

Metropolitan Water Reclamation District of Greater Chicago

*100 East Erie Street
Chicago, IL 60611*



Regular Board Meeting Minutes

Thursday, January 10, 2019

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 Mariyana T. Spyropoulos, President Board of Commissioners Kari K. Steele

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 10:40 a.m.

Roll Call

Present: 9 - Frank Avila; Cameron Davis; Kimberly Du Buclet; Marcelino Garcia; Barbara J. McGowan; Josina Morita; Debra Shore; Kari K. Steele; and Mariyana T. Spyropoulos

Election of Officers

- 37** [19-0024](#) MOTION to nominate Kari K. Steele as President of the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago
- A motion was made by Mariyana T. Spyropoulos, seconded by Barbara J. McGowan, that this Motion be Adopted. The motion carried by the following roll call vote:**
- Aye:** 9 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos
- 38** [19-0025](#) MOTION to nominate Barbara J. McGowan as Vice President of the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago
- A motion was made by Cameron Davis, seconded by Kimberly Du Buclet, that this Motion be Adopted. The motion carried by the following roll call vote:**
- Aye:** 9 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos
- 39** [19-0026](#) MOTION to nominate Frank Avila as Chairman of the Committee on Finance of the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago
- A motion was made by Barbara J. McGowan, seconded by Kari K. Steele, that this Motion be Adopted. The motion carried by the following roll call vote:**
- Aye:** 9 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Approval of Previous Board Meeting Minutes

A motion was made by Cameron Davis, seconded by Frank Avila, that the minutes from the last Regular Board meeting of December 20, 2018 be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Public Comments

George Blakemore, concerned citizen, addressed the Board regarding various concerns

Mike Archey, GTM Strategies, addressed the Board regarding update on Inspector General

Sarah Bury, voiced concerns regarding the District's plan to address climate change

Recess and Convene as Committee of the Whole

A motion was made by Maryiana T. Spyropoulos, seconded by Barbara J. McGowan, 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 11:05 a.m. President Kari K. Steele reconvened the regular board meeting to order

Finance Committee

Report

- 1 [19-0016](#) Report on payment of principal and interest for outstanding District bonds due on January 1, 2019

Attachments: [DS 2019-01 att.pdf](#)

Published and Filed

Procurement Committee

Report

- 2 [19-0012](#) Report on advertisement of Request for Proposal 19-RFP-04 Deferred Compensation Plan Administrator

Published and Filed

- 3 [19-0017](#) Report of bid opening of Tuesday, December 18, 2018

Published and Filed

- 4 [19-0018](#) Report on rejection of bids for Contract 17-606-31, Furnish, Deliver and Install Telemetry Replacement for SCADA Control at Various Locations, estimated cost \$545,000.00

Published and Filed

- 5 [19-0020](#) Report on rejection of bids for Contract 10-882-CF, Streambank Stabilization Project on Midlothian Creek, Tinley Park, Illinois, estimated cost range from \$612,700.00 to \$741,690.00

 Published and Filed
- 6 [19-0042](#) Report on rejection of bids for Contract 18-617-13 (Re-Bid), Power Distribution Equipment Inspection and Repairs, estimated cost \$98,000.00

 Published and Filed
- 7 [19-0043](#) Report on rejection of bids for Contract 17-134-3M, Odor Control Facilities at Sludge Concentration, Southwest Coarse Screen, Overhead Weir and Post-Centrifuge Building, Stickney Water Reclamation Plant, estimated cost range from \$14,250,000.00 to \$17,250,000.00

 Published and Filed

Authorization

- 8 [19-0029](#) Authorization to rescind Board Order to award Contract 18-408-11, Janitorial Services for the Main Office Building Complex for a Thirty-Six (36) Month Period, to Eco-Clean Maintenance, Inc., in an amount not to exceed \$1,963,700.00. Accounts 101-15000-612370/612390, Purchase Order 5001696, Agenda Item No. 28, File No. 18-1196

 Deleted by the Executive Director

Authority to Advertise

- 9 [19-0002](#) Authority to advertise Contract 19-609-11 Furnishing and Delivering Unleaded Gasoline and Diesel Grade Fuel Oil to Fulton County, Illinois, estimated cost \$50,000.00, Account 101-66000-623820, Requisition 1495826

 Approved
- 10 [19-0003](#) Authority to advertise Contract 19-683-11 Furnishing and Delivering Crushed Stone, Sand and Gravel to Various Locations, estimated cost \$190,400.00, Accounts 101-66000/67000/68000/69000-623130, Requisitions 1506526, 1506669, 1506501, 1506500, 1506683, 1506175 and 1506502

 Approved
- 11 [19-0021](#) Authority to advertise Contract 19-028-11 Furnish and Deliver Paper Filters, Crucibles, and Petri Dishes to Various Locations for a One (1) Year Period, estimated cost \$173,000.00, Account 101-20000-623570

 Approved

- 12 [19-0036](#) Authority to advertise Contract 19-362-11 for public tender of bids a 39-year lease on 19.373± acres of District real estate located east of Pulaski Road and north of the Cal-Sag Channel in Alsip, Illinois; Cal-Sag Channel Parcel 13.04 (western portion). The minimum initial annual rental bid shall be established at \$50,000.00

Attachments: [Authority to Advertise Contract 19-362-11 - Aerial.pdf](#)

Approved

Issue Purchase Order

- 13 [19-0009](#) Issue purchase order and enter into an agreement with Avaya Inc., for scheduled and non-scheduled maintenance, programming assistance, and system upgrades in an amount not to exceed \$967,895.04, Account 101-27000-612840, Requisition 1511256

Approved

- 14 [19-0011](#) Issue purchase order and enter into an agreement for Contract 18-RFP-14 Third Party Claims Administrator Services for Workers' Compensation and Non-litigated Liability with PMA Management Corp. for a three-year period, with an option to extend for an additional two years, estimated cost \$743,795.00, Accounts 101-25000-612430 and 901-30000-601090, Requisition 1493550

Attachments: [18-RFP-14 Appendix A Report](#)

Approved

- 15 [19-0019](#) Issue purchase order to AT&T Corp., to Furnish and Deliver Telemetry Services, in an amount not to exceed \$476,457.35, Accounts 101-66000/67000/68000/69000-612210, Requisition 1512102

Deleted by the Executive Director

- 16 [19-0022](#) Issue purchase order for Contract 19-104-12 (Re-Bid), Preventative Maintenance for Steam Sterilizers, Labor, and Parts, to Scientific Services Plus, LLC., in an amount not to exceed \$47,150.00, Account 101-16000-612970, Requisition 1495130

Approved

- 17 [19-0023](#) Issue purchase order for Contract 18-474-11, 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 \$29,862.00, Account 101-27000-612820, Requisition 1498402

Approved

- 18 [19-0040](#) Issue purchase order for Contract 18-487-11, Provide Web Hosting and Support of Oracle Primavera Software, to Loadspring Solutions, Inc., in an amount not to exceed \$21,960.00, Account 101-27000-612820, Requisition 1499753

Approved

- 19 [19-0044](#) Issue purchase order and enter into an agreement for Contract 19-RFP-01, Perform Federal Legislative Consulting Services, with O'Connell & Dempsey, LLC, in an amount not to exceed \$150,000.00, Account 101-15000-612430, Requisition 1496146 (*As Revised*)

Attachments: [19-RFP-01 APPENDIX A REPORT](#)

Deferred by Marcelino Garcia

Award Contract

- 20 [19-0041](#) Authority to award Contract 17-844-3P, Furnish and Install Odor Control System at Calumet, Hanover Park and Kirie Water Reclamation Plants, to IHC Construction Companies, L.L.C., in an amount not to exceed \$4,098,000.00, plus a five (5) percent allowance for change orders in an amount of \$204,900.00, for a total amount not to exceed \$4,302,900.00, Account 401-50000-645650, Requisition 1499356

Attachments: [Contract 17-844-3P Revised Appendix D Report.pdf](#)
[PROJECT VIEW.pdf](#)

