

Metropolitan Water Reclamation District of Greater Chicago

*100 East Erie Street
Chicago, IL 60611*



Regular Board Meeting Minutes

Thursday, December 20, 2018

10:30 AM

Board Room

Board of Commissioners

Chairman of Finance Frank Avila, Commissioner Cameron Davis, Commissioner Kimberly Du Buclet, Commissioner Marcelino Garcia, Vice-President Barbara J. McGowan, Commissioner Josina Morita, Commissioner Debra Shore, Commissioner Kari K. Steele, President Board of Commissioners Mariyana T. Spyropoulos

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 Mariyana T. Spyropoulos presiding, called the meeting to order at 10:35 a.m.

Roll Call

Present: 8 - Frank Avila; Cameron Davis; Kimberly Du Buclet; Marcelino Garcia; Barbara J. McGowan; Debra Shore; Kari K. Steele; and Mariyana T. Spyropoulos
Absent: 1 - Josina Morita

Approval of Previous Board Meeting Minutes

A motion was made by Cameron Davis, seconded by Marcelino Garcia, that the minutes from the last Regular Board Meeting of December 6, 2018 be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

A motion was made by Cameron Davis, seconded by Frank Avila, that the minutes from the Public Hearing of December 6, 2018 be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

A motion was made by Cameron Davis, seconded by Kari K. Steele, that the minutes from the Special Meeting of December 13, 2018 be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Public Comments

None

Recess and Convene as Committee of the Whole

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

Recess and Reconvene as Board of Commissioners

At 12:05 President Mariyana T. Spyropoulos reconvened the regular board meeting to order

Finance Committee

Report

- 1 [18-1307](#) Report on investments purchased during October 2018

Attachments: [Inv Purch 2018-10 att.pdf](#)

Published and Filed

- 2 [18-1308](#) Report on investments purchased during November 2018

Attachments: [Inv Purch 2018-11 att.pdf](#)

Published and Filed

- 3 [18-1309](#) Report on the investment interest income during October 2018

Attachments: [Inv Int Inc 2018-10 att.pdf](#)

Published and Filed

- 4 [18-1310](#) Report on the investment interest income during November 2018

Attachments: [Inv Int Inc 2018-11 att.pdf](#)

Published and Filed

- 5 [18-1321](#) Report on Cash Disbursements for the Month of November 2018, in the amount of \$24,401,608.58

Attachments: [November 2018 Cash Disbursements Summary.pdf](#)

Published and Filed

Procurement Committee

Report

- 6 [18-1305](#) Report of bid opening of Tuesday, December 11, 2018

Published and Filed

- 7 [18-1312](#) Report of bid opening of Tuesday, December 4, 2018

Published and Filed

Authorization

- 8 [18-1292](#) Authorization for payment to the U.S. Water Alliance for the 2019 annual membership dues and the 2019 Value of Water Campaign Sponsorship in the amount of \$37,000.00, Account 101-15000-612280

Approved

- 9 [18-1301](#) Authorization to amend Board Order of April 19, 2018, regarding Issue purchase order to CDW Government, LLC and enter into an agreement with Microsoft Corporation for Microsoft Premier software and directory services support, in an amount not to exceed \$23,266.80, Account 101-27000-612820, Requisition 1490779, Agenda Item No. 12, File No. 18-0334

Approved

Authority to Advertise

- 10 [18-1295](#) Authority to advertise Contract 19-902-31, Rehabilitate One Electric Motor at the Stickney Water Reclamation Plant, estimated cost \$300,000.00, Account 401-50000-645700, Requisition 1507882

Approved

- 11 [18-1302](#) Authority to advertise Contract 19-667-11, Native Prairie Landscape Maintenance at Various Service Areas, estimated cost \$520,000.00, Account 101-69000-612420, Requisition 1505940

Approved

- 12 [18-1303](#) Authority to advertise Contract 19-360-11 for public tender of bids a 39-year lease on approximately 14.494 acres of District real estate located at 3426 South Kedzie Avenue in Chicago, Illinois; Main Channel Parcel 41.07. The minimum initial annual rental bid shall be established at \$350,000.00

