

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, November 2, 2023

10:30 AM

Board Room

Board of Commissioners

Commissioner Precious Brady-Davis, Commissioner Yumeka Brown, Commissioner Cameron Davis, Vice-President Patricia Theresa Flynn, Chairman of Finance Marcelino Garcia, Commissioner Daniel Pogorzelski, Commissioner Eira L. Corral Sepúlveda, Commissioner Mariyana T. Spyropoulos, President Board of Commissioners Kari K. Steele

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 Kari K. Steele presiding, called the meeting to order at 10:30 a.m.

Roll Call

Present: 9 - Precious Brady-Davis; Yumeka Brown; Cameron Davis; Patricia Theresa Flynn; Marcelino Garcia; Daniel Pogorzelski; Eira L. Corral Sepúlveda; Mariyana T. Spyropoulos; and Kari K. Steele

Approval of Previous Board Meeting Minutes

A motion was made by Patricia Theresa Flynn, seconded by Mariyana T. Spyropoulos, that the minutes from the last meeting of October 19, 2023 be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Public Comments

Richard Lanyon, Evanston Resident, addressed the board regarding FOIA correspondence

Tessa Murray, Friends of the Chicago River Policy Manager, addressed the board to introduce herself

Recess and Convene as Committee of the Whole

A motion was made by Cameron Davis, seconded by Precious Brady-Davis, to recess and convene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

Committee of the Whole

Approval of the Committee of the Whole Consent Agenda with the exception of Items: 13, 14, 15, and 16

A motion was made by Cameron Davis, seconded by Marcelino Garcia, to defer Agenda Item #11 to the Regular Board Meeting. The motion carried by the following roll call vote:

Aye: 9 - Precious Brady-Davis; Yumeka Brown; Cameron Davis; Patricia Theresa Flynn; Marcelino Garcia; Daniel Pogorzelski; Eira L. Corral Sepúlveda; Mariyana T. Spyropoulos; and Kari K. Steele

Item #13 was deferred by Marcelino Garcia

A motion was made by Marcelino Garcia, seconded by Patricia Theresa Flynn, authorizing the Executive Director to Delete Agenda Item # 14. The motion carried by the following roll call vote:

Aye: 9 - Precious Brady-Davis, Yumeka Brown; Cameron Davis; Patricia Theresa Flynn; Marcelino Garcia; Daniel Pogorzelski; Eira L. Corral Sepúlveda; Mariyana T. Spyropoulos; and Kari K. Steele

A motion was made by Marcelino Garcia, seconded by Patricia Theresa Flynn, authorizing the Executive Director to Delete Agenda Item # 15. The motion carried by the following roll call vote:

Aye: 9 - Precious Brady-Davis, Yumeka Brown; Cameron Davis; Patricia Theresa Flynn; Marcelino Garcia; Daniel Pogorzelski; Eira L. Corral Sepúlveda; Mariyana T. Spyropoulos; and Kari K. Steele

A motion was made by Marcelino Garcia, seconded by Patricia Theresa Flynn, authorizing the Executive Director to Delete Agenda Item #16. The motion carried by the following roll call vote:

Aye: 9 - Precious Brady-Davis, Yumeka Brown; Cameron Davis; Patricia Theresa Flynn; Marcelino Garcia; Daniel Pogorzelski; Eira L. Corral Sepúlveda; Mariyana T. Spyropoulos; and Kari K. Steele

President Kari K. Steele called for a motion to accept the agendas for each Standing Committee that was convened. Moved by Marcelino Garcia, seconded by Mariyana T. Spyropoulos. President Kari K. Steele called for any objections. No objections were voiced. Motion carried.

The Committee of the Whole meeting of November 2, 2023 was adjourned at 11:25 a.m.

Executive Session

None

Recess and Reconvene as Board of Commissioners

At 11:30 a.m. President Kari K. Steele reconvened the regular board meeting to order

Motions, Ordinances and Resolutions

Ordinance - User charge

- 1 [UC23-001](#) Request Authority to Review the Proposed Amended User Charge Ordinance of the Metropolitan Water Reclamation District of Greater Chicago

Attachments: [Board Letter - 2024 User Charge Ordinance - Review.pdf](#)
[User Charge Ordinance - Clean- 2024.pdf](#)
[User Charge Ordinance - Redline - 2024.pdf](#)

A motion was made by Patricia Theresa Flynn, seconded by Eira L. Corral Sepúlveda, that this User Charge Ordinance be Adopted. The motion carried by the following roll call vote:

Aye: 9 - Precious Brady-Davis, Yumeka Brown, Cameron Davis, Patricia Theresa Flynn, Marcelino Garcia, Daniel Pogorzelski, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

Resolution

- 2 [23-1047](#) RESOLUTION sponsored by the Board of Commissioners congratulating employees that have retired in the last year

Attachments: [MISC NB - Retiree Resolution 2023 Retiree List](#)

Adopted

- 3 [23-1059](#) RESOLUTION sponsored by the Board of Commissioners recognizing Veterans Day

Adopted

- 4 [23-1072](#) RESOLUTION sponsored by the Board of Commissioners recognizing November as National American Indian Heritage Month

Adopted

Finance Committee

Report

- 5 [23-1056](#) Report on investments purchased during September 2023

Attachments: [Inv Purch 2023-09 att.pdf](#)

Published and Filed

- 6 [23-1057](#) Report on the investment interest income during September 2023

Attachments: [Inv Int Inc 2023-09 att.pdf](#)

Published and Filed

- 7 [23-1058](#) Report on investment inventory statistics at September 30, 2023

Attachments: [Inv Stat 2023 Q3 att.pdf](#)

Published and Filed

Procurement Committee

Report

- 8 [23-1051](#) Report of bid opening of Tuesday, October 17, 2023

Published and Filed

- 9 [23-1065](#) Report of Request for Proposal (RFP) opening of Friday, October 20, 2023

Published and Filed

Authorization

- 10 [23-0985](#) Authorization for payment to WateReuse Association for 2024 membership dues, in the amount of \$19,230.00, Account 101-15000-612280 (*Deferred from the October 19, 2023 Board Meeting*)

Approved

- 11 [23-1011](#) Authorization for payment to Illinois Association of Wastewater Agencies (IAWA) for 2023/2024 membership dues in the amount of \$14,120.00, Account 101-15000-612280 (*Deferred from the October 19, 2023 Board Meeting*)

A motion was made by Marcelino Garcia, seconded by Patricia Theresa Flynn, that this Agenda Item be Approved. The motion carried by the following roll call vote:

Aye: 7 - Precious Brady-Davis, Yumeka Brown, Patricia Theresa Flynn, Marcelino Garcia, Daniel Pogorzelski, Eira L. Corral Sepúlveda, Kari K. Steele

Nay: 1 - Cameron Davis

Absent: 1 - Mariyana T. Spyropoulos

- 12 [23-1031](#) Authorization for payment to the Water and Wastewater Leadership Center for tuition fees for one (1) participant to attend a 10-day residential leadership development program in an amount not to exceed \$14,275.00, Account 101-25000-601100

Approved

- 13 [23-1068](#) Authorization to rescind Contract 23-646-53 (Re-Bid), to Thornton Equipment Services, Inc. (Thornton Equipment), for Small Streams Maintenance in Cook County, Illinois (Group B), in an amount not to exceed \$2,492,823.00, Account 501-50000-612620, Requisition 1580501

Deferred by Marcelino Garcia

Authority to Advertise

- 14 [23-0982](#) Authority to advertise Contract 24-690-11, Beneficial Reuse of Biosolids from LASMA and CALSMA, estimated cost \$12,380,000.00, Accounts 101-68000/69000-612520, Requisitions 1606394 and 1606557 *(Deferred from the October 19, 2023 Board Meeting)*

Attachments: [Contract 24-690-11 Affirmative Action Goals Report - Groups A and B](#)

A motion was made by Marcelino Garcia, seconded by Patricia Theresa Flynn, authorizing the Executive Director to Delete this Agenda Item. The motion carried by the following roll call vote:

Aye: 9 - Precious Brady-Davis, Yumeka Brown, Cameron Davis, Patricia Theresa Flynn, Marcelino Garcia, Daniel Pogorzelski, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

- 15 [23-0995](#) Authority to advertise Contract 24-692-11, Utilization and Transportation of Air Dried Biosolids from LASMA and CALSMA, estimated cost \$3,826,800.00, Accounts 101-68000/69000-612520, Requisitions 1600061 and 1601426 *(Deferred from the October 19, 2023 Board Meeting)*

Attachments: [Contract 24-692-11 Affirmative Action Goals Report - Groups A and B](#)

A motion was made by Marcelino Garcia, seconded by Patricia Theresa Flynn, authorizing the Executive Director to Delete this Agenda Item. The motion carried by the following roll call vote:

Aye: 9 - Precious Brady-Davis, Yumeka Brown, Cameron Davis, Patricia Theresa Flynn, Marcelino Garcia, Daniel Pogorzelski, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

- 16 [23-1002](#) Authority to advertise Contract 24-691-11, Truck Hauling of Processed Solids for LASMA and CALSMA, estimated cost \$5,464,000.00, Accounts 101-68000/69000-612520, Requisitions 1606396 and 1606558 *(Deferred from the October 19, 2023 Board Meeting)*

Attachments: [Contract 24-691-11 Affirmative Action Goals Report - Groups A and B](#)

A motion was made by Marcelino Garcia, seconded by Patricia Theresa Flynn, authorizing the Executive Director to Delete this Agenda Item. The motion carried by the following roll call vote:

Aye: 9 - Precious Brady-Davis, Yumeka Brown, Cameron Davis, Patricia Theresa Flynn, Marcelino Garcia, Daniel Pogorzelski, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

- 17 [23-1028](#) Authority to advertise Contract 24-684-11, Mosquito and Midge Fly Abatement Services at Various Locations, estimated cost \$76,000.00, Accounts 101-66000/69000-612420, Requisition 1605023

Attachments: [Contract 24-684-11 Affirmative Action Goals Report](#)

Approved

- 18 [23-1033](#) Authority to advertise Contract 23-RFP-22 SAP Software Maintenance, estimated cost \$660,000.00, Account 101-27000-612820, Requisition 1606727

Attachments: [Contract 23-RFP-22 Affirmative Action Goals Report](#)

Approved

- 19 [23-1037](#) Authority to advertise Contract 24-102-11 Maintenance, Repairs, and Parts for Boats, Outboard Motors, and Trailers, estimated cost \$25,000.00, Account 101-16000-612790, Requisition 1607444

Approved

- 20 [23-1041](#) Authority to advertise Contract 01-103-AS, 39th Street Conduit Rehabilitation - Phase II, SSA, estimated cost between \$27,930,000.00 and \$33,810,000.00, Account 401-50000-645700, Requisition 1607772

Attachments: [Contract 01-103-AS Fact Sheet](#)

[Contract 01-103-AS Affirmative Action Goals 98% Review Report](#)

Approved

- 21 [23-1043](#) Authority to Advertise Contract 23-RFP-17 Micro Market & Vending Services to Provide Vending Machines at Various District Locations and Install a Micro Market at the Main Office Building and the Stickney Water Reclamation Plant, estimated cost \$60,000.00, Account 101-15000-612490, Requisition 1608365

Approved

Issue Purchase Order

- 22 [23-1034](#) Issue purchase order to CDW Government LLC, for Adobe Software License Subscription Renewal, in an amount not to exceed \$101,459.70, Account 101-27000-612820, Requisition 1608223

Approved

- 23 [23-1035](#) Issue purchase order to CDW Government LLC to Furnish and Deliver Label Printers, Barcode Scanners, and Accessories, under Purchasing Contract Number 33232-105081, in an amount not to exceed \$93,689.04, Account 101-16000-623810, Requisition 1607927

Approved

- 24 [23-1036](#) Issue purchase order and enter into an agreement with Environmental Resource Associates, Inc. to furnish and deliver proficiency testing standards, in an amount not to exceed \$18,000.00, Account 101-16000-623570, Requisition 1607066

Approved

- 25 [23-1038](#) Issue Purchase Order to Thermo LabSystems, Inc., for Renewal Licenses and Software Upgrades for the Laboratory Information Management System, in an amount not to exceed \$137,856.56, Account 101-27000-612820, Requisition 1607456

Approved

- 26 [23-1039](#) Issue purchase order to Mesirow Insurance Services, Inc. for Furnishing Marine Liability and Hull Insurance for District marine vessels in an amount not to exceed \$36,617.00, Account 101-25000-612290, Requisition 1608345

Attachments: [Contract 22-RFP-22 Affirmative Action Goals and Appendix A Report - Mesirow Insurance Services, Inc.](#)

Approved

- 27 [23-1044](#) Issue purchase order to Verizon Connect NWF Inc., DBA Verizon Connect Fleet USA LLC, for the maintenance of a Vehicle Location System under the Sourcewell Purchasing Contract No. 020221-NWF in an amount not to exceed \$53,439.00, Account 101-15000-612860, Requisition 1607472

Approved

- 28 [23-1049](#) Issue a purchase order and enter into an agreement with Schneider Electric Systems USA, Inc. to Provide Hardware, Software and the Associated Engineering Services to the Thornton Valve Shaft and North Rim of the Calumet Service Area, in an amount not to exceed \$178,919.00, Account 101-68000-612650, Requisition 1602110

Approved

- 29 [23-1050](#) Issue purchase order to United Rentals North America Inc., to Furnish and Deliver One (1) Used 2014 JLG 600AJ Articulating Boom Lift to the Stickney Water Reclamation Plant under Sourcewell (formerly NJPA) Purchasing Contract No. 062320-URI, in an amount not to exceed \$74,000.00, Account 101-69000-634990, Requisition 1606536

Approved

Award Contract

- 30 [23-1048](#) Authority to award Contract 23-055-11 Furnish and Deliver Pipe Covering & Insulation to Various Locations for a One-Year Period, to Indi Enterprise, Inc., in an amount not to exceed \$45,404.67, Accounts 101-20000-623170