Deleted by the Executive Director

Increase Purchase Order/Change Order

- 21 [19-0004](#) Authority to decrease Contract 16-704-21, Furnish, Deliver and Install an Upgraded Coarse Screen Conveyor System at the North Branch Pumping Station, to Brieser Construction Company, in an amount of \$15,000.00, from an amount of \$201,204.00 to an amount not to exceed \$186,204.00, Account 201-50000-645600, Purchase Order 5001671

Approved

- 22 [19-0005](#) Authority to decrease Contract 17-771-11, Aquatic Weed Removal at Various Locations, to Clarke Aquatic Services, Inc., in an amount of \$17,602.00, from an amount of \$62,220.00, to an amount not to exceed \$44,618.00, Account 101-67000-612420, Purchase Order 5001590

Attachments: [Change Order Log - Purchase Order #5001590](#)

Approved

- 23 [19-0010](#) Authority to decrease purchase order for Contract 11-403-2P, Membrane Gas Holder Replacement and Digester Cleaning at Egan Water Reclamation Plant, Cook County, to Path Construction, Inc. in an amount of \$416,540.96 from an amount of \$5,929,567.63, to an amount not to exceed \$5,513,026.67 and to decrease the related five percent change order allowance in an amount of \$45,364.46, from an amount of \$45,364.46, to an amount not to exceed \$0.00, Account 201-50000-645750, Purchase Order 4000018

Attachments: [11-403-2P CO Log BM 1-10-19.pdf](#)

Approved

- 24 [19-0014](#) Authority to decrease Contract 11-239-3S Calumet Intercepting Sewer 19F Rehabilitation, Calumet Service Area, to Insituform Technologies USA, Inc. in an amount of \$7,800.00, from an amount of \$14,238,856.11, to an amount not to exceed \$14,231,056.11, Account 401-50000-645700, Purchase Order 4000036

Attachments: [11-239-3S CO Log BM 1-10-19.pdf](#)

Approved

- 25 [19-0015](#) Authority to increase Contract 17-838-3C, Updating and Executing Computer Models to Analyze Alternate Flood Control Measures, to CH2M Hill Engineers, Inc. in an amount of \$100,000.00, from an amount of \$520,483.00, to an amount not to exceed \$620,483.00, Account 401-50000-612430, Purchase Order 3093563

Attachments: [17-838-3C CO Log BM 1-10-19.pdf](#)

Approved

- 26 [19-0031](#) Authority to increase outline agreement with Trojan Technologies, Inc., to Furnish and Deliver Ultraviolet Disinfection System Parts to the O'Brien Water Reclamation Plant, for a three-year period, in an amount of \$225,000.00, from an amount of \$278,650.00 to an amount not to exceed \$503,650.00, Account 101-67000-623070

Attachments: [OA Trojan.pdf](#)

Approved

- 27 [19-0032](#) Authority to increase purchase order for emergency Contract 19-400-01, Janitorial Services for the Main Office Building Complex, to GSF USA Inc. in an amount of \$65,000.00, from an amount of \$50,000.00 to an amount not to exceed \$115,000.00, Accounts 101-15000-612370/612390, Purchase Order 3102643

Approved

- 28 [19-0033](#) Authority to increase purchase order and amend the agreement with Thompson Coburn LLP to represent and counsel the District in connection with issues of intellectual property law related to the District's development and use of various technologies, in an amount of \$60,000.00, from an amount of \$80,000.00, to an amount not to exceed \$140,000.00, Account 101-30000-612430, Purchase Order 3089335

Attachments: [PMM - Authority to Increase PO and Amend Agreement w Thompson Coburn LLP.pdf](#)

Approved

Budget & Employment Committee

Authorization

- 29 [19-0034](#) Authority to transfer 2018 departmental appropriations in the amount of \$245,200.00 in the Corporate Fund

Attachments: [01.10.19 Board Transfer BF5.pdf](#)

Deleted by the Executive Director

- 30 [19-0035](#) Authorization to amend Board Order of December 20, 2018, regarding Authority to transfer 2018 departmental appropriations in the amount of \$498,400.00 in the Corporate Fund, Agenda Item No. 30, File No. 18-1313