Attachments: [aerial MCP 41.07 - Quality Truck.pdf](#)

Approved

- 13 [18-1311](#) Authority to advertise Contract 19-027-11 Furnish and Deliver Glass and Plastic Labware to Various Locations for a One (1) Year Period, estimated cost \$217,000.00, Account 101-20000-623570

Approved

- 14 [18-1333](#) Authority to advertise Contract 19-361-11 for public tender of bids a 99-year lease on 24.69± acres of District real estate located between I-294 and LaGrange Road in Willow Springs, Illinois; Main Channel Parcel 31.01. The minimum initial annual rental bid shall be established at \$750,000.00

Attachments: [Authority to Advertise 19-361-11 MCP 31.01 - Aerial.pdf](#)

Deleted by the Executive Director

Issue Purchase Order

- 15 [18-1260](#) Issue purchase orders and enter into agreements for Contract 18-RFP-17 Real Estate Appraisal Services for the MWRDGC Real Estate Division with CohnReznick, LLP in an amount not to exceed \$150,000.00, and Woodland Valuation Services, LLC d/b/a Appraisal Associates in an amount not to exceed \$150,000.00, Account 101-30000-612430, Requisitions 1495149 and 1495150 (*Deferred from the December 6, 2018 Board Meeting*)

Approved

- 16 [18-1293](#) Issue a purchase order and enter into an agreement with Motorola Solutions, Inc. for the MWRD Police to utilize the STARCOM21 Network regional interoperable radio system for the thirty-eight (38) STARCOM radios used by MWRD Police, in an amount not to exceed \$53,352.00, Account 101-15000-612840, Requisition 1508868
Approved
- 17 [18-1306](#) Issue purchase orders to Gardner Denver Nash LLC, to Furnish and Deliver Digester Compressors, Gas Booster Pumps and Related Equipment to Various Locations for a Three-Year Period, in a total amount not to exceed \$740,000.00, Accounts 101-66000, 67000, 68000, 69000-623270
Approved
- 18 [18-1318](#) Issue purchase orders to Graybar Electric Company, Inc., to Furnish and Deliver Electrical Catalog Products, under the U.S. Communities Cooperative Purchasing Contract #EV2370, in an amount not to exceed \$75,100.00, Accounts 101-15000, 66000, 67000, 68000, 69000-623070, Requisitions 1502297, 1503112, 1506687, 1506689 and 1507885
Approved
- 19 [18-1319](#) Issue purchase orders to Drydon Equipment, Inc., to Furnish and Deliver Hayward Gordon, Varec, Watson Marlow, Bredel, Fairbanks Morse, and Amiad Filtration Pumps and Parts, to Various Locations, in a total amount not to exceed \$891,000.00, Accounts 101-66000, 67000, 68000, 69000-623090, 623270
Approved
- 20 [18-1320](#) Issue purchase order for Contract 19-103-12 (Re-Bid), Furnish and Deliver Lab Coats and Coveralls, to Alisco, Inc., in an amount not to exceed \$20,582.46, Account 101-16000-612490, Requisition 1498397 (*As Revised*)
Approved

Award Contract

- 21 [18-1314](#) Authority to award Contract 18-009-12 Furnish and Deliver Cloths, Paper Towels & Toilet Tissue to Various Locations for a One (1) Year Period (Re-bid), Group A to Cicero Mfg. & Supply Co., Inc., in an amount not to exceed \$3,104.14, and Group D to The Standard Companies, Inc., in an amount not to exceed \$5,125.00, Account 101-20000-623660

Attachments: [Contract 18-009-12 Grp A Item Descriptions.pdf](#)
[Contract 18-009-12 Grp D Item Descriptions.pdf](#)

Approved

- 22 [18-1315](#) Authority to award Contract 19-646-51, Small Streams Maintenance in Cook County, Illinois, Group A to J & L Contractors, Inc., in an amount not to exceed \$3,035,275.00, and Group B to Thornton Equipment Services, Incorporated, in an amount not to exceed \$1,984,150.00, Account 501-50000-612620, Requisition 1491729