Attachments: [Contract 23-055-11 Item Descriptions.pdf](#)

Approved

Increase Purchase Order/Change Order

- 31 [23-1046](#) Authority to increase purchase order with Lease Plan USA, Inc., for Contract 17-RFP-28R Fleet Vehicle Maintenance Management Services, in an amount of \$54,000.00, from an amount of \$1,726,723.03, to an amount not to exceed \$1,780,723.03, Accounts 101-15000-612080 and 612860, Purchase Order 3102446

Attachments: [Change Order Log - Purchase Order 3102446](#)

Approved

- 32 [23-1055](#) Authority to increase purchase order and amend agreement for an additional twelve (12) month period for Contract 17-RFP-10 Commercial Banking and Investment Custody Services with The Northern Trust Corporation formally known as The Northern Trust Company for investment custody services, in an amount of \$45,000.00, from an amount of \$200,444.44 to an amount not to exceed \$245,444.44, Account 101-11000-612430, Purchase Order 3104902

Attachments: [Change Order Log - Purchase Order 3104902](#)

Approved

Budget & Employment Committee

Report

- 33 [23-1070](#) Report on Budgetary Revenues and Expenditures for the third quarter of 2023, ended September 30, 2023

Attachments: [2023 Budget Summary Report Q3.pdf](#)

Published and Filed

Judiciary Committee

Authorization

- 34 [23-1042](#) Authority to settle Show Cause Complaint filed in *Metropolitan Water Reclamation District of Greater Chicago v. American Kitchen Delights, Inc. and City of Harvey*, Case No. 23B-001

Approved

- 35 [23-1052](#) Authority to settle the Workers' Compensation Claim of Daniel Gierut vs. MWRDGC, Claim number 21WC005494, Illinois Workers' Compensation Commission (IWCC), in the sum of \$83,250.21, Account 901-30000-601090

Approved

- 36 [23-1062](#) Authority to settle a bid bond dispute entitled *Copenhaver Construction, Inc. v. Metropolitan Water Reclamation District of Greater Chicago*, Case No, 22 CH 02981 in the amount of \$115,288.00

Approved

Real Estate Development Committee

Authorization

- 37 [23-1060](#) Authority to issue a 5-year permit to Owens Corning Roofing and Asphalt, LLC to use the Summit boat launch located on Main Channel Parcel 34.03 in Summit, Illinois, to launch and retrieve boats and booming equipment. Consideration shall be an annual fee of \$5,000.00

Attachments: [RE - Owens Corning Request for permit MC 34.03 Aerial.pdf](#)

Approved

- 38 [23-1071](#) Authority to issue a 6-month soil boring permit to the Chicago Transit Authority on a portion of the District's Calumet Water Reclamation Plant in Chicago, Illinois to locate District facilities for corrosion protection purposes. Consideration shall be a fee of \$5,000.00.

Attachments: [RE - CTA corrosion scope permit - Aerial](#)

Approved

Approval of the Consent Agenda with the exception of Items: 1, 11, 13, 14, 15, and 16

A motion was made by Patricia Theresa Flynn, seconded by Precious Brady-Davis, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 8 - Precious Brady-Davis, Yumeka Brown, Cameron Davis, Patricia Theresa Flynn, Marcelino Garcia, Daniel Pogorzelski, Eira L. Corral Sepúlveda, Kari K. Steele

Absent: 1 - Mariyana T. Spyropoulos

Miscellaneous and New Business

Meeting Summary

Speakers

None

Summary of Requests*Miscellaneous and New Business*

1. Eira L. Corral Sepúlveda requested a memo regarding the diversity, equity, inclusion and justice department and director proposal to be provided by November 10th. The memo should outline the cost and justifications for positions proposed by staff, the cost savings of eliminating the EJ Program Manager, and any changes to the proposed DIJ Director position job specification.

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for November 16, 2023, 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 3, 2023

Date all agenda items are due to the Executive Director: November 7, 2023

Adjournment

A motion was made by Cameron Davis, seconded by Yumeka Brown, that when the Board Adjourns, it adjourns to meet again on Thursday, November 16, 2023 at 10:30 a.m. and also move that today's meeting be Adjourned. The motion carried by the following roll call vote: /s/ Jacqueline Torres, Clerk

Aye: 8 - Precious Brady-Davis, Yumeka Brown, Cameron Davis, Patricia Theresa Flynn, Marcelino Garcia, Daniel Pogorzelski, Eira L. Corral Sepúlveda, Kari K. Steele

Absent: 1 - Mariyana T. Spyropoulos

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 2, 2023, are hereby approved.

APPROVED:

/s/ Kari K. Steele

President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago

November 2, 2023