

# **Metropolitan Water Reclamation District of Greater Chicago**

100 East Erie Street  
Chicago, IL 60611



## **Regular Board Meeting Minutes**

**Thursday, April 2, 2009**

**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,  
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 O' Brien presiding, called the meeting to order at 10:00 a.m.

## Roll Call

**Present:** 8 - Frank Avila; Patricia Horton; Gloria Alitto Majewski; Kathleen Therese Meany; Barbara J. McGowan; Cynthia M. Santos; Debra Shore; and Terrence J. O'Brien

## Approval of Previous Board Meeting Minutes

A motion was made by Gloria Alitto Majewski , seconded by Debra Shore, 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 Board of Commissioners

At 11:05 a.m. President O'Brien reconvened the regular board meeting to order

## Finance Committee

### Authorization

- 1     [09-0459](#)     Authority to add Project 08-171-3P, Westside Imhoff Battery A and Skimming Tank Demolition at Stickney Water Reclamation Plant, to the Engineering Department Capital Improvements Program and the Capital Improvements Bond Fund, estimated cost of the project is \$49,000,000.00  
  
         **Approved**

## Purchasing Committee

### Report

- 2     [09-0457](#)     Report of bid opening of Tuesday, March 17, 2009  
  
         **Published and Filed**
- 3     [09-0490](#)     Report of bid opening of Tuesday, March 10, 2009  
  
         **Published and Filed**

### Authorization

- 4      [09-0492](#)      Authorization to amend Board Order of February 5, 2009, as amended on March 19, 2009, for Authority to advertise Contract 09-924-11 Furnish, Deliver and Install Rotary Air Compressors at the Stickney Water Reclamation Plant, estimated cost \$357,000.00, Account 101-69000-612650, Requisition 1261148, Agenda Item No. 9, File No. 09-0402.

**Deferred by Barbara J. McGowan**

- 5      [09-0514](#)      Authorization to amend the scope of work and funding of Contract 07-986-16 Supervision of Locomotive Inspection, Certification and Preventive Maintenance at the Stickney Water Reclamation Plant, to Relco Locomotives, Inc., to fund the contract from Accounts 901-30000-667220 and 101-69000-612670, Purchase Order 5000919 (*As Revised*)

**Approved**

**Authority to Advertise**

- 6      [09-0468](#)      Authority to advertise Contract 09-122-11, Furnish and Deliver Chemical and Physical Analyses of Sediment Samples, estimated cost \$20,000.00, Account 101-16000-612490, Requisition 1259870

**Approved**

- 7      [09-0473](#)      Authority to advertise Contract 09-839-11 Reconditioning 480 Volt Air Circuit Breakers for the Calumet Water Reclamation Plant, estimated cost \$182,000.00, Account 101-68000-612650, Requisition 1269950

**Approved**

- 8      [09-0475](#)      Authority to advertise Contract 09-622-11 Furnishing, Delivering and Installing Radio Equipment at Various Service Areas, estimated cost \$39,000.00, Account 101-69000-623850, Requisition 1270673

**Approved**

- 9      [09-0479](#)      Authority to advertise Contract 09-834-11 Furnish, Deliver, Install and Maintain an Automatic Ammonia Analyzer at the Lemont Water Reclamation Plant, estimated cost \$29,250.00, Account 101-68000-612650, Requisition 1249372

**Deleted by the Executive Director**

- 10     [09-0480](#)      Authority to advertise Contract 09-773-11 Office Improvements at the Egan Water Reclamation Plant, estimated cost \$55,000.00, Account 101-67000-612680, Requisition 1268901

**Approved**

- 11     [09-0491](#)      Authority to advertise Contract 09-017-11 Furnish and Deliver Electrical Supplies, Wire and Batteries to Various Locations for a One (1) Year Period, estimated cost \$186,000.00, Account 101-20000-623070

**Approved**

- 12      [09-0496](#)      Authority to advertise Contract 09-033-11 Furnish and Deliver Miscellaneous Air Filters to Various Locations for a One (1) Year Period, estimated cost \$49,500.00, Account 101-20000-623270

**Approved**

- 13      [09-0498](#)      Authority to advertise Contract 09-876-11 Roof Repairs and Replacement in the Calumet Service Area, estimated cost \$90,000.00, Account 101-68000-612680, Requisition 1261850

**Approved**

- 14      [09-0499](#)      Authority to advertise Contract 09-963-11 Pavement Repairs in the Stickney Service Area, Lawndale Avenue Solids Management Area and Outlying District Property, estimated cost \$435,000.00, Account 101-69000-612420, Requisition 1264171

