

**ORDINANCE NUMBER O22-007**

AN ORDINANCE PROVIDING FOR A REVISED AND AMENDED SUNSET DATE AT SECTION 18 OF ORDINANCE O21-015, "AFFIRMATIVE ACTION ORDINANCE, REVISED APPENDIX D OF THE METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO" FROM JUNE 30, 2022 TO DECEMBER 31, 2022, WHICH WAS PREVIOUSLY ADOPTED ON DECEMBER 2, 2021

Adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago on the 2nd day of June, 2022

## **ORDINANCE NUMBER O22-007**

AN ORDINANCE PROVIDING FOR A REVISED AND AMENDED SUNSET DATE AT SECTION 18 OF ORDINANCE O21-015, REVISIONS TO THE AFFIRMATIVE ACTION ORDINANCE, REVISED APPENDIX D OF THE METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO FROM JUNE 30, 2022 TO DECEMBER 31, 2022, WHICH WAS PREVIOUSLY ADOPTED ON DECEMBER 2, 2021

### **PREAMBLE**

Whereas, the Board of Commissioners previously undertook a Disparity Study of Appendix D of its Affirmative Action Program and adopted Ordinance O21-015 on December 2, 2021;

Whereas, Section 18 of the Revised Appendix D Ordinance contains a sunset provision that states: This Appendix D shall expire on June 30, 2022, unless the District finds its remedial purposes have not been fully achieved and that there is a compelling interest in continuing to implement narrowly tailored remedies to redress discrimination against MBEs and WBEs so that the District will not function as a passive participant in a discriminatory marketplace in the Metropolitan Chicago construction industry;

Whereas, the District embarked upon an updated Disparity Study to determine whether a need for an Affirmative Action Program continues to exist. Prior to determining whether there is a compelling interest in continuing the Affirmative Action Program, the Board of Commissioners hosts a Study Session to facilitate discussion and allow input;

Whereas, to allow time to host the Study Session, the sunset provision of Ordinance O21-015 at Section 18, for good cause shown must now be revised and extended from June 30, 2022 to December 31, 2022.

### **NOW THEREFORE BE IT HEREBY ORDAINED AS FOLLOWS:**

Section 18 of the Affirmative Action Ordinance, Revised Appendix D, Ordinance O21-015 is hereby deleted therefrom in its entirety, and substituted therefore is the following:

This Appendix D shall expire on December 31, 2022, unless the District finds its remedial purposes have not been fully achieved and that there is a compelling interest in continuing to implement narrowly tailored remedies to redress discrimination against MBEs and WBEs so that the District will not function as a passive participant in a discriminatory marketplace in the Metropolitan Chicago construction industry.

All other provisions of the Affirmative Action Ordinance, Revised Appendix D remain the same.

This Ordinance shall be in full force and effect forthwith upon this adoption.

Dated: this 2nd day of June, 2022

Approved as to Form and Legality:

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Head Attorney

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General Counsel

Attest:

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Clerk, Metropolitan Water Reclamation  
District of Greater Chicago

Approved:

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Kari K. Steele, President  
Board of Commissioners  
Metropolitan Water Reclamation District of  
Greater Chicago