



# Metropolitan Water Reclamation District of Greater Chicago Meeting Minutes Committee of the Whole

100 East Erie Street  
Chicago, IL 60611

*Commissioner Michael A. Alvarez, Commissioner Frank Avila, Vice-President Barbara J. McGowan, Commissioner Cynthia M. Santos, Commissioner Debra Shore, Chairman of Finance Mariyana T. Spyropoulos, Commissioner Kari K. Steele, Commissioner Patrick D. Thompson, President Kathleen Therese Meany*

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Thursday, January 17, 2013

10:05 AM

Board Room

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## Call Meeting to Order

President Kathleen Therese Meany presiding, called the meeting to order at 10:25 a.m.

## Roll Call

**Present:** 9 - Michael A. Alvarez; Frank Avila; Barbara J. McGowan; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; Kari K. Steele; Patrick D. Thompson; and Kathleen Therese Meany

## Finance Committee

### Report

- 1 [13-0030](#) Report on payment of principal and interest for outstanding District bonds due on January 1, 2013

**Attachments:** [DS 2013-01 att.pdf](#)

**Recommended**

- 2 [13-0032](#) Report on designation of authority to affix signature of Chairman of the Committee on Finance

**Attachments:** [Chairman of Finance Signatures - Attachment](#)

**Recommended**

### Authorization

- 3 [13-0024](#) Authority to Transfer \$20,000,000.00 from the Corporate Fund to the Metropolitan Water Reclamation District Retiree Health Care Trust (101-25000-601250)

**Recommended**

- 4      [13-0025](#)      Authority to Transfer up to \$235,500,000.00 from the Corporate Working Cash Fund to Finance Corporate Fund Operations of the District in the Year 2013, Pursuant to the Provisions of 70 ILCS 2605/9b

**Recommended**

- 5      [13-0026](#)      Authority to Transfer up to \$10,500,000.00 from the Construction Working Cash Fund to Finance Construction Fund Operations of the District in the Year 2013, Pursuant to the Provisions of 70 ILCS 2605/9c

**Recommended**

- 6      [13-0027](#)      Authority to Transfer up to \$19,000,000.00 from the Stormwater Management Working Cash Fund to Finance Stormwater Management Fund Operations of the District in the Year 2013, Pursuant to the Provisions of 70 ILCS 2605/9e

**Recommended**

## **Procurement Committee**

### **Report**

- 7      [13-0020](#)      Report of bid opening of Tuesday, January 8, 2013 (*As Revised*)

**Recommended**

### **Authorization**

- 8      [13-0014](#)      Authorization to accept initial annual rental bid for Contract 12-373-11, Proposal to Lease for 39-years 8.46+/- acres of District real estate located at 3300 South California Avenue in Chicago, Illinois, and known as Main Channel Parcel 42.14 from VCNA Prairie, Inc. in an amount of \$251,000.00

**Attachments:**      [01-17-13 VCNA Prairie Inc.pdf](#)

**Recommended**

- 9      [13-0017](#)      Authorization to amend Board Order of December 20, 2012, regarding authorization to amend Board Order of November 1, 2012, regarding authority to issue purchase orders and enter into agreement with Televent DTN, Inc., to Furnish and Deliver Weather Radar Information for a Three-Year Period, in an amount not to exceed \$31,108.00, Accounts 101-66000, 68000, 69000-601170, 612330, 612490, Requisitions 1346198, 1348485, and 1348227, Agenda Item No. 19, File No. 12-1451

**Recommended**

### **Authority to Advertise**

- 10     [13-0010](#)     Authority to advertise Contract 13-629-11 Furnishing and Delivering Electrical Arc Flash Personal Protective Equipment and Safety Tools to Various Locations, estimated cost \$174,860.00, Account 101-66000/67000/68000/69000-623680/623780, Requisition 1353128, 1352860, 1353982, 1353127

**Recommended**

**Issue Purchase Order**

- 11     [13-0028](#)     Issue purchase orders to Venture Technology Groups, Inc., to Furnish and Deliver Parts for EIM Valve Actuators and Controls to Various Service Areas in an amount not to exceed \$116,700.00, Accounts 101-66000, 67000-623270, Requisitions 1347544, 1349965, 1350808, 1353119, 1353138 and 1353143 (*As Revised*)

