



Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611

Legislation Details (With Text)

File #: 10-0690 **Version:** 1

Type: Agenda Item **Status:** Adopted

File created: 5/27/2010 **In control:** Procurement Committee

On agenda: 6/3/2010 **Final action:** 6/3/2010

Title: Authority to increase purchase order and amend the agreement with Dennis Noble & Associates PC, for Contract 08-RFP-27, Legal Services for Workers' Compensation Defense, in an amount of \$75,000.00, from an amount of \$120,000.00, to an amount not to exceed \$195,000.00, Account 101-30000-601170 Purchase Order 3056303

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
6/3/2010	1	Committee of the Whole	Recommended	Pass
6/3/2010	1	Board of Commissioners	Approved	Pass

TRANSMITTAL LETTER FOR BOARD MEETING OF JUNE 3, 2010

COMMITTEE ON PROCUREMENT

Mr. Richard Lanyon, Executive Director

Authority to increase purchase order and amend the agreement with Dennis Noble & Associates PC, for Contract 08-RFP-27, Legal Services for Workers' Compensation Defense, in an amount of \$75,000.00, from an amount of \$120,000.00, to an amount not to exceed \$195,000.00, Account 101-30000-601170 Purchase Order 3056303

Dear Sir:

On February 19, 2009, the Board of Commissioners authorized the Director of Procurement and Materials Management to issue a purchase order and enter into an agreement for Contract 08-RFP-27, Legal Services for Workers' Compensation Defense with Dennis Noble & Associates PC, in an amount not to exceed \$120,000.00. The contract expires on December 31, 2010.

This contract has no prior change orders.

In the present year, Noble & Associates continues to handle a number of cases that have gone to trial at the Illinois Workers' Compensation Commission as well as several unanticipated appeals by employees to the Circuit Court of Cook County and one appeal by the District to the Illinois Appellate Court that required extensive briefing. In addition, Noble & Associates continues to handle cases transferred to it from two previous attorneys who no longer handle District cases. Many of these cases involve multiple filings by employees. Additional funds are now needed to pay Noble & Associates for work on these cases, at the same reasonable hourly rates previously agreed upon, since funds authorized for its work under the contract have been fully exhausted.

This change order is in compliance with the Illinois Criminal Code since the change is due to circumstances not reasonably foreseeable at the time the contract was signed and is in the best interest of the District.

It is hereby recommended that the Board of Commissioners authorize the Director of Procurement and Materials Management to execute a change order to increase the purchase order and amend the agreement in an amount of \$75,000.00 (62.5% of the current contract value) from an amount of \$120,000.00 to an amount not to exceed \$195,000.00.

Funds are available in Account 101-30000-601170.

Requested, Frederick M. Feldman, General Counsel, FMF:LAG:VMM:nm

Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management

Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement

Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for June 3, 2010.