Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611

Regular Board Meeting Minutes

Thursday, December 21, 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 Cameron Davis, seconded by Yumeka Brown, that the minutes from the last Regular Meeting of December 7, 2023 be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

A motion was made by Precious Brady-Davis, seconded by Mariyana T. Spyropoulos, that the minutes from the Public Hearing of December 7, 2023 be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

A motion was made by Patricia Theresa Flynn, seconded by Cameron Davis, that the minutes from the Annual Meeting of December 5, 2023 that reconvened on December 7, 2023 be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

A motion was made by Patricia Theresa Flynn, seconded by Marcelino Garcia,that the minutes from the Special Meeting of December 14, 2023 be approved without having to read them into the record. The motion carried by acclamation.Chorus of ayes - No nays

Public Comments

None

Recess and Convene as Committee of the Whole

A motion was made by Marcelino Garcia, seconded by Cameron 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: 19, 28 and 41

Item # 19 was deferred by Marcelino Garcia

Item # 28 was deferred by Eira L. Corral Sepúlveda

Item # 41 was deferred by Eira L. Corral Sepúlveda

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 Cameron Davis. President Kari K. Steele called for any objections. No objections were voiced. Motion carried.

The Committee of the Whole meeting of December 21, 2023 was adjourned at 10:45 a.m.

Executive Session

None

Recess and Reconvene as Board of Commissioners

At 10:50 a.m. President Kari K. Steele reconvened the regular board meeting to order

Motions, Ordinances and Resolutions

Motion

1 23-1250 Authority to Amend the Adopted 2024 Budget

Attachments: 2024 Consolidated BF-21 Packet

A motion was made by Mariyana T. Spyropoulos, seconded by Patricia Theresa Flynn, that this Agenda Item be Approved. 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

2 23-1251 MOTION to amend the 2024 budget of the Metropolitan Water Reclamation District of Greater Chicago as adopted December 14, 2023, consistent with motions adopted this date

A motion was made by Mariyana T. Spyropoulos, seconded by Patricia Theresa Flynn, that this Motion 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

3 O23-002A

Adopt Ordinance O23-002A, Amending the Annual Appropriation Ordinance of the Metropolitan Water Reclamation District of Greater Chicago, effective for the fiscal year beginning January 1, 2024, and ending December 31, 2024, adopted on December 14, 2023

Attachments: Ordinance O23-002A Annual Appropriation Ordinance BTL.pdf

Ordinance O23-002A Appropriation Ordinance.pdf

O23-002A Approp Ord Attachment Part 1

O23-002A Approp Ord Attachment Part 2

O23-002A Approp Ord Attachment Part 3

A motion was made by Mariyana T. Spyropoulos, seconded by Patricia Theresa Flynn, that this 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

4 23-1252

MOTION to reconsider the December 14, 2023 vote Adopting Ordinance O23-003, of the Metropolitan Water Reclamation District of Greater Chicago for the levy of taxes for 2024 to provide revenues for the Retirement Fund and Corporate Fund, effective for the fiscal year beginning January 1, 2024, and ending December 31, 2024

Attachments: Ordinance O23-003 Retirement Corporate Tax Levy.pdf

A motion was made by Mariyana T. Spyropoulos, seconded by Patricia Theresa Flynn, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 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

5 23-1253

MOTION to reconsider the December 14, 2023 vote Adopting Ordinance O23-004, of the Metropolitan Water Reclamation District of Greater Chicago for the levy of taxes for 2024 to provide revenues for the Construction Fund, effective for the fiscal year beginning January 1, 2024, and ending December 31, 2024

Attachments: Ordinance O23-004 ConstructionFundLevyPTELL.pdf

A motion was made by Mariyana T. Spyropoulos, seconded by Patricia Theresa Flynn, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 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

6 23-1254 MOTION to reconsider the December 14, 2023 vote Adopting Ordinance O23-005, of the Metropolitan Water Reclamation District of Greater Chicago for the levy of taxes for 2024 to pay the interest on outstanding bonds and to discharge the principal thereof, effective for the fiscal year beginning January 1, 2024, and ending December 31, 2024

Attachments: Ordinance O23-005 B&I ORD.pdf

A motion was made by Mariyana T. Spyropoulos, seconded by Patricia Theresa Flynn, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 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

7 23-1255 MOTION to reconsider the December 14, 2023 vote Adopting Ordinance O23-006, of the Metropolitan Water Reclamation District of Greater Chicago for the levy of taxes for 2024 to provide revenues for the Reserve Claim Fund, effective for the fiscal year beginning January 1, 2024, and ending December 31, 2024

Attachments: Ordinance O23-006 Reserve Claim Tax Levy.pdf

A motion was made by Mariyana T. Spyropoulos, seconded by Patricia Theresa Flynn, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 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

8 23-1256 MOTION to reconsider the December 14, 2023 vote Adopting Ordinance O23-007, of the Metropolitan Water Reclamation District of Greater Chicago for the levy of taxes for 2024 to provide revenues for the Stormwater Management Fund, