

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, April 15, 2010

10:00 AM

Board Room

Board of Commissioners

*Commissioner Frank Avila, Commissioner Patricia Horton, Chairman of Finance
Gloria Alitto Majewski, Commissioner Barbara J. McGowan, Vice-President Kathleen
Therese Meany, Commissioner Cynthia M. Santos, Commissioner Debra Shore,
Commissioner Mariyana T. Spyropoulos, President Terrence J. O'Brien*

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 Terrence J. O'Brien presiding, called the meeting to order at 10:00 a.m.

Roll Call

Present: 9 - Frank Avila; Patricia Horton; Gloria Alitto Majewski; Barbara J. McGowan; Kathleen Therese Meany; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; and Terrence J. O'Brien

Approval of Previous Board Meeting Minutes

A motion was made by Gloria Alitto Majewski, seconded by Kathleen Therese Meany 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 on the Whole

A motion was made by Gloria Alitto Majewski, seconded by Kathleen Therese Meany, 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 2:05 p.m. President O'Brien reconvened the regular board meeting to order

Procurement Committee**Report**

- | | | |
|---|--------------------------------|---|
| 2 | <u>10-0449</u> | Report on rejection of bids for Contract 10-677-11, Overhead and Exterior Door Maintenance Services at Various Service Areas, estimated cost \$346,000.00

Published and Filed |
| 3 | <u>10-0450</u> | Report of bid opening of Tuesday, March 30, 2010

Published and Filed |
| 4 | <u>10-0490</u> | Report on rejection of bids for Contract 10-615-11, Steam Trap Inspection in the North, Calumet, and Stickney Service Areas, estimated cost \$70,000.00

Published and Filed |
| 5 | <u>10-0493</u> | Report of bid opening of Tuesday, April 6, 2010

Published and Filed |

Authorization

- 1 [10-0451](#) Authorization to increase cost estimate and scope of work for Project 07-168-3P Scum Concentration, Centrifuge Building, Preliminary & Imhoff Tanks, Elevator Improvements, Diffuser Plates and Trailer Replacement, Stickney Service Area, LASMA, in an amount of \$29,700,00.00 from an amount of \$2,000,000.00 to an amount not to exceed \$31,700,000.00, under the Capital Improvements Program and Capital Improvements Bond Fund, Accounts 401-50000-645750 and 645780 (*As Revised*)
- Approved**
- 6 [10-0454](#) Authorization to amend Board Order of March 18, 2010, regarding authority for award Contract 09-176-3P, Sludge Thickening Facilities at the Stickney Water Reclamation Plant, to James McHugh Construction Company, in an amount not to exceed \$162,232,344.00, Accounts 401-50000-645650, 645750, Requisition 1278680, Agenda Item No. 28, File No. 10-0315
- Approved**
- 7 [10-0488](#) Authorization to amend Board Order of December 3, 2009, regarding authorization to issue a purchase order and enter into an agreement with AECOM Technology Corporation to provide professional engineering services for Contract 07-223-2P review and support of Master Plan Activities at the Calumet Water Reclamation Plant, Agenda Item No. 25, File No. 09-1683
- Approved**

Authority to Advertise

- 8 [10-0453](#) Authority to advertise Contract 10-017-11 Furnish and Deliver Electrical Supplies, Wire and Batteries to Various Locations for a One (1) Year Period, estimated cost \$148,700.00, Account 101-20000-623070
- Approved**
- 9 [10-0458](#) Authority to advertise Contract 10-680-11 Roof Repairs at Various Locations, estimated cost \$171,800.00, Accounts 101-67000/69000-612680, Requisitions 1295073, 1294997 and 1299682
- Approved**
- 10 [10-0459](#) Authority to advertise Contract 10-609-11 Furnishing and Delivering Mechanical Repair Parts to Various Service Areas, estimated cost \$136,500.00, Accounts 101-67000/68000-623270, Requisitions 1287495, 1287536, 1296504, 1299696, 1300999
- Approved**

- 11 [10-0462](#) Authority to advertise Contract 10-881-3P to furnish and deliver temporary technical personnel services to the Engineering Department at the Annex Office Building Complex, estimated cost is \$270,000.00, Account 401-50000-601420, Requisition 1299071
Debra Shore lifted her earlier deferral
Approved
- 12 [10-0472](#) Authority to advertise Contract 10-655-11 Manhole Repairs at Various Locations, estimated cost \$285,000.00, Accounts 101-68000/69000-612600, Requisitions 1290643 and 1291272
Approved
- 13 [10-0479](#) Authority to advertise Contract 10-908-12 Furnish and Deliver a Portable Emergency Generator and a Light Tower to the Stickney Water Reclamation Plant, estimated cost \$130,000.00, Account 101-69000-634650, Requisition 1293682
Approved
- 14 [10-0480](#) Authority to advertise Contract 10-764-11 Pavement Repairs in the North Service Area, estimated cost \$23,700.00, Account 101-67000-612420, Requisition 1291275.
Approved
- 15 [10-0494](#) Authority to advertise Contract 07-168-3P Scum Concentration Centrifuge Building Preliminary & Imhoff Tanks, Elevator Improvements, Diffuser Plates and Trailer Replacement, Stickney Service Area, LASMA, estimated cost \$31,700,000.00, Accounts 401-50000-645750 and 645780, Requisition 1302502
Approved

Issue Purchase Order

- 16 [10-0466](#) Issue purchase order and enter into an agreement for Contract 09-RFP-19 Professional Auditing Services, with Baker Tilly Virchow Krause, LLP, in an amount not to exceed \$223,200.00, Account 101-40000-601170 and P802-11000-798200, Requisition 1301535

Attachments: [Letter](#)

Approved
- 17 [10-0471](#) Issue purchase order and enter into an agreement with Millipore Corporation, for a Service Plan for Eight (8) Millipore Water Purification Systems, in an amount not to exceed \$49,969.52, Account 101-16000-612970, Requisition 1301513

Approved

- 18 [10-0499](#) Issue a purchase order and enter into an agreement with Christopher B. Burke Engineering, Ltd. for professional engineering services for Contract 09-879-5C, Implementation of Watershed Management Ordinance - Phase A, in an amount not to exceed \$183,163.90, Account 501-50000-601410, Requisition 1301563 (*Deferred from the April 1, 2010 Board Meeting*)

Deleted by the Executive Director

- 19 [10-0500](#) Issue a purchase order and enter into an agreement with MWH Americas, Inc. for professional engineering services for Contract 10-237-5C, Preliminary Engineering for Streambank Stabilization Projects on Oak Lawn Creek and Melvina Ditch, in an amount not to exceed \$421,440.15, Account 501-50000-601410, Requisition 1302536

Deferred by Barbara J. McGowan

- 20 [10-0501](#) Issue a purchase order and enter into an agreement with Michael Baker, Jr., Inc. for professional engineering services for Contract 10-882-5C, Preliminary Engineering for Streambank Stabilization Projects on Tinley Creek, Calumet Union Drainage Ditch, and Midlothian Creek, in an amount not to exceed \$511,715.36, Account 501-50000-601410, Requisition 1302537

Deferred by Barbara J. McGowan

Award Contract

- 21 [10-0468](#) Authority to award Contract 10-970-11, Janitorial Services at Various Locations in the Stickney Service Area, to Perfect Cleaning Service Corporation, in an amount not to exceed \$675,000.00, Account 101-69000-612490, Requisition 1292517

Attachments: [APP D 10-970-11.pdf](#)

Approved

- 22 [10-0489](#) Authority to award Contract 10-694-11, Truck Hauling of Direct Haul Centrifuge Cake from the Stickney Water Reclamation Plant to Various Locations, to Big "O" Movers & Storage, Inc., in an amount not to exceed \$700,000.00, Account 101-66000-612520 Requisition 1254275

Attachments: [APP D 10-694-11.pdf](#)

Approved

- 23 [10-0492](#) Authority to award Contract 10-612-11, Services of Street Sweepers at Various Service Areas, Groups A, B, C, and D, to Gosia Cartage, Ltd., in an amount not to exceed \$351,000.00, Accounts 101-66000, 68000, 69000-612420, Requisitions 1286786, 1287525, 1286840, and 1288578

