid opening of Tuesday, November 4, 2014

Published and Filed
- 2 [14-1360](#) Report on advertisement of Request for Proposal 15-RFP-05 Professional Services for a Technical Writer, estimated cost \$67,000.00, Account 101-25000-601170, Requisition 1388453

Published and Filed
- 3 [14-1377](#) Procurement and Materials Management Department - 2013 Annual Report

Attachments: [Procurement and Materials Management 2013 Annual Report.pdf](#)

Published and Filed

Authorization

- 4 [14-1314](#) Authorization to enter into agreements with the Board of Regents of the University of Wisconsin System, through the University of Wisconsin-Madison, Illinois Institute of Technology, and Lake Forest Graduate School of Management pursuant to Contract 14-RFP-21R, Master Agreement for Professional Development Courses for a Three-Year Period (Re-Bid), beginning January 1, 2015 and continuing through December 31, 2017.

Approved

- 5 [14-1316](#) Authorization to amend Board Order of April 17, 2014, accepting initial annual rental bid for Contract 14-361-11 Proposal to Lease for 39 years 16.77+/- acres of District real estate located at 18500 West 9th Street in Unincorporated Lockport, Will County, Illinois; Main Channel Parcels 15.02 and 15.04 from ACL Transportation Services, LLC in the amount of \$147,200.00, Agenda Item No. 6, File No. 14-0319

Approved

- 6 [14-1331](#) Authorization to amend Board Order of September 18, 2014, for Authority to advertise Contract 15-697-11 Services of Tractors with Rotavators and Sludge Pumps with Operators, estimated cost \$1,830,000.00, Accounts 101-66000-612520, Requisition 1379120, Agenda Item No. 8, File No. 14-1049

Approved

Authority to Advertise

- 7 [14-1317](#) Authority to advertise Contract 15-100-11 Furnish and Deliver Automatic Samplers, estimated cost \$52,500.00, Account 101-16000-623570, Requisition 1387993

Approved

- 8 [14-1326](#) Authority to advertise Contract 09-182-3E D799 Switchgear Replacement, Stickney WRP, estimated cost \$7,500,000.00, Account 401-50000-645650, Requisition 1387568

Approved

- 9 [14-1329](#) Authority to advertise Contract 15-927-11 Furnish and Deliver Parts and Repairs for PLC Modules, estimated cost \$45,000.00, Accounts 101-69000-612650/623070, Requisition 1384626

Deleted by the Executive Director

- 10 [14-1330](#) Authority to advertise Contract 15-988-11, Inspection, Testing and Repair of Railroad Crossing Signal Systems, estimated cost \$69,000.00, Account 101-69000-612670, Requisition 1385792

Approved

- 11 [14-1352](#) Authority to advertise Contract 15-012-11 Furnish and Deliver Paint, Brushes, Solvents and Stains to Various Locations for a One (1) Year Period, estimated cost \$47,000.00, Account 101-20000-623190

Approved

- 12 [14-1353](#) Authority to advertise Contract 15-002-11 Furnish and Deliver Cylinder Gases and Bulk Liquid Argon to Various Locations for a One (1) Year Period, estimated cost \$30,300.00, Account 101-20000-623840

Approved

Issue Purchase Order

- 13 [14-1327](#) Issue purchase order to CDW-Government LLC to Furnish and Deliver VMware Software, Support and Subscription, in an amount not to exceed \$103,631.92, Accounts 101-27000-612820, 623800, Requisition 1383586

Approved

- 14 [14-1328](#) Issue purchase order to Aerico, Inc. to Furnish and Deliver APC replacement batteries in an amount not to exceed \$24,946.40, Account 101-27000-634990, Requisition 1383584

Approved

- 15 [14-1337](#) Issue a purchase order and enter into an agreement with the law firm of Schuyler, Roche & Crisham, P.C. to represent the District in the matter of Sandra Hernandez, as the Special Administrator of the Estate of Gustavo Briceno, deceased v. City of Chicago and Metropolitan Water Reclamation District of Greater Chicago, Case No. 14 L 008944, in an amount not to exceed \$75,000.00, Account 101-30000-601170, Requisition 1388446

Approved

- 16 [14-1347](#) Issue purchase order and enter into an agreement for Contract 15-RFP-02 State Legislative Liaison Consulting Services, with Kevin J. Fitzpatrick in an amount not to exceed \$102,000.00, Account 101-15000-601170, Requisition 1388009

Approved

- 17 [14-1348](#) Issue purchase order and enter into an agreement for Contract 15-RFP-01, Perform Federal Legislative Consulting Services, with Carmen Group, Inc., in an amount not to exceed \$417,600.00, Account 101-15000-601170, Requisition 1388008

Deferred by Debra Shore

- 18 [14-1355](#) Issue purchase order for Contract 14-474-11, Furnish and Deliver One-Year Site License Software Maintenance Renewal of FileMaker Pro Software to the MWRDGC, to KOI Computers, Inc., in an amount not to exceed \$29,578.50, Account 101-27000-612820, Requisition 1381928

Approved

- 19 [14-1359](#) Issue purchase order for Contract 14-045-11 to Sun-Times Media Productions, LLC, to Publish Invitations to Bid for Contracts, Legal Notices for Original Entrance and Promotional Civil Service Examinations, and Other Legal Notices for a One-Year Period, in an amount not to exceed \$58,100.00, Account 101-20000-612360, Requisition 1384301

Approved

- 20 [14-1375](#) Issue purchase order for Contract 14-802-21, Furnish and Deliver a Four-Wheel Drive, One Ton, Crew Cab Pickup Truck to the Prairie Plan Site in Fulton County, Illinois, to Sutton Ford, Inc., in an amount not to exceed \$36,818.30. Account 201-50000-634860, Requisition 1351605

Approved

Award Contract

- 21 [14-1351](#) Authority to award Contract 04-128-3P, Westside Primary Settling Tanks 1-9 and Aerated Grit Facility at the Stickney Water Reclamation Plant, to IHC Construction Companies and F.H. Paschen, S.N. Nielsen Joint Venture, in an amount not to exceed \$224,760,000.00, plus a five (5) percent allowance for change orders, in an amount of \$11,238,000.00, for a total amount not to exceed \$235,998,000.00. Accounts 401-50000-645650, 645680 and 645780 Requisition 1379868

Attachments: [08-AA.pdf](#)
[Project View.pdf](#)

Deleted by the Executive Director

- 22 [14-1356](#) Authority to award Contract 15-866-11, Security Services at the Prairie Plan Site in Fulton County, Illinois, to Elam Private Detective, Inc., in an amount not to exceed \$172,868.96, Account 101-68000-612490, Requisition 1378433

Approved

- 23 [14-1358](#) Authority to award Contract 15-021-11, Furnish and Deliver Unleaded Gasoline to Various Locations for a One (1) Year Period, Items 1 and 2, to G. Cooper Oil Company, Inc., in an amount not to exceed \$376,872.70, Accounts 101-20000, 66000-623820

Attachments: [1502111 items.pdf](#)

Approved

Increase Purchase Order/Change Order

- 24 [14-1315](#) Authority to increase purchase order and amend the agreement with Schiff Hardin LLP to represent and counsel the District in connection with renewable energy projects, in an amount of \$200,000.00, from an amount of \$150,000.00, to an amount not to exceed \$350,000.00, Account 201-50000-601170, Purchase Order 3081196

Approved

- 25 [14-1324](#) Authority to increase Contract 09-176-3P Sludge Thickening Facilities, Stickney Water Reclamation Plant, to McHugh Construction in an amount of \$26,531.98, from an amount of \$166,446,038.16, to an amount not to exceed \$166,472,570.14, Account 401-50000-645650, Purchase Order 5001115

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

Approved

- 26 [14-1325](#) Authority to increase purchase order and amend the agreement with CohnReznick LLP, for Contract 10-RFP-22 (RE-BID) Appraisal Services for Real Estate in an amount of \$25,000.00, from an amount of \$172,000.00, to an amount not to exceed \$197,000.00, Account 501-50000-612490, Purchase Order 3075791 (*As Revised*)

Attachments: [CO CohnReznick.pdf](#)

Approved

- 27 [14-1332](#) Authority to increase purchase order and amend the agreement with Arnstein & Lehr, LLP for legal services related to the impending bankruptcy of FutureMark Paper Company D/B/A Alsip Acquisition, LLC, and other miscellaneous bankruptcy matters, in an amount of \$40,500.00, from an amount of \$9,500.00, to an amount not to exceed \$50,000.00, Account 101-30000-601170, Purchase Order 3080949

Approved

- 28 [14-1338](#) Authority to increase Contract 12-408-11, Janitorial Services for the Main Office Building Complex for a Thirty-Six (36) Month Period, to RJB Properties, Inc., in an amount of \$16,000.00, from an amount of \$1,680,210.59 to an amount not to exceed \$1,696,210.59 Accounts 101-15000-612370 and 612390, Purchase Order 5001363

Attachments: [Increase PO 5001363.pdf](#)

Approved

- 29 [14-1350](#) Authority to decrease purchase order and amend the agreement with Unisource Worldwide, Inc., for Contract 11-425-12, Furnish and Deliver Offset and Miscellaneous Specialty Paper to Various District Locations for a Thirty-Six (36) Month Period, in an amount of \$34,125.98, from an amount of \$241,356.60 to an amount not to exceed \$207,230.62, Account 101-15000-623520, Purchase Order 3071830

Attachments: [Decrease and close PO 3071830.pdf](#)

Approved

- 30 [14-1374](#) Authority to increase the purchase order and amend the agreement for Contract 12-RFP-34 for a Third-Party Administrator for Workers' Compensation and Other Services, with PMA Management Corp. in an amount of \$7,000.00, from an amount of \$528,759.50 to an amount not to exceed \$535,759.50, Account 101-25000-601170, Purchase Order 3076578

Attachments: [14-1374 12-RFP-34 List of Change Orders](#)

Approved

Engineering Committee

Report

- 31 [14-1343](#) Report on change orders authorized and approved by the Director of Engineering during the month of October 2014

Attachments: [CO October \(1\).pdf](#)

[CO October \(2\).pdf](#)

[CO Status.pdf](#)

Published and Filed

Judiciary Committee

Authorization

- 32 [14-1365](#) Authority to settle the Workers' Compensation Claim of Mark Williams vs. MWRDGC, Claim # W000838126, in the sum of \$57,004.00, Account 901-30000-601090

Approved

- 33 [14-1366](#) Authority to settle the Workers' Compensation Claim of Charles Bravo vs. MWRDGC, Case 12 WC 15386, Illinois Workers' Compensation Commission (IWCC), in the sum of \$300,000.00, Account 901-30000-601090

Approved

Labor & Industrial Relations Committee**Authorization**

- 34 [14-1367](#) Authority to Approve the Agreement Between the Metropolitan Water Reclamation District of Greater Chicago and The Building Trades Coalition and Chicago Regional Council of Carpenters

Attachments: [Building Trades Agreement 2014-2017.pdf](#)

Approved

- 35 [14-1369](#) Authority to Approve the Agreement Between the Metropolitan Water Reclamation District of Greater Chicago and the SEIU Local 1, Firemen and Oilers Division

Attachments: [SEIU Local 1 Agreement 2014-2017.pdf](#)

Approved

- 36 [14-1370](#) Authority to Approve the Agreement between the Metropolitan Water Reclamation District of Greater Chicago and the International Brotherhood of Electrical Workers, Local Union No. 9, Electrical Instrumentation and Testing, (AFL-CIO)

Attachments: [Local 9, EITM Agreement 2014-2017.pdf](#)

Approved

- 37 [14-1371](#) Authority to Approve the Agreement Between the Metropolitan Water Reclamation District of Greater Chicago and the International Brotherhood of Electrical Workers, Local Union No. 9, Electrical Operations (AFL-CIO)

Attachments: [Local 9, Electrical Operations Agreement 2014-2017.pdf](#)

Approved

- 38 [14-1372](#) Authority to Approve the Agreement Between the Metropolitan Water Reclamation District of Greater Chicago and the International Union of Operating Engineers, Local 399 (AFL-CIO)