Attachments: [Contract 19-646-51 Revised Appendix D Report - Group A.pdf](#)
 [Contract 19-646-51 Revised Appendix Report Group B](#)

Approved

Increase Purchase Order/Change Order

- 23 [18-1230](#) Authority to increase purchase order, E-Learning Courses for Return-to-Work Program with RedVector.com, LLC, and amend an agreement with RedVector.com, LLC. in an amount of \$28,400.00, from an amount of \$42,600.00, to an amount not to exceed \$71,000.00, Account 101-27000-612820, Purchase Order 3099149 (*Deferred from the December 6, 2018 Board Meeting*)

Approved

- 24 [18-1296](#) Authority to decrease purchase order for Contract 17-633-11, Furnish and Deliver Polymer, to Polydyne Inc., in an amount of \$30,000.00, from an amount of \$14,518,409.94, to an amount not to exceed \$14,488,409.94, Accounts 101-67000/68000/69000-623560, Purchase Order 3096192

Attachments: [17-633-11 Summary Spreadsheet.pdf](#)

Approved

- 25 [18-1297](#) Authority to decrease purchase order for Contract 18-708-12 (Re-Bid), Furnishing and Delivering Sodium Carbonate to the Egan Water Reclamation Plant, to Dubois Chemicals, Inc., in an amount of \$20,000.00, from an amount of \$321,616.40, to an amount not to exceed \$301,616.40, Account 101-67000-623560, Purchase Order 3100235

Attachments: [18-708-12 Summary Spreadsheet.pdf](#)

Approved

- 26 [18-1298](#) Authority to increase Contract 18-901-21, Furnish and Deliver Motor Excitation Control Equipment to the Stickney Water Reclamation Plant, Group B, to Basler Electric Company, in an amount of \$48,988.00, from an amount of \$244,940.00, to an amount not to exceed \$293,928.00, Account 201-50000-634600, Purchase Order 3098387

Approved

- 27 [18-1299](#) Authority to increase Contract 16-673-13 (Re-Bid), Heavy Equipment Repairs at Various Locations, Group A, to Howell Tractor & Equipment, LLC, in an amount of \$37,784.22, from an amount of \$114,210.75, to an amount not to exceed \$151,994.97, Account 101-68000-612760, Purchase Order 5001569

Attachments: [16-673-13 Summary Spreadsheet.pdf](#)

Approved

- 28 [18-1316](#) Authority to increase Contract 18-021-11, Furnish and Deliver Unleaded Gasoline to Various Locations for a One (1) Year Period, Item A, to Petroleum Traders Corporation, in an amount not to exceed \$23,100.00, from an amount of \$172,273.04, to an amount not to exceed \$195,373.04, Account 101-20000-623820, Agreement 7001402 (*As Revised*)

Approved

Affirmative Action Committee

Authorization

- 29 [18-1317](#) Authority to negotiate and enter into Administrative Settlement and Compliance Agreements with Independent Mechanical Industries, Inc. and F.H. Paschen, S.N. Neilsen & Associates LLC (*As Revised*)

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

Aye: 7 - Frank Avila, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Abstain: 1 - Cameron Davis

Absent: 1 - Josina Morita

Budget & Employment Committee

Authorization

- 30 [18-1313](#) Authority to transfer 2018 departmental appropriations in the amount of \$498,400.00 in the Corporate Fund

Attachments: [12.20.18 Board Transfer BF5.pdf](#)

Approved

Engineering Committee

Report

- 31 [18-1289](#) Report on change orders authorized and approved by the Director of Engineering during the month of November 2018

Attachments: [Attachment 1 CO Report November 2018 \\$10,000.pdf](#)
[Attachment 2 CO Report November 2018 2018 5% Contingency.pdf](#)
[Attachment 3 CO Status Report November 2018.pdf](#)

Published and Filed

Authorization

- 32 [18-1334](#) Authority to settle potential delay claims against the Metropolitan Water Reclamation District of Greater Chicago arising out of various steel procurement issues on Contract 13-106-4F, McCook Reservoir Des Plaines Inflow Tunnel, SSA

Deferred by Barbara J. McGowan

Maintenance & Operations Committee

Reports

- 33 [18-1294](#) Report on change orders authorized and approved by the Acting Director of Maintenance and Operations during the month of November 2018

Attachments: [R-98 Report November 2018.pdf](#)

Published and Filed

Real Estate Development Committee

Authorization

- 34 [18-1304](#) Authority to issue a three (3) month permit extension to the City of Chicago's Department of Aviation for construction staging and capping a portion of a City sanitary sewer and two appurtenant manholes on and beneath two (2) approximate 50' x 25' areas located at the southeast corner of the Majewski Reservoir site and for constructing a temporary approximate 15' x 30' gravel access driveway. Consideration shall be a nominal fee of \$10.00

Attachments: [Authority to issue 3-month Permit CDA - Aerial.pdf](#)

Approved

- 35 [18-1331](#) Authority to issue a five (5) month permit to Rausch Infrastructure LLC to use a District roadway traversing Main Channel Parcels 30.05, 30.06, 31.01, 31.05 and 31.06 in Willow Springs, Illinois to access Old Willow Springs Road. Consideration shall be \$5,000.00

Attachments: [Auth to issue 5-month Permit - Rausch IDOT Project - Aerial.pdf](#)

Approved

- 36 [18-1332](#) Authority to grant to Illinois Bell Telephone Company, LLC d/b/a AT&T Illinois a 25-year, 15' x 435' non-exclusive easement to continue to construct, reconstruct, operate, maintain, repair, replace, and remove subterranean telecommunication cables and two manhole-accessible utility vaults on Main Channel Parcel 15.05 in Lockport, Will County, Illinois. Consideration shall be an initial annual easement fee of \$5,000.00

Attachments: [Authority to Grant ATT Easement - MCP 15.05 - Aerial.pdf](#)

Approved

Stormwater Management Committee

Authorization

- 37 [18-1283](#) Authority to enter into an Intergovernmental Agreement with the Village of Riverside for the design, construction, operation and maintenance of the Groveland Avenue Levee Improvements under Phase II of the Stormwater Management Program (18-IGA-20), with payment to the U.S. Army Corps of Engineers, in an amount not to exceed \$2,506,028.00, Account 501-50000-612400, Requisition 1508871

Approved

Approval of the Consent Agenda with the exception of Items: 14, 29, 32, 38, 39, 40, 41, 42, 43, 44, 45 and 46

A motion was made by Kari K. Steele, seconded by Marcelino Garcia, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 1 - Josina Morita

Miscellaneous and New Business

Motion

- 38 [18-1323](#) Authority to Amend the Adopted 2019 Budget

Attachments: [Consolidated BF21 Packet.pdf](#)

A motion was made by Kari K. Steele, seconded by Barbara J. McGowan, that this Motion be Adopted. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 1 - Josina Morita

- 39** [18-1324](#) MOTION to amend the 2019 budget of the Metropolitan Water Reclamation District of Greater Chicago as adopted December 13, 2018, consistent with motions adopted this date

A motion was made by Kari K. Steele, seconded by Debra Shore, that this Motion be Adopted. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 1 - Josina Morita

- 40** [O18-006A](#) Adopt Ordinance O18-006A, Amending the Annual Appropriation Ordinance of the Metropolitan Water Reclamation District of Greater Chicago, effective for the fiscal year beginning January 1, 2019 and ending December 31, 2019, adopted on December 13, 2018

Attachments: [Ordinance O18-006A Approp Ordinance BTL.pdf](#)
[Ordinance O18-006A Appropriation Ordinance.pdf](#)
[O18-006A Approp Ord Attachment Part 1.pdf](#)
[O18-006A Approp Ord Attachment Part 2.pdf](#)
[O18-006A Approp Ord Attachment Part 3.pdf](#)

A motion was made by Kari K. Steele, seconded by Barbara J. McGowan, that this Ordinance be Adopted. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 1 - Josina Morita