**Recommended**

**Award Contract**

- 12     [13-0019](#)     Authority to award Contract 04-131-2D, Rehabilitation of the A/B and C/D Service Tunnels - Phase One, Stickney WRP, to F.H. Paschen SN Nielsen & Associates, LLC, in an amount not to exceed \$13,615,000.00, Account 401-50000-645750, Requisition 1335454

**Attachments:**     [APP D 04-131-2D.pdf](#)

**Recommended**

**Increase Purchase Order/Change Order**

- 13     [13-0012](#)     Authority to increase Contract 11-633-11 Furnish and Deliver Polymer to the Stickney and Egan Water Reclamation Plants, to Polydyne, Inc., in an amount of \$70,000.00 from an amount of \$18,000,000.00 to an amount not to exceed \$18,070,000.00, Account 101-67000-623560, Purchase Order 3069863

**Deleted by the Executive Director**

- 14     [13-0013](#)     Authority to decrease purchase order and amend the agreement with Superior Industrial Equipment, LLC, for Services to Repair Mechanical Seals of Sludge Pumps at the Stickney Water Reclamation Plant and to Repair Mechanical Seals of Digester Sludge Recirculation Pumps at the Calumet Water Reclamation Plant, in an amount of \$30,000.00, from an amount of \$144,002.02, to an amount not to exceed \$114,002.02, Account 101-68000-612650, Purchase Order 3068349

**Attachments:**     [Auth to Decr 3068349 for 20130117 BOC.pdf](#)

**Recommended**

- 15      [13-0016](#)      Authority to increase purchase order and amend the agreement with Deutsch, Levy & Engel LLC, for legal services in representing the District in an environmental remediation action against Nicor/ComEd for District property at Oakton Street and McCormick Boulevard in Skokie, Illinois, in an amount of \$55,000.00, from an amount of \$596,380.34, to an amount not to exceed \$651,380.34, Account 901-30000-667220, Purchase Order A84545  
*(As Revised)*
- Attachments:**      [january 17 proc. real estate.PDF](#)
- Deferred to the afternoon session by Mariyana T. Spyropoulos**
- 16      [13-0022](#)      Authority to decrease purchase order and amend the agreement with AutoDesk, Inc., for professional computer software services in regards to the continuance of full implementation of the AutoDesk Constructware application, in an amount of \$74,443.90, from an amount of \$796,816.00, to an amount not to exceed \$722,372.10, Accounts 201-50000-601170, 623800 and 634820, Purchase Order 3046108
- Attachments:**      [CO AutoDesk.PDF](#)
- Recommended**
- 17      [13-0031](#)      Authority to decrease Contract 07-163-3M (Re-Bid) R&D Building HVAC Improvements, SWRP, to Path-Millhouse Joint Venture in an amount of \$4,208,871.27, from an amount of \$9,154,041.75, to an amount not to exceed \$4,945,170.48, Accounts 401-50000-645680 and 645780, Purchase Order 5001056
- Attachments:**      [CO 07-163-3M.pdf](#)
- Recommended**

## Engineering Committee

### Report

- 18      [13-0009](#)      Report on change orders authorized and approved by the Director of Engineering during the month of December 2012
- Attachments:**      [CO December.pdf](#)  
   [CO Status.pdf](#)
- Recommended**

## Industrial Waste & Water Pollution Committee

### Authorization

- 19     [13-0036](#)     Request Authority to Settle the 2010 Net User Charge for Fantus Health Center, User Account No. 26653, by revising the Net User Charge from \$10,498.10 to a Net User Charge of \$7,025.33 and authorize a refund of any overpayment
- Recommended**

## Judiciary Committee

### Authorization

- 20     [13-0018](#)     Authority to settle the Workers' Compensation claim of Andrew Grant vs. MWRDGC, Case No. 12 WC 02698, Illinois Workers' Compensation Commission (IWCC), in the sum of \$30,012.11. Account 901-30000-601090
- Recommended**

## Maintenance & Operations Committee

### Report

- 21     [13-0021](#)     Report on change orders authorized and approved by the Director of Maintenance and Operations during the months of October, November and December 2012.
- Attachments:**    [Change orders for Oct. - Dec., 2012.pdf](#)  
                          [Change orders for Oct. - Dec., 2012.pdf](#)
- Recommended**

## Monitoring & Research Committee

### Authorization

- 22     [13-0034](#)     Authority to Subscribe to the Water Environment Research Foundation for 2013 in an Amount Not to Exceed \$124,500.00 Account 101-15000-612280 (Corporate Fund)
- Recommended**

