Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, November 4, 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 Kathleen Therese Meany, seconded by Gloria Alitto Majewski, 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 12:00 p.m. President O'Brien reconvened the regular board meeting to order

Finance Committee

Authorization

1 10-1379

Authority to execute agreements appointing Public Financial Management, Inc., and Gardner, Underwood & Bacon as Co-Financial Advisors to the District in an amount not to exceed \$290,000.00, plus expenses not to exceed \$5,000.00, in connection with the sale of up to a total of \$500,000,000 of General Obligation Capital Improvement Bonds, Limited Tax Series of 2010, of the Metropolitan Water Reclamation District of Greater Chicago

Approved

Procurement Committee

Report

2 <u>10-1340</u> Report of bid opening of Tuesday, October 19, 2010

Published and Filed

Report on rejection of bids for Contract 10-979-12, Roof Inspection Services in the Stickney Service Area, estimated cost \$15,000.00

Published and Filed

Authorization

4 10-1354 Authorization for payment to Illinois Association of Wastewater Agencies (IAWA) for 2011 membership dues in an amount not to exceed \$14,120.00, Account 101-15000-612280

Approved

Authorization to rescind purchase order and enter into an agreement with Oracle America, Inc. for Computer Software and Hardware Maintenance, Integration and Software Support Services for the District's Enterprise (SAP) Servers, Laboratory Information Management System (LIMS) and Disaster Recovery Servers for a period of three (3) years, in an amount not to exceed \$839,923.74, Accounts 101-27000-601170, 612810, 612820, Requisition 1302101

Approved

Authority to Advertise

6 10-1349 Authority to advertise Contract 11-615-11 Maintenance of Ozone Generator Equipment at Various Service Areas, estimated cost \$201,100.00, Accounts 101-67000/68000/69000-612680/612650, Requisitions 1310662, 1312484, 1312891, 1312937, 1313670, 1314072

Approved

7 <u>10-1352</u> Authority to advertise Contract 11-918-11 H.V.A.C. and Refrigeration Systems Maintenance in the Stickney Service Area, estimated cost \$900,000.00, Account 101-69000-612680, Requisition 1308835

Approved

8 <u>10-1356</u> Authority to advertise Contract 11-300-11 Furnish and Deliver thirty-five (35) BW Micro Dock II Stations with Accessories, estimated cost \$94,990.00, Account 101-25000-623780, Requisition 1313739

Approved

9 10-1360 Authority to advertise Contract 11-003-11 Furnish and Deliver Tygon Tubing and Lab Gloves to Various Locations for a One (1) Year Period, estimated cost \$70,000.00, Account 101-20000-623570

Approved

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10	<u>10-1361</u>	Authority to advertise Contract 11-022-11 Furnish and Deliver Diesel Grade Fuel Oil to Various Locations for a One (1) Year Period, estimated cost \$385,300.00, Accounts 101-16000, 66000, 67000, 68000, 69000-623820, Requisitions 1312901, 1313697, 1314080, 1314428, 1314438, 1314439, 1314463 and 1314464 Approved		
11	<u>10-1363</u>	Authority to advertise Contract 11-697-11 Demolition of Lake River Terminal and Other Derelict Buildings on District Property in Cook County, IL, estimated cost \$2,800,000.00, Account 901-30000-667220, Requisition 1312926 (Deferred from the October 21, 2010 Board Meeting)		
		Approved		
12	<u>10-1376</u>	Authority to advertise Contract 11-626-11 Security Services at the Lockport Powerhouse, estimated cost \$245,000.00, Account 101-66000-612490, Requisition 1314077		
		Approved		
13	<u>10-1377</u>	Authority to advertise Contract 11-810-11 Boiler Maintenance and Repairs in the Calumet Service Area, estimated cost \$600,000.00, Account 101-68000-612680, Requisition 1312920		
		Approved		
	Issue Purchas	se ()rder		
	Issue Purchas	se Order		
14	10-1353	Issue purchase order and enter into an agreement with Networkfleet, Inc., for Maintenance of the Vehicle Location System for District Vehicles, in an amount not to exceed \$65,000.00, Account 101-15000-612860, Requisition 1314506		
14		Issue purchase order and enter into an agreement with Networkfleet, Inc., for Maintenance of the Vehicle Location System for District Vehicles, in an amount not to exceed \$65,000.00, Account 101-15000-612860, Requisition		
14 15		Issue purchase order and enter into an agreement with Networkfleet, Inc., for Maintenance of the Vehicle Location System for District Vehicles, in an amount not to exceed \$65,000.00, Account 101-15000-612860, Requisition 1314506		
	<u>10-1353</u>	Issue purchase order and enter into an agreement with Networkfleet, Inc., for Maintenance of the Vehicle Location System for District Vehicles, in an amount not to exceed \$65,000.00, Account 101-15000-612860, Requisition 1314506 Deferred by Gloria Alitto Majewski Issue purchase orders and enter into an agreement with Central Scale and Supply Company, to Maintain the Cardinal Truck Scales at CALSMA, the Stickney Water Reclamation Plant, and LASMA, in an amount not to exceed \$33,000.00, Accounts 101-66000, 69000-612650, 612680, Requisitions		