**Approved**

**Issue Purchase Order**

- 15      [09-0461](#)      Issue purchase order and enter into an agreement with Elan Technologies, Inc., to Repair, Calibrate/Certify and Provide Replacement Parts for American Sigma Automatic Samplers and Portable Flowmeters, in an amount not to exceed \$63,000.00, Account 101-16000-612970, Requisition 1270618

**Approved**

- 16      [09-0500](#)      Issue purchase order and enter into an agreement with Oracle USA, Inc. for the Renewal of Oracle Software Licensing and Support, in an amount not to exceed \$182,749.15, Account 101-27000-612820, Requisition 1271977

**Approved**

- 17      [09-0505](#)      Issue purchase order and enter into an agreement with HDR, Inc., for professional architectural and engineering services for Contract 06-151-3V, Monitoring & Research Laboratory Facility, Stickney Water Reclamation Plant, in an amount not to exceed \$11,954,000.00, Account 401-50000-601420, Requisition 1271973

**Approved**

- 18      [09-0506](#)      Issue purchase order and enter into an agreement with Motorola, Inc., for furnishing and installing radios, hardware, and providing training required to make use of the STARCOM21 Network regional interoperable radio system for the MWRD Police, in an amount not to exceed \$165,330.00, Account 101-15000-623850, Requisition 1261820

**Deleted by the Executive Director**

- 19      [09-0508](#)      Issue purchase order and enter into an agreement with MindLeaders, Inc. for Contract 09-RFP-03, *E-Learning Courseware Proposals*, to provide e-learning courses for a two-year period, beginning May 1, 2009 through April 30, 2011, in an amount not to exceed \$44,477.00, Account 101-25000-601100, Requisition 1271978

**Approved**

**Award Contract**

- 20      [09-0456](#)      Authority to award Contract 09-653-11, Sewer Cleaning at Various Service Areas, to NH Environmental Group, Inc., d/b/a Tierra Environmental Services Company, in an amount not to exceed \$880,000.00, Account 101-67000, 68000, 69000-612600, Requisitions 1253583, 1252892, and 1252908

**A motion was made by Gloria Alitto Majewski, seconded by Cynthia M. Santos, that this Agenda Item be Approved. The motion carried by the following roll call vote:**

**Aye:** 7 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Kathleen Therese Meany, Barbara J. McGowan, Cynthia M. Santos, Debra Shore

**Abstain:** 1 - Terrence J. O'Brien

- 21      [09-0472](#)      Authority to award Contract 08-658-11, Furnish, Deliver, and Install Signs at the TARP Drop Shafts, to Western Remac, Inc., in an amount not to exceed \$47,915.02, Accounts 101-67000, 68000, 69000-612600, Requisitions 1240531, 1251006, and 1242855

**Approved**

**Increase Purchase Order/Change Order**

- 22      [09-0463](#)      Authority to increase purchase order and amend the agreement with Dresser, Inc., for repair services and replacement parts for the Dresser-Roots centrifugal compressor system at the Calumet Water Reclamation Plant, in an amount of \$30,000.00, from an amount of \$30,000.00 to an amount not to exceed \$60,000.00, Account 101-69000-612650, Purchase Order 3039161

**Approved**

- 23      [09-0470](#)      Authority to increase purchase order and amend the agreement with Thomas M. White and the Law Firm of Chapman & Cutler, LLP, for legal services in connection with the District's compliance with GASB 45 pertaining to the Retiree Health Care Trust Fund and other pension related issues in an amount of \$1,048.70, from an amount of \$50,244.24, to an amount not to exceed \$51,292.94, Account 101-30000-601170, Purchase Order 3043538