## Pension, Human Resources & Civil Service Committee

### Report

- 23     [13-0008](#)           2012 Annual Report of the Civil Service Board

Attachments:     [2012 CSB rpt attachment.pdf](#)

Recommended

## Real Estate Development Committee

### Authorization

- 24     [13-0042](#)           Authority to issue a two (2) month permit extension to Wilmette Harbor Association to continue to occupy approximately 0.69 acres of District real estate known as North Shore Channel Parcels 1.02, 1.03 and 1.04, plus the Wilmette Harbor in Wilmette, Illinois. Consideration shall be \$ 11,167.00

Attachments:     [01-17-13\\_WHA.pdf](#)

Recommended

**Approval of the Consent Agenda with the exception of Items: 13, 15, 25, 26, 27, 28, 29, 30, 31, 32, and 33**

**President Kathleen Therese Meany called for a motion to accept the agendas for each Standing Committee that was convened. Moved by Cynthia M. Santos, seconded by Barbara J. McGowan. President Kathleen Therese Meany called for any objections. No objections were voiced. Motion carried.**

## State Legislation & Rules Committee

### Authorization

- 25     [13-0041](#)           Recommendations for the State of Illinois 2013 Legislative Program

**A motion was made by Mariyana T. Spyropoulos, seconded by Barbara J. McGowan, that this Agenda Item be Recommended. The motion carried by the following roll call vote:**

**Aye:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

## Miscellaneous & New Business

### Motion

- 26      [13-0035](#)      MOTION to accept the Chairman and Vice-Chairman Assignments for the 2013-2014 Standing Committees (*As Revised*)
- A motion was made by Cynthia M. Santos, seconded by Barbara J. McGowan, that this Motion be Recommended. The motion carried by the following roll call vote:**
- Aye:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

#### Resolution

- 27      [13-0037](#)      RESOLUTION sponsored by the Board of Commissioners recognizing the month of February 2013 as Black History Month
- Deleted by the Executive Director**
- 28      [13-0038](#)      RESOLUTION sponsored by the Board of Commissioners honoring the Reverend Dr. Martin Luther King, Jr.
- A motion was made by Barbara J. McGowan, seconded by Debra Shore, that this Resolution be Recommended. The motion carried by acclamation. Chorus of ayes - No nays**

#### Additional Agenda Items

- 29      [13-0045](#)      MOTION to appoint Hearing Officers for 2013
- A motion was made by Mariyana T. Spyropoulos, seconded by Frank Avila, that this Motion be Recommended. The motion carried by the following roll call vote:**
- Aye:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany
- 30      [13-0046](#)      MOTION to appoint Mariyana T. Spyropoulos to the Other Post Employment Benefits (OPEB) Trust Executive Committee of the Metropolitan Water Reclamation District of Greater Chicago
- A motion was made by Cynthia M. Santos, seconded by Barbara J. McGowan, that this Motion be Recommended. The motion carried by the following roll call vote:**
- Aye:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany
- 31      [13-0047](#)      MOTION to appoint Mariyana T. Spyropoulos to the Deferred Compensation Committee of the Metropolitan Water Reclamation District of Greater Chicago
- A motion was made by Cynthia M. Santos, seconded by Frank Avila, that this Motion be Recommended. The motion carried by the following roll call vote:**

**Aye:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

32      [13-0048](#)

MOTION to appoint Mariyana T. Spyropoulos as trustee of the Metropolitan Water Reclamation District's Retirement Fund

**A motion was made by Cynthia M. Santos, seconded by Frank Avila, that this Motion be Recommended. The motion carried by the following roll call vote:**

**Aye:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

33      [13-0049](#)

MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Mary Valtierra

**A motion was made by Frank Avila, seconded by Barbara J. McGowan, that this Memorial Resolution be Recommended. The motion carried by acclamation. Chorus of ayes - No nays**

### Executive Session

*A motion was made by Kari K. Steele, seconded Cynthia M. Santos, that an executive session be held for the Committee on Budget and Employment to discuss matters involving the appointment, employment and compensation of legal counsel. Motion carried by roll call 9:0*

*A motion was made by Mariyana T. Spyropoulos, seconded Barbara J. McGowan, that an executive session be held for the Committee on Judiciary to discuss two matters of pending litigation. Motion carried by roll call 9:0*

### Adjournment

**The Committee of the Whole meeting of January 17, 2013 was adjourned at 10:55 a.m.**

**/s/ Jacqueline Torres  
Clerk**