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17	<u>10-1372</u>	Issue purchase order to Marshall-Bond Pumps, Inc., to Furnish and Deliver Parts for Dorr-Oliver Grinders at the Stickney Water Reclamation Plant, in an amount not to exceed \$90,000.00, Account 101-69000-623270, Requisition 1313282 Approved
18	<u>10-1373</u>	Issue purchase orders and enter into an agreement with A.W. Chesterton Company, to Furnish and Deliver Mechanical Seals and Repair Services for Mechanical Seals at the Stickney and Calumet Water Reclamation Plants, in an amount not to exceed \$129,000.00, Accounts 101-68000, 69000-612650, Requisitions 1312446 and 1312969 Approved
19	<u>10-1374</u>	Issue purchase order to LAI, Ltd., to Furnish and Deliver WEDECO Ozone Level Monitors to the Calumet Water Reclamation Plant, in an amount not to exceed \$73,823.60, Account 101-68000 -634650, Requisition 1312399
		Approved
20	<u>10-1375</u>	Issue purchase order and enter into an agreement with Friedrich, Klatt & Associates, for Services to Upgrade the District's Truck Scale System Hardware and Software, in an amount not to exceed \$24,600.00, Account 101-66000-612520, Requisition 1312053
		Approved
	Award Contrac	ct
21	<u>10-1359</u>	Authority to award Contract 10-009-11, Furnish and Deliver Cloths, Paper Towels and Toilet Tissue to Various Locations for a One (1) Year Period, Group A to Brad's Sales Company, Inc., in an amount not to exceed \$5,425.00, and to Chemcraft Industries, Inc., for Groups B and C, for a total amount not to exceed \$93,312.50, Account 101-20000-623660
		Approved
22	<u>10-1365</u>	Authority to award Contract 10-627-11, Services to Maintain Air Compressors and Dryers at the Calumet and North Side Water Reclamation Plants, to Air Services Company, in an amount not to exceed \$116,040.00, Accounts 101-67000, 68000-612650, Requisitions 1297051 and 1291904
		Approved

Increase Purchase Order/Change Order

23 <u>10-1341</u>

Authority to increase purchase order and amend the agreement with Mr. Irwin Polls for Professional Consulting Services to review technical information relative to the Des Plaines River use attainability analysis, in an amount of \$3,291.53, from an amount of \$55,725.00, to an amount not to exceed \$59,016.53, Account 101-16000-601170, Purchase Order 3051097

Attachments: 11-4-10 CO Log P O 30051097.pdf

Approved

24 10-1342

Authority to increase Contract 03-RFP-03 (73-161-CH) McCook Reservoir Overburden Removal Lawndale Avenue Solids Management Area, to Walsh Construction Company of Illinois, in the amount of \$28,242.63, from an amount of \$65,816,127.49, to an amount not to exceed \$65,844,370.12, Account 401-50000-645620, Purchase Order 5000113

Attachments: CO 03-RFP-03

Approved

25 <u>10-1343</u>

Authority to increase purchase order and amend the agreement with AECOM, Technical Services, Inc. (formerly Earth Tech, Inc.) for providing post-award professional engineering services on Contract 01-353-2M, Rehabilitation of Existing Pumping Station at Kirie WRP, in an amount of \$150,000.00, from an amount of \$400,000.00, to an amount not to exceed \$550,000.00, Account 201-50000-601440, Purchase Order 3037746

Approved

26 10-1344

Authority to decrease Contract 07-163-3M (Re-Bid) R & D Building HVAC Improvements, Stickney Water Reclamation Plant, to Path-Milhouse, Joint Venture, in an amount of \$33,352.85, from an amount of \$8,284,182.63, to an amount not to exceed \$8,250,829.78, Accounts 401-50000-645680 and 645780, Purchase Order 5001056

Attachments: CO 07-163-3M

Approved

27 10-1345

Authority to increase Contract 09-910-11 Services to Maintain and Repair Boilers at the Stickney Water Reclamation Plant and Racine Avenue Pumping Station, to Independent Mechanical Industries, Inc. in an amount of \$71,000.00, from an amount of \$399,605.43, to an amount not to exceed \$470,605.43, Account 101-69000-612650, Purchase Order 5000976

<u>Attachments:</u> 09-910-11 CO HISTORY 10 25 2010.PDF

Approved

28	<u>10-1346</u>	Authority to increase purchase order to Drydon Equipment, Inc., to Furnish and Deliver Replacement Parts for Varec Gas Burners to the Stickney Water Reclamation Plant, in an amount of \$110,000.00, from an amount of \$174,051.69, to an amount not to exceed \$284,051.69, Account 101-69000-623090, Purchase Order 3054754		
		Attachments: Drydon Equipment PO 3054754 HISTORY 10 19 2010.PDF		
		Approved		
29	<u>10-1348</u>	Increase purchase order and amend agreement with the law firm of Neal & Leroy, LLC and Mr. Michael D. Leroy to represent the District in acquiring certain land rights in connection with the construction, operation and maintenance of the Heritage Park Flood Control Facility in an amount of \$50,000.00, from an amount of \$35,000.00, to an amount not to exceed \$85,000.00, Account 501-50000-601170, Purchase Order 3063344		
		Approved		
30	<u>10-1350</u>	Authority to decrease Contract 09-634-11 Furnishing and Delivering Polymer to the Hanover Park Water Reclamation Plant, to Polydyne, Inc., in an amount of \$22,000.00, from an amount of \$55,500.00, to an amount not to exceed \$33,500.00, Account 101-67000-623560, Purchase Order 3061074		
		Approved		
31	<u>10-1351</u>	Authority to increase purchase order and amend the agreement with DLA Piper US LLP to represent the District's interest in the ComEd delivery rate proceeding before the Illinois Commerce Commission (ICC) as a member of the REACT Coalition, and conduct a workshop per ICC Proposed Order to remedy the estimation method used by ComEd in their Embedded Cost of Service Study (ECOSS), in an amount of \$75,000.00, from an amount of \$186,000.00, to an amount not to exceed \$261,000.00, Accounts 101-67000/68000/69000-601170/ 612150, Purchase Order 3051424		
		Attachments: DLA Piper US LLP - 3051424.pdf		
		Approved		
32	<u>10-1366</u>	Authority to increase purchase order for the Agreement Between Metropolitan Water Reclamation District of Greater Chicago and Hinshaw & Culbertson LLP for Legal Services in the Matter of Jill Horist, Civil Service Board Case No. 10-05, to Hinshaw & Culbertson LLP, in an amount of \$40,000.00, from an amount of \$40,000.00, to an amount not to exceed \$80,000.00, Account		

Budget & Employment Committee

Approved

101-30000-601170, Purchase Order 3063989

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33 <u>10-1339</u> Report on Budgetary Revenues and Expenditures Through Third Quarter

September 30, 2010

Attachments: 2010 3rd Quarter Summary attachment.pdf

Published and Filed

Authorization

34 <u>10-1329</u> Authority to transfer 2010 departmental appropriations in the amount of

\$1,100,000.00 in the Corporate Fund

Attachments: 11.04.10 Board Transfer BF5.pdf

Approved

Judiciary Committee

Authorization

35 <u>10-1319</u> Authority to settle MWRD v. Optimum Food Group, LLC, EA # 83294, et al.,

(Show Cause Action) and In Re: Optimum Food Group, LLC, DA No. 26550-1, (Appeal of Denial of Request for Renewal of Discharge

Authorization)

Approved

36 <u>10-1331</u> Authority to pay the award in the Workers' Compensation Claim of Alan

Schereck vs. MWRDGC, Case No. 01 WC 35874, Illinois Workers' Compensation Commission, in the sum of \$58,113.05, Account

901-30000-601090

Approved

37 <u>10-1338</u> Authority to settle the Workers' Compensation Claim of Anthony Balich vs.

MWRDGC, Claim No. 200004241, Illinois Workers' Compensation Commission, in the sum of \$80,723.60, Account 901-30000-601090

Approved

Real Estate Development Committee

Authorization

38 <u>10-1334</u>

Authorize issuance of a 39-year lease to the City of Chicago to build and operate a police outdoor firing range and other police training facilities on 33 acres of unimproved District land located at 2025 East 134th Street in Chicago and request for direction with respect to rent to be charged thereunder (Deferred from the October 7 and October 21, 2010 Board Meetings) (As Revised) "REFER TO FILE #10-1334A"

Attachments: 11-04-10_City of Chicago.pdf

Kathleen Therese Meany made a motion that File ID #10-1334 be authorized and approved to include the 1st provision for rental consideration. Refer to Agenda Item #52, File ID #10-1334A

A motion was made by Kathleen Therese Meany, seconded by Cynthia M. Santos, that this Agenda Item be Approved. The motion carried by the following roll call vote:

Aye: 7 - Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Mariyana T. Spyropoulos, Terrence J. O'Brien

Nay: 2 - Frank Avila, Debra Shore

39 <u>10-1335</u>

Authority to commence statutory procedures for a 39-year lease of two parcels of District land totaling approximately 2.15 acres located along the south bank of the Cal-Sag Channel and east of Cicero Avenue in Crestwood, Illinois, commonly known as Cal-Sag Atlas Parcel Nos. 12.07 and 12.08

Attachments: 11-04-10 Cal Sag Channel.pdf

Approved

40 <u>10-1336</u>

Authority to purchase the real estate commonly known as 100 South Wolf Road, Wheeling, Illinois and authority for payment to Pawel Sawicki, the owner of said real estate, for the construction of the Heritage Park Flood Control Facility in an amount not to exceed \$620,000.00, Account 501-50000-656010, Stormwater Management Fund

Attachments: 11-04-10_Heritage Park.pdf

Approved

41 10-1337

Authorize and issue a 49-day permit to the Worth Lions Club for use of approximately 1-acre of District land located within Cal-Sag Channel Atlas Parcel 9.03, east of Harlem Avenue and south of 116th Street in Worth, Illinois and leased to the Village of Worth, for its annual Christmas tree sale and fundraising event from November 13, 2010, through December 31, 2010, consideration shall be a nominal fee of \$10.00

Attachments: 11-04-10 WLC.pdf

Approved

42 10-1347

Ratification of the Executive Director's execution of a 5-day Permit for Ford Motor Company to enter unto a portion of District land c/k/a "Stony Island Drying Beds" to do site preparatory work; and, authority to amend the permit to extend the term by 6-months and to allow Ford to use the property for the temporary storage of new vehicles manufactured at the Ford Motor Company Assembly Plant located at 12600 S. Torrence Avenue in Chicago, consideration for the amended permit shall be a monthly permit fee of not less than \$59,400.00, said monthly fee subject to upward adjustments in accordance with the terms and conditions stated herein

Attachments: 11-04-10_FMC.pdf

Approved

State Legislation & Rules Committee

Authorization

43 10-1333

Request for authorization to oppose legislation for a subsidized electrical generating facility being considered by the Illinois General Assembly

Approved

Miscellaneous and New Business

Memorial Resolution

44 <u>10-1368</u>

MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Samuel Vargas

Adopted

Resolution

45 <u>10-1367</u>

A Resolution requesting that Illinois Governor Pat Quinn move forward with requesting Federal Disaster Reimbursement Funds for Public Assistance (PA) for Cook County, Illinois for the Flooding Disaster of July 23 and 24, 2010

Adopted

Ordinance - User charge

46 <u>UC10-002</u>

An Ordinance to Amend the User Charge Ordinance of the Metropolitan Water Reclamation District of Greater Chicago

Attachments:

11-4-10 UCO Amendments Attachment.pdf

11-4-10 BL Transmittal-UCO.pdf

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

Ave:

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 <u>10-1382</u>

Authority for the MWRD Retirement Fund Recommendation for the State of Illinois 2010 Legislative Program

