



# Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street  
Chicago, IL 60611

## Legislation Details (With Text)

**File #:** 14-1223      **Version:** 1

**Type:** Agenda Item      **Status:** Adopted

**File created:** 10/8/2014      **In control:** Procurement Committee

**On agenda:** 10/16/2014      **Final action:** 10/16/2014

**Title:** Authority to increase purchase order and amend the agreement with Beveridge & Diamond, P.C. to represent the District in the case of the United States of America and State of Illinois v. Metropolitan Water Reclamation District of Greater Chicago; Civil Action No. 1:11-cv-08859 in an amount of \$150,000.00 from an amount of \$2,400,000.00, to an amount not to exceed \$2,550,000.00, Account 101-30000-601170, Purchase Order 3045395

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Beveridge & Diamond Change Order.pdf

Date	Ver.	Action By	Action	Result
10/16/2014	1	Board of Commissioners	Approved	Pass
10/16/2014	1	Committee of the Whole	Recommended	Pass

### TRANSMITTAL LETTER FOR BOARD MEETING OF OCTOBER 16, 2014

#### COMMITTEE ON PROCUREMENT

Mr. David St. Pierre, Executive Director

Authority to increase purchase order and amend the agreement with Beveridge & Diamond, P.C. to represent the District in the case of the *United States of America and State of Illinois v. Metropolitan Water Reclamation District of Greater Chicago*; Civil Action No. 1:11-cv-08859 in an amount of \$150,000.00 from an amount of \$2,400,000.00, to an amount not to exceed \$2,550,000.00, Account 101-30000-601170, Purchase Order 3045395

Dear Sir:

On May 17, 2007, the Board of Commissioners authorized the Director of Procurement and Materials Management to issue a purchase order and enter into an agreement with Beveridge & Diamond, P.C. for legal services, in an amount not to exceed \$200,000.00. The contract has no expiration date.

As of October 7, 2014, the attached list of change orders has been approved. The effect of these change orders resulted in an increase in an amount of \$2,200,000.00 from the original amount awarded of \$200,000.00. The current contract value is \$2,400,000.00. The prior approved change orders reflect a 1100% increase to the original contract value.

The reason for the change order is that the Plaintiff-Intervenors have filed an appeal with the United States Seventh Circuit Court of Appeals, appealing the entry of the Consent Decree by the United States District Court for the Northern District of Illinois. The volume and continuing nature of the work required is much greater than originally anticipated at the outset of this matter.

The change order is in compliance with the Illinois Criminal Code because the change is germane to the original agreement as signed and 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 \$150,000.00 (approximately 6.25% of the current contract value) from an amount of \$2,400,000.00 to an amount not to exceed \$2,550,000.00.

Funds are available in Account 101-30000-601170.

Requested, Ronald M. Hill, General Counsel, RMH:BO'C:TN: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 October 16, 2014

Attachment