Attachments: [Local 399 Agreement 2014-2017.pdf](#)

Approved

- 39 [14-1373](#) Authority to Approve the Agreement Between the Metropolitan Water Reclamation District of Greater Chicago and the International Brotherhood of Teamsters, Local 700

Attachments: [Local 700 Agreement 2014 - 2017.pdf](#)

Approved

Maintenance & Operations Committee

Reports

- 40 [14-1334](#) Report on change orders authorized and approved by the Director of Maintenance and Operations during the months of January through October, 2014

Attachments: [R-98 Report Jan-Oct 2014.pdf](#)

Deleted by the Executive Director

Real Estate Development Committee

Authorization

- 41 [14-1311](#) Authority to commence statutory procedures to lease approximately 24 acres of District real estate located between 9th Street and Division Street in Lockport, Will County, Illinois; Main Channel Parcel 15.05

Attachments: [11-20-14 Aerial of Parcel 15.05 plus wall space.pdf](#)

Approved

- 42 [14-1313](#) Authority to enter into a 10-year lease with the Village of Summit on approximately 3.0 acres of District real estate located at 7800 Canal Bank Road in Summit, Illinois and known as Main Channel Atlas Parcel 34.03 for the operation of a public boat launch facility. Consideration shall be a nominal fee of \$10.00 plus 25% of the net annual profits

Attachments: [11-20-14 aerial - Village of Summit.pdf](#)

Approved

- 43 [14-1339](#) Authority to issue a 5-year permit extension to Community Unit School District #3 to continue to use 196.99 acres District real estate located in Cuba, Fulton County, Illinois, as a farm land laboratory to educate high school students in agriculture production. Consideration shall be an annual fee of \$10,350.00

Attachments: [11-20-14 map - Community Unit School Dist 3 Fulton Cnty.pdf](#)

Approved

- 44 [14-1340](#) Authority to issue a 5-year permit extension to the Board of Trustees of Junior College District 534 to continue to use approximately 39.16 acres of District real estate located on the former Consolidation Coal Company Farm (Gavenda Tract) in Fulton County, Illinois, as a farm land laboratory. Consideration shall be an annual fee of \$2,927.00

Attachments: [11-20-14 map - Junior Colleg Dist 534 - Fulton Cnty.pdf](#)

Approved

- 45 [14-1341](#) Authority to issue a 2-month permit to BP Pipelines (North America) Inc. to use an approximately 200' x 200' portion of Cal-Sag Channel Parcel 13.03 located along the southerly bank of the Cal-Sag Channel in Robbins, Illinois, as a temporary work space to conduct hydrostatic testing of Chicap Pipe Line Company's pipeline. Consideration shall be \$2,500.00

Attachments: [11-20-14 aerial - BP hydrostatic testing.pdf](#)

Approved

- 46 [14-1342](#) Authority to issue a one (1) year permit extension to West Shore Pipe Line Company on approximately 22,050 sq. ft. of District real estate located on portions of Main Channel Parcels 28.01 and 32.03 in Willow Springs and Bedford Park, Illinois for construction staging. Consideration shall be \$2,500.00

Attachments: [West Shore 1 yr Permit Extension MC 28.01 & 32.03 Bd Ltr Nov 20 2014.pdf](#)

Approved

State Legislation & Rules Committee

Authorization

- 47 [14-1379](#) Adoption of Amendments to the Rules of the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago (*Deferred from the November 6, 2014 Board Meeting*)

Approved

Stormwater Management Committee

Report

- 48 [14-1345](#) Report on Watershed Management Ordinance, Update on Ordinance Administration Progress

Published and Filed

Authorization

- 49 [14-1344](#) Authority to enter into an intergovernmental agreement with the Village of Barrington whereby the Village of Barrington will enforce the Lake County Watershed Development Ordinance for the entire Village of Barrington

Approved

Miscellaneous and New Business

Ordinance

- 50 [O14-014](#) Authority to extend the sunset date provision of Ordinance O12-003 from December 6, 2014 to June 4, 2015, Revisions to the Affirmative Action Interim Ordinance, Appendix D, of the Metropolitan Water Reclamation District of Greater Chicago