Approved

48 <u>10-1383</u>

Authorization to amend the Board Order of May 20, 2010 for Authority to advertise Contract 10-728-11 Furnish, Deliver and Install Remote Telemetry Units at Unmanned Reservoirs, Pumping Stations and Aeration Stations in the North Service Area, 101-67000-612650, Requisition 1301542, Agenda Item No. 9, File Number 10-0622, and Board Order of September 2, 2010 for Authority to Award Contract 10-728-11 Furnish, Deliver and Install Remote Telemetry Units at Unmanned Reservoirs, Pumping Stations and Aeration Stations in the North Service Area, 101-67000-612650, Requisition 1301542, Agenda Item No. 23, File Number 10-1017

Approved

49 10-1384

Authority to decrease Contract 10-611-11 Repairs and Alterations to Various Water Reclamation Facilities in the Stickney Service Area and Other Installations, to Anchor Mechanical, Inc., in an amount of \$2,410,000.00, from an amount of \$5,735,000.00, to an amount not to exceed \$3,325,000.00, Accounts 101-67000/69000-612600/612650, Purchase Orders 5001124 and 5001125 (Deferred from the October 7, 2010, and October 21, 2010 Board Meetings) (As Revised)

<u>Attachments:</u> 10-611-11 PO HISTORY 9 20 2010.PDF

A motion was made by Debra Shore, seconded by Cynthia M. Santos, that this Agenda Item be Deferred. 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

50 <u>10-1385</u>

Authority to decrease purchase order, amend agreement and change funding with ABB, Inc. to Furnish and Deliver Parts and Services to upgrade the ABB Distributed Control System Equipment at the North Side Water Reclamation Plant, in an amount of \$64,140.40, from an amount of \$3,303,340.00, to an amount not to exceed \$3,239,199.60, Accounts 101-67000-612600/612650, 401-50000-645650, Purchase Order 3045980

Approved

51 10-1386

Authority to issue a 5-day permit to Warner Bros. to use land commonly known as a portion of the "Stony Island Drying Beds" and SEPA Station #1 to film scenes for a major motion picture titled "Contagion", onsideration shall be a permit fee of \$7,500.00

Attachments: 11-04-10 Warner Bros..pdf

Approved

52 <u>10-1334A</u>

MOTION with respect to agenda Item #38, File ID #10-1334, to authorize and approve the Metropolitan Water Reclamation District of Greater Chicago to enter into negotiations for a 39-year lease with the City of Chicago Refer to Agenda Item #38, File ID# 10-1334

A motion was made by Kathleen Therese Meany, seconded by Cynthia M. Santos, that this Motion be Adopted. The motion carried by the following roll call vote:

Aye:

Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Mariyana T. Spyropoulos, Terrence J. O'Brien

Nay: 2 - Frank Avila, Debra Shore

Approval of the Consent Agenda with the exception of Items: 14, 38, 46 and 49

A motion was made by Gloria Alitto Majewski, seconded by Cynthia M. Santos, 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

Meeting Summary

Speakers

Judith Lihota, Calumet Ecological Park Association; Peggy Salazar, Southeast Environmental Task Force, Carolyn Marsh, Roger Shamley, Chicago Audubon Society and Joan Norek, Chicago Ecological Society, expressed concerns and opposed a 39-year lease to the City of Chicago. (Re: Real Estate Item #38)

John A. Pope, Alderman 10th Ward, Victor Crivello, Co-Chairman of The Lake Calumet Vision Committee and Mark Donahue, President, Fraternal Order of Police, requested support for the 39 year lease to the City of Chicago (Re: Real Estate item #38)

Raymond Hamilton Lieutenant Chicago Police Department, answered questions and concerns regarding the 39 year lease to the City of Chicago (Re: Real Estate Item #38)

A10-001

Attachments: Re: Real Estate Item 38 - Ltr from Ald. Pope

Re: Real Estate tem 38 - Minutres from October 30th 10th Ward Meeting

Summary of Requests

None

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for November 18, 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: November 5, 2010 Date Board letters are due to the Executive Director: 1:00 p.m., November 10, 2010

Adjournment

A motion was made by Kathleen Therese Meany, seconded by Cynthia M. Santos, that when the Board adjourns it adjourns to meet on Thursday, November 18, 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: 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

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 November 4, 2010, are hereby approved.

APPROVED:

/s/ Terrence J. O'Brien
President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago

November 4, 2010