**Approved**

- 24      [09-0476](#)      Authority to increase Contract 06-925-12, Repair Services for Motors in the Stickney Water Reclamation Plant Area, to Eesco, A Division of Wesco Distribution, Inc., d/b/a Englewood Electrical Supply, in an amount of \$15,000.00, from an amount of \$75,000.00, to an amount not to exceed \$90,000.00, Account 101-69000-612650, Purchase Order 5000573  
**Approved**
- 25      [09-0477](#)      Authority to decrease purchase order and amend the agreement with SimplexGrinnell, for the preventive maintenance, testing and servicing of a SimplexGrinnell Fire Alarm system located at the R&D Lab Building, Engineering Center, OSS Complex, Austin Gate House and Post Digestion Centrifuge Buildings at the Stickney Water Reclamation Plant, in an amount of \$29,651.57, from an amount of \$239,699.00 to an amount not to exceed \$210,047.43, Account 101-69000-612780, Purchase Order 3035768  
**Approved**
- 26      [09-0478](#)      Authority to increase and amend the agreement with the United States Department of Interior - U.S. Geological Survey (USGS), for sewer flow monitoring in an amount of \$123,205.00, from an amount of \$641,585.00, to an amount not to exceed \$764,790.00, Account 401-50000-601410  
**Approved**
- 27      [09-0484](#)      Authority to increase Contract 01-353-2M, Rehabilitation of the Existing Influent Pumping Station at Kirie Water Reclamation Plant, to Rausch Construction Company, in an amount of \$167,701.05, from an amount of \$21,345,063.62 to an amount not to exceed \$21,512,764.67, Accounts 401-50000-645650 and 645750, Purchase Order 5000394  
**Approved**
- 28      [09-0485](#)      Authority to increase Contract 04-294-3M, Calumet TARP Isolation and Pump Station Improvements, Calumet Water Reclamation Plant, to Kenny Construction Company, in an amount of \$46,811.53, from an amount of \$59,897,235.51 to an amount not to exceed \$59,944,047.04, Account 401-50000-645600, Purchase Order 5000309  
**Approved**
- 29      [09-0487](#)      Authority to increase Contract 07-690-11 Services for Beneficial Reuse of Biosolids from the Egan Water Reclamation Plant and Lawndale Avenue Solids Management Area, to Stewart Spreading, Inc. (Group A), in an amount of \$90,000.00, from an amount of \$846,000.00, to an amount not to exceed \$936,000.00, Account 101-67000-612520, Purchase Order 5000707  
**Approved**

- 30      [09-0488](#)      Authority to increase purchase order to Drydon Equipment, Inc., to furnish and deliver replacement parts for Varec Biogas equipment, Parkson screens, Watson Marlow pumps, Faibanks Morse pumps and Hayward-Gordon pumps at various WRPs in an amount of \$31,873.30, from an amount of \$254,453.75 to an amount not to exceed \$286,327.05. Accounts 101-67000/68000/69000-623090, 623270, Purchase Orders 3043894, 3043895 and 3043896

**Approved**

- 31      [09-0493](#)      Authority to decrease purchase order and amend the agreement with Mr. Thomas Skuse, for professional engineering services to maintain and operate District facilities at Fulton County in an amount of \$11,896.62, from an amount of \$85,918.50, to an amount not to exceed \$74,021.88 Account 101-68000-601170, Purchase Order 3046252

**Approved**

- 32      [09-0497](#)      Authority to increase Contract 08-443-11 Remediate the Slurry Oil Release at the District's Main Channel Atlas Parcel Number 42.02, to SET Environmental, Inc. (SET), in an amount of \$80,000.00, from an amount of \$470,000.00 to an amount not to exceed \$550,000.00, Account 901-30000-667220, Purchase Order 5000920

**Approved**

- 33      [09-0502](#)      Authority to increase Contract 93-232-2M Hydraulic Improvements at the Calumet Water Reclamation Plant, to IHC Construction/FHP Tectonics, Joint Venture, in an amount of \$14,057.86 from an amount of \$120,932,307.75 to an amount not to exceed \$120,946,365.61, Accounts 401-50000-645650 and 645750, Purchase Order 5000623

**Approved**

- 34      [09-0510](#)      Authority to increase purchase order and amend an agreement with Loeb & Loeb, LLP to pay attorneys' fees incurred by Susan T. Morakalis in the case of Tri-River Docks v. Metropolitan Water Reclamation District of Greater Chicago, No. 05 L 007390, in an amount of \$60,000.00, from an amount of \$225,000.00 to an amount not to exceed \$285,000.00, Account 101-30000-601170, Purchase Order 3051187

**Approved**

## **Engineering Committee**

### **Authorization**

- 36      [09-0466](#)      Authority to approve and execute permanent subterranean and temporary easements from Hanson Material Services, for the Tollway Dam, Grout Curtain, and Quarry Plugs, Thornton Composite Reservoir, Calumet Service Area (ROW File No. 5, Contract 04-201-4F), and consideration shall be a nominal fee of ten dollars (\$10.00), Account 401-50000-667340

**Approved**

## **Judiciary Committee**

### **Authorization**

- 37      [09-0454](#)      Authority to settle the Workers' Compensation Claim of Jesse Land vs. MWRDGC, Claim No. 0200003195, Illinois Workers' Compensation Commission in the sum of \$75,524.74. Account 901-30000-601090

**Approved**

## **Real Estate Development Committee**

### **Authorization**

- 38      [09-0467](#)      Authority to commence statutory procedures for a 10-year lease of approximately 13.70 acres of District real estate located at 5200 West 40th Street, between Central and Laramie Avenues, south of the Stickney Water Reclamation Plant and north of the Chicago Sanitary and Ship Canal, in Stickney, Cook County, Illinois, Main Channel Parcel 39.02
- 39      [09-0482](#)      Authority to issue a 1-day permit to Friends of the Chicago River to access District land at 14 locations along the North Branch of the Chicago River, Main Channel, and Cal-Sag Channel for its Annual Chicago River Day Clean-Up Event on May 9, 2009, Consideration shall be a nominal fee of \$10.00