Attachments: [01.10.19 Board Transfer BF5 Amendment for 12.20.18.pdf](#)

Approved

Engineering Committee

Authorization

- 31 [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 from the December 20, 2018 Board Meeting*)

A motion was made by Barbara J. McGowan, seconded by Cameron Davis, authorizing the Executive Director to Delete this Agenda Item. The motion carried by the following roll call vote:

Aye: 9 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Judiciary Committee

Authorization

- 32 [19-0006](#) Authority to settle the Workers' Compensation Claim of Edward Murphy vs. MWRDGC, Claim 13 WC 39875, Illinois Workers' Compensation Commission (IWCC), in the sum of \$59,837.08, Account 901-30000-601090

Approved

- 33 [19-0008](#) Authority to settle the Workers' Compensation Claims of Preston Stover vs. MWRDGC, Claim 14 WC 04942 and 14 WC 04941, Illinois Workers' Compensation Commission (IWCC), in the sum of \$14,342.10, Account 901-30000-601090

Approved

Monitoring & Research Committee

Authorization

- 34 [19-0007](#) Authorization to enter into a Stevenson-Wydler Cooperative Research and Development Agreement for Project Collaboration with Fermi Research Alliance, LLC

Approved

Real Estate Development Committee

Authorization

- 35 [19-0037](#) Authority to amend easement agreement dated May 4, 2000, between the District and Commonwealth Edison Company on 39,950 sq. ft. of District real estate located at North Shore Channel Parcels 6.03, 6.10, 6.17, 6.18, and 6.21 in Skokie, Illinois to add an additional 4,848 sq. ft. to the easement premises. Consideration shall be an increase of \$1,734.50 to the current annual easement fee of \$14,293.14 for a total of \$16,027.64

Attachments: [Authority to Amend Easement w ComEd Easement E-038 - Aerial.pdf](#)

Approved

- 36 [19-0038](#) Authority to grant to Praxair, Inc. a 10-year, 24,750± sq. ft. non-exclusive easement to continue to construct, reconstruct, operate, maintain, repair, replace, and remove an 8-inch underground oxygen pipeline on vacant District real estate adjacent to the District's SEPA Station 2 located south of 127th Street and west of Edbrooke Avenue in Chicago, Illinois. Consideration shall be an initial annual easement fee of \$12,705.00

Attachments: [Authority to Grant to Praxair - Easement - Aerial.pdf](#)

Approved

Approval of the Consent Agenda with the exception of Items: 8, 15, 19, 20, 29, 31, 37, 38, 39 and 40

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

Aye: 9 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Miscellaneous and New Business**Motion**

40 [19-0027](#)

MOTION to suspend Article III, Section 3.2 (A) of the Rules of the Board of Commissioners of the MWRDGC and move the appointment of the Chairperson and Vice-Chairperson of each standing Committee to the next Regular Board Meeting

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

Aye: 9 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

Meeting Summary**Speakers**

None

Summary of Requests

Procurement item #9 and #10

1. Marcelino Garcia requested MBE/WBE participation for furnish and deliver contracts

Procurement Item #26

1. Josina Morita requested staff explore options to include furnish and deliver contracts in the District's Affirmative Action Ordinance

Procurement Item #27

1. Marcelino Garcia requested that financial analyses be performed before items are brought before the Board for approval

Procurement Item #28

*1. Marcelino Garcia requested a list of law firms under contract with the District
2. Josina Morita requested a memo on how law firms are chosen for District projects*

Engineering Item #31

1. Barbara J. McGowan requested a report to the Board on how staff handled this item

Monitoring & Research Item #34

1. Marcelino Garcia requested information on other countries doing similar research

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for January 24, 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: January 11, 2019

Date all agenda items are due to the Executive Director: 1:00 p.m., January 16, 2019.

Adjournment

A motion was made by Frank Avila, seconded by Barbara J. McGowan, that when the Board Adjourns, it adjourns to meet again on Thursday, January 24, 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: 9 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, Mariyana T. Spyropoulos

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 January 10, 2019, are hereby approved.

APPROVED:

/s/ Kari K. Steele

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

January 10, 2019