Attachments: [O14-014 Board Letter.pdf](#)
[ord 014-014.pdf](#)

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

Aye: 7 - Michael A. Alvarez, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Kathleen Therese Meany

Absent: 2 - Frank Avila, Patrick D. Thompson

Additional Agenda Items

- 51 [14-1333](#) Authority to increase Contract 13-610-12, Furnish and Deliver Boiler Repair Parts and Recertified Safety Relief Valves to Various Locations, to Independent Mechanical Industries, Inc., in an amount of \$28,500.00 from an amount of \$310,000.00 to an amount not to exceed \$338,500.00, Accounts 101-68000-623070/623090, Purchase Order 3079608

Approved

- 52 [14-1336](#) Report on change orders authorized and approved by the Director of Maintenance and Operations during the months of June through December, 2013

Attachments: [R-98 Report June - Dec 2013.pdf](#)

Deleted by the Executive Director

- 53 [14-1378](#) Issue purchase order to Mesirow Insurance Services, Inc. for Furnishing Excess Workers' Compensation Coverage and Excess Casualty Insurance Coverage for the District in an amount not to exceed \$1,061,080.00, Account 101-25000-612290, Requisition-1388452

Approved

Approval of the Consent Agenda with the exception of Items: 9, 17, 21, 40, 50, 52, 54 and 55

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

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

Absent: 1 - Frank Avila

- 54 [14-1380](#) Authority to grant an 18-month construction easement to GIC 101 Erie, LLC on District real estate located at 101 East Erie Street in Chicago, Illinois. Consideration shall be a \$2,500.00 document preparation fee

Attachments: [GIC Renovation Bd. Ltr. Nov 20 2014.pdf](#)

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

Aye: 7 - 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

Absent: 1 - Frank Avila

- 55 [14-1385](#) RESOLUTION sponsored by the Board of Commissioners recognizing Board President Kathleen Therese Meany's twenty-six years of service to the Metropolitan Water Reclamation District and congratulating her on her well-earned retirement

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

Absent: 1 - Frank Avila

Meeting Summary

Speakers

Thomas Healy, Vice President SEIU Local 1, addressed the Board (Re: Labor & Industrial Relations Item #35)

George Blakemore, concerned citizen, voiced concerns on various items (Re: Labor & Industrial Relations Item #35) (Re: Miscellaneous and New Business Item #55)

Geraldine Gray, District Employee, addressed the Board (Re: Miscellaneous and New Business Item #55)

President Kathleen Therese Meany accepted a resolution on her 26 years of service to the District and congratulating her on her well earned retirement (Re: Miscellaneous and New Business Item #55)

Summary of Requests

David St. Pierre

1. Debra Shore requested staff inquire if e-procurement solution can be used to increase efficiency and decrease clerical errors (Re: Procurement Item #3)

Study Session

*The Annual Meeting will be held on Tuesday, December 2, 2014 at 2:00 p.m.
A Study Session to review the primary Bond sale documents and the official statement disclosure will be held on Thursday, December 4, 2014, immediately following the Board Meeting.
A Public Hearing to consider the proposed 2015 Budget will be held on Wednesday, December 10, 2014 at 10:00 a.m.
A Special Meeting to Adopt the 2015 Budget will be held on Thursday, December 11, 2014 at 10:00 a.m.
A Study Session to discuss the District's Land Use Policy and green infrastructure will be held December 11, 2014 at 1:00 p.m., in the Board Room,*

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for December 4, 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: November 21, 2014. Date all agenda items are due to the Executive Director: 1:00 p.m., TUESDAY- November 25, 2014.

Adjournment

**A motion was made by Mariyana T. Spyropoulos, seconded by Cynthia M. Santos, that when the Board Adjourns, it adjourns to meet again on Thursday, December 4, 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: 8 - Michael A. Alvarez, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Absent: 1 - Frank Avila

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 November 20, 2014, are hereby approved.

APPROVED:

**/s/ Kathleen Therese Meany
President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago**

November 20, 2014