**Approved**

- 40      [09-0483](#)      Authority to issue 14-day permits to the City of Blue Island and the Village of Calumet Park for the use of approximately 95 acres of District land located along the north and south banks of the Calumet-Sag Channel between Western Avenue and Fay's Point for the purpose of hosting 2 collegiate men's rowing events, Consideration shall be a nominal fee of \$10.00

**Approved**



- 41      [09-0511](#)      Authority to issue a 5-month permit extension retroactive to January 1, 2009, and expiring May 31, 2009, to J.C. Moore II, for occupancy of residential and related buildings located on approximately 1.3 acres of District land formerly known as the Lowell Wier Farm in Fulton County, Illinois, Consideration shall be a monthly permit fee of \$175.00

**Approved**

- 42      [09-0512](#)      Authority to issue a 5-month permit extension to SPI Petroleum, LLC to continue to use approximately 3.78 acres of District land located at 4801 South Harlem Avenue in Forest View, Cook County, Illinois; Main Channel Parcel 37.11, Consideration shall be \$52,938.00

**Approved**

### **Miscellaneous and New Business**

#### **Motion**

- 43      [09-0460](#)      MOTION to plan District-wide employment celebration dinner, summer picnic and holiday dinner during 2009

**Adopted**

- 44      [09-0501](#)      MOTION to Amend Motion of February 5, 2009, to appoint Reyes, Williams & Associates, LLC, as Lobbyist for the Metropolitan Water Reclamation District of Greater Chicago to reflect the proper name of Gerardo J. Reyes, P.C.

**Adopted**

#### **Memorial Resolution**

- 45      [09-0453](#)      MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Mrs. Elizabeth Bocanegra

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

- 46      [09-0486](#)      MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Earl N. Collymore

**Adopted**

- 47      [09-0513](#)      MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Theron "T" Ridley

**Adopted**

#### **Ordinance**

- 35      [009-007](#)      ORDINANCE NUMBER O09-007 Affirmative Action Ordinance Appendix D of the Metropolitan Water Reclamation District of Greater Chicago

**A motion was made by Gloria Alitto Majewski, seconded by Patricia Horton, that this Ordinance be Adopted. The motion carried by the following roll call vote:**

**Aye:** 8 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Kathleen Therese Meany, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Terrence J. O'Brien

#### **Additional Agenda Items**

- 48      [09-0517](#)      Authorization to amend Board Order of January 22, 2009 regarding Authority to advertise Contract 05-147-2M, HVAC Improvements, in the Stickney Service Area, Agenda Item No. 29, File No. 09-0121

**Approved**

#### **Approval of the Consent Agenda with the exception of Items: 4, 9, 18, 20, 35 and 45**

**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:** 8 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Kathleen Therese Meany, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Terrence J. O'Brien

### **Meeting Summary**

#### **Speakers**

*Denise Korcal, gave a brief overview on the Employee Self Service Program*

*Alberto and Sergio Bocanegra, sons of Elizabeth Bocanegra accepted the memorial resolution on behalf of her family. (Re: Miscellaneous and New Business Item 45)*

*Mr. George Blackmore, a concerned citizen addressed the Board regarding posting the summer jobs on to the District's website. Also requested information on how much the District lost on investments from the District's Pension Board.*

**Summary of Requests**

*Lindsey Gayles:*

*President O'Brien requested a report to the Board as to why this item was not reviewed (Re: Purchasing Committee Item 4)*

*Joseph Sobanski:*

*Debra Shore requested a report to the Board including why LEED sustainability guidelines differ from the District and explaining the alternative energy design ( Re: Purchasing Committee Item 17)*

*Joseph Sobanski:*

*Frank Avila suggested that the District send some of our employees to be LEED certified (Re: Purchasing Committee Item 17)*

**Study Session**

*None*

**Board Letter Submission Dates**

**The next regular board meeting is scheduled for April 16, 2009, 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: April 6, 2009**

**Date Board letters are due to the Executive Director: 1:00 p.m., April 9, 2009**

**Adjournment**

**A motion was made by Patricia Horton, seconded by Barbara J. McGowan, that when the Board adjourns it adjourns to meet on Thursday, April 16, 2009, 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:** 8 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Kathleen Therese Meany, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, 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 April 2, 2009, are hereby approved.

**APPROVED:**

/s/ Terrence J. O'Brien

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

April 2, 2009