Approved

Increase Purchase Order/Change Order

- 24 [10-0455](#) Authority to increase purchase order for Contract 08-131-11 to Provide Low-Level Mercury Analysis of Treatment Plant Effluent and Ambient Water Quality Samples at Various Locations to Pace Analytical Services, in an amount of \$5,000.00, from an amount of \$138,996.00, to an amount not to exceed \$143,996.00, Account 101-16000-612490, Purchase Order 3050075
- Attachments:** [CO Pace 4-15-10.pdf](#)
- Approved**
- 25 [10-0469](#) Authority to decrease purchase order and amend the agreement with V3 Companies for professional engineering services for Contract 07-846-3S, Treatment Wetlands at Lockport Powerhouse Marsh and Centennial Trail Prairie-Marsh, in an amount of \$410,666.14, from an amount of \$1,957,230.00, to an amount not to exceed \$1,546,563.86, Account 401-50000-601420, Purchase Order 3043783
- Attachments:** [Contract 07-846-3S](#)
- Approved**
- 26 [10-0470](#) Authority to decrease purchase order for Contract 07-101-11 for Furnishing Contract Laboratory Technicians to Various Locations, to ANA Laboratories in the amount of \$315.41, from an amount of \$510,377.62, to an amount not to exceed \$510,062.21, Account 101-16000-612490, Purchase Order 3043884
- Attachments:** [CO ANA Lab 4-15-10.pdf](#)
- Approved**
- 27 [10-0474](#) Authority to decrease Contract 04-125-3S (Re-Bid), Upper Des Plaines Pumping Station Rehabilitation and TARP Connection , Stickney Service Area, to F.H. Paschen/S.N. Nielsen and Associates LLC, in an amount of \$15,525.72, from an amount of \$8,908,950.41, to an amount not to exceed \$8,893,424.69, Accounts 401-50000-645600 and 645700, Purchase Order 5000812
- Attachments:** [04-125-3S](#)
- Approved**
- 28 [10-0477](#) Authority to increase purchase order with J.D. Wilson Associates, Inc., to furnish and deliver Vaughan chopper pumps and parts, on an as needed basis, to the North Side, Hanover Park, and Calumet Water Reclamation Plants, in an amount of \$23,950.00, from an amount of \$170,835.00, to an amount not to exceed \$194,785.00, Accounts 101-67000, 68000-623270, Purchase Orders 3062213, 3062215 and 3062240
- Approved**

- 29 [10-0481](#) Authority to decrease purchase order with Marshall-Bond Pumps, Inc., for furnishing and delivering parts for Dorr-Oliver Grinders and for two new Dorr-Oliver Grinders to the Calumet Water Reclamation Plant in an amount of \$23,950.00, from an amount of \$195,047.61, to an amount not to exceed \$171,097.61, Account 101-68000-623270, Purchase Order 3048468

Attachments: [CO HISTORY MARSHALL BOND PUMPS PO 3048468.pdf](#)

Approved

- 30 [10-0482](#) Authority to increase purchase order and amend the agreement with the law firm of Beveridge & Diamond, P.C. to represent the District in negotiations and probable litigation with the United States Environmental Protection Agency, in an amount of \$250,000.00, from an amount of \$1,250,000.00, to an amount not to exceed \$1,500,000.00, Account 101-30000-601170, Purchase Order 3045395

Attachments: [Change Order.Beveridge-Diamond 4.15.10.pdf](#)

Approved

- 31 [10-0484](#) Authority to increase purchase order and amend the agreement with Barnes & Thornburg LLP, for legal services in the pending rulemaking before the Illinois Pollution Control Board entitled, *In The Matter Of: Water Quality Standards and Effluent Limitations for the Chicago Area Waterway System and the Lower Des Plaines River: Proposed Amendments to 35 Ill. Adm. Code Parts 301, 302, 303 and 304, R08-09 (Rulemaking-Water)*, in an amount of \$180,000.00, from an amount of \$800,000.00, to an amount not to exceed \$980,000.00, Account 101-30000-601170, Purchase Order 3049607 (Adopted March 18, 2010) (agenda item #40 reconsidered and deferred April 1, 2010) (revised and resubmitted April 15, 2010) *(As Revised)*

Attachments: [Change Order-B&T. 4.15.10.pdf](#)

Approved

- 32 [10-0495](#) Authority to increase Contract 07-220-3P Primary Settling Tanks and Grit Removal Facilities, Calumet Water Reclamation Plant to F.H. Paschen/S.N. Nielsen/IHC Construction Joint Venture, in an amount of \$139,202.04, from an amount of \$229,858,266.20, to an amount not to exceed \$229,997,468.24, Account 401-50000-645650, Purchase Order 5000954

Attachments: [CO 07-220-3P](#)

Approved

- 33 [10-0496](#) Authority to increase Contract 98-260-2M (Re-Bid) Coarse Screens at 95th Street Pumping Station, Piping and Electrical Work at 95th and 125th Street Pumping Stations, Chicago, Illinois to F.H. Paschen, SN Nielsen & Assoc., LLC, in an amount of \$14,195.09, from an amount \$10,483,993.79, to an amount not to exceed \$10,498,188.88, Accounts 401-50000-645600 and 645700, Purchase Order 5000900

Attachments: [CO 98-260-2M](#)

Approved

Budget & Employment Committee

Authorization

- 34 [10-0446](#) Authority to transfer 2010 departmental appropriations in the amount of \$9,300.00 in the Stormwater Management Fund

Attachments: [04.15.10 Board Transfer BF5.pdf](#)

Approved

Engineering Committee

Report

- 35 [10-0465](#) Report on change orders authorized and approved by the Acting Director of Engineering during the month of March 2010

Attachments: [March C.O.](#)

Published and Filed

Authorization

- 36 [10-0463](#) Authority to negotiate a sewer service agreement between the Village of Ford Heights and the Metropolitan Water Reclamation District for an 11 acre area lying outside the District but within Cook County

Attachments: [Ford Heights](#)

Approved

Industrial Waste & Water Pollution Committee

Authorization

- 37 [10-0456](#) Authority for the Board of Commissioners to Approve a Site Specific Variance from the Environmental Remediation Wastewater Ordinance for McCook Industrial Center II Site

Deleted by the Executive Director

- 38 [10-0473](#) Authority for the Board of Commissioners to review request by Atotonilco #2, Inc. for the Facility Located at 1707 West 47th Street, Chicago, Illinois, for Review by the Board of Commissioners of the 2008 User Charge Liability Determination Made by the Director of Monitoring and Research - Appeal No. 10B-002

Deleted by the Executive Director

Maintenance & Operations Committee

Reports

- 39 [10-0467](#) Final Report on emergency Contract 06-700-01 Emergency Repairs to the South Coarse Screen at the Kirie Water Reclamation Plant, to IHC Construction Companies, LLC, in an amount not to exceed \$164,056.92, Account 901-30000-667220, Purchase Order 5000634

Published and Filed

- 40 [10-0478](#) Final report on emergency Contract 08-900-05, "Dewater, Inspect and Otherwise Re-commission the Racine Avenue Pumping Station", Purchase Orders 5000921 to Jay-Dee Contractors, Inc., 5000923 to Independent Mechanical Industries, Inc., 5000932 to Anchor Mechanical, Inc., 5000917 to Midwest Service Center, L.L.C. and 5000924 to Divane Bros. Electric Co., Accounts 901-30000-667220 and 101-69000-601010/601060/612030 (As Revised)

Published and Filed

Real Estate Development Committee

Authorization

- 41 [10-0447](#) Authority to issue a 1-day permit to Friends of the Chicago River to access District land at 14 locations along the North Branch of the Chicago River, Main Channel, and Cal-Sag Channel for its Annual Chicago River Day Clean-Up Event on May 8, 2010, consideration shall be a nominal fee of \$10.00

Attachments: [FCR Maps.pdf](#)

Approved

- 42 [10-0485](#) Authority to enter into an agreement and for payment to purchase approximately 4.36 acres of vacant land located in Skokie, Illinois, near North Shore Channel Parcel 5.01

Deferred by Cynthia M. Santos

- 43 [10-0497](#) Authority to issue a 6-month permit to ComEd and Nicor to enter 18-acres of District land located at the southwest corner of Oakton Street and McCormick Boulevard in Skokie, Illinois, to conduct air monitoring and staging for off-site investigatory work, consideration shall be \$10.00

Attachments: [04-15-10 ComEd Nicor Map.pdf](#)