- 41** [18-1325](#) MOTION to reconsider the December 13, 2018 vote Adopting Ordinance O18-007, of the Metropolitan Water Reclamation District of Greater Chicago for the levy of taxes for 2019 to provide revenues for the Retirement Fund and Corporate Fund, effective for the fiscal year beginning January 1, 2019 and ending December 31, 2019

Attachments: [Ordinance O18-007 Retirement Corporate Tax Levy.pdf](#)

A motion was made by Kari K. Steele, seconded by Barbara J. McGowan, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 1 - Josina Morita

- 42 [18-1326](#) MOTION to reconsider the December 13, 2018 vote Adopting Ordinance O18-008, of the Metropolitan Water Reclamation District of Greater Chicago for the levy of taxes for 2019 to provide revenues for the Construction Fund, effective for the fiscal year beginning January 1, 2019 and ending December 31, 2019

Attachments: [Ordinance O18-008 ConstructionFundLevyPTELL.pdf](#)

A motion was made by Kari K. Steele, seconded by Marcelino Garcia, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 1 - Josina Morita

- 43 [18-1327](#) MOTION to reconsider the December 13, 2018 vote Adopting Ordinance O18-009, of the Metropolitan Water Reclamation District of Greater Chicago for the levy of taxes for 2019 to pay the interest on outstanding bonds and to discharge the principal thereof, effective for the fiscal year beginning January 1, 2019 and ending December 31, 2019

Attachments: [Ordinance O18-009 B&I ORD.pdf](#)

A motion was made by Kari K. Steele, seconded by Marcelino Garcia, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 1 - Josina Morita

- 44 [18-1328](#) MOTION to reconsider the December 13, 2018 vote Adopting Ordinance O18-010, of the Metropolitan Water Reclamation District of Greater Chicago for the levy of taxes for 2019 to provide revenues for the Reserve Claim Fund, effective for the fiscal year beginning January 1, 2019 and ending December 31, 2019

Attachments: [Ordinance O18-010 Reserve Claim Tax Levy.pdf](#)

A motion was made by Kari K. Steele, seconded by Marcelino Garcia, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 1 - Josina Morita

- 45 [18-1329](#) MOTION to reconsider the December 13, 2018 vote Adopting Ordinance O18-011, of the Metropolitan Water Reclamation District of Greater Chicago for the levy of taxes for 2019 to provide revenues for the Stormwater Management Fund, effective for the fiscal year beginning January 1, 2019 and ending December 31, 2019

Attachments: [Ordinance O18-011 Stormwater Levy Ordinance.pdf](#)

A motion was made by Kari K. Steele, seconded by Kimberly Du Buclet, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 1 - Josina Morita

- 46 [18-1330](#) MOTION to reconsider the vote on the 2019 budget as amended

A motion was made by Kari K. Steele, seconded by Debra Shore, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 1 - Josina Morita

Meeting Summary

Speakers

None

Summary of Requests*Procurement Item #11*

1. Debra Shore requested the contract specifications include the Board's policy to not use Round Up herbicide

Procurement Item #22

1. Mariyana T. Spyropoulos requested the Board be provided with a list of communities that will benefit from the stream maintenance project

Stormwater Management Item #37

1. Frank Avila requested if the Army Corp credit has been approved and if so, could the credit be used towards the project

2. Cameron Davis requested the Board have a conversation on what the credits are, what the process is for credits to be issued and how the credits are being used

Miscellaneous & New Business

1. Marcelino Garcia requested the timelines and next steps for implementing an Inspector General

2. Mariyana T. Spyropoulos requested memo regarding Inspector General be redistributed to the Board with updates

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for January 10, 2019, 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: December 28, 2018. Date all agenda items are due to the Executive Director: 1:00 p.m., January 2, 2019

Adjournment

A motion was made by Cameron Davis, seconded by Marcelino Garcia, that when the Board Adjourns, it adjourns to meet again on Thursday, January 10, 2019 at 10:30 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: 7 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Absent: 2 - Barbara J. McGowan, Josina Morita

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 December 20, 2018, are hereby approved.

APPROVED:

/s/ Mariyana T. Spyropoulos
President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago

December 20, 2018