Approved

- 44 [10-0498](#) Authority to ratify the Executive Director's April 8, 2010 execution of a 6-month Right-of-Entry to the United States Army Corps of Engineers to use District land located near Aquatic Nuisance Species Barriers I and II along the east bank and the west bank of the Main Channel in Will County, Illinois, consideration shall be \$10.00

Approved

Miscellaneous and New Business

Memorial Resolution

- 45 [10-0448](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Commissioner Thomas S. Fuller. *(As Revised)*

Adopted

Resolution

- 46 [10-0483](#) RESOLUTION sponsored by the Board of Commissioners to repeal Resolution No. R85-016 authorizing the payment of certain expenses involved in relocating new employees from outside Cook County to fill "Critical Recruitment Positions"

A motion was made by Cynthia M. Santos, seconded by Gloria Alitto Majewski, that this Resolution be Adopted. The motion carried by the following roll call vote: The motion carried by the following roll call vote:

Aye: 9 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

Additional Agenda Items

- 47 [10-0505](#) RESOLUTION sponsored by the Board of Commissioners extending congratulations to Emmanuel Whitley Simmons in celebration of 100 years of life
- Adopted

Approval of the Consent Agenda with the exception of Items: 18, 19, 20, 37, 38, 42, 46, 48, 49, and 50

A motion was made by Cynthia M. Santos, seconded by Gloria Alitto Majewski, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 9 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

- 48 [10-0506](#) RESOLUTION sponsored by the Board of Commissioners congratulating Patrick J. Foley on his 40 years of service and retirement
- A motion was made by Gloria Alitto Majewski, seconded by Kathleen Therese Meany, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays**

- 49 [10-0507](#) RESOLUTION sponsored by the Board of Commissioners congratulating Osoth Jamjun on his 32 years of service and retirement. *(As Revised)*
- A motion was made by Frank Avila, seconded by Cynthia M. Santos, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays**

- 50 [10-0508](#) RESOLUTION sponsored by the Board of Commissioners extending congratulations to the Green Parents Network and the Irish Heritage Center on organizing The Green Family Festival
- A motion was made by Frank Avila, seconded by Gloria Alitto Majewski, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays**

Meeting Summary

Speakers

Mary Beth Rebedeau, Founder, Green Parents Network, accepted a resolution extending congratulations to the Green Parents Network and the Irish Heritage Center on organizing The Green Family Festival. (Re: Miscellaneous and New Business Item #50)

Patrick J. Foley, Director of Human Resources, accepted a resolution congratulating him on his 40 years of service and retirement. (Re: Miscellaneous and New Business Item #48)

Osoth Jamjun, Director of Maintenance and Operations, accepted a resolution congratulating him on his 32 years of service and retirement. (Re: Miscellaneous and New Business Item #49)

Summary of Requests

Kenneth A. Kits

Barbara J. McGowan requested a list of the engineering consultant firms that are on file. (Re: Procurement Items #19 and 20)

Osoth Jamjun

Debra Shore requested a comprehensive incident report of the emergency declared at the Racine Avenue Pumping Station (RAPS) due to a severe rainstorm on Monday, August 4, 2008. (Re: Maintenance and Operations Item #40)

Richard Lanyon

Terrence J. O'Brien requested that the 9/11 security report be distributed to the board of commissioners.

Richard Lanyon

Debra Shore requested a detailed report on a possible volunteer internship program.

Richard Lanyon

Frank Avila requested a status report on the Pellitzer Plant.

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for May 6, 2010, 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: April 26, 2010

Date Board letters are due to the Executive Director: 1:00 p.m., April 29, 2010

Adjournment

A motion was made by Cynthia M. Santos, seconded by Mariyana T. Spyropoulos, that when the Board adjourns it adjourns to meet on Thursday, May 6, 2010, at 10:00 a.m. and that today's meeting be adjourned. The motion carried by the following roll call vote: /s/ Jacqueline Torres, Clerk

Aye: 6 - Frank Avila, Gloria Alitto Majewski, Kathleen Therese Meany, Cynthia M. Santos, Mariyana T. Spyropoulos, Terrence J. O'Brien

Absent: 3 - Patricia Horton, Barbara J. McGowan, Debra Shore

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 April 15, 2010, are hereby approved.

APPROVED:

/s/ Terrence J. O'Brien

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

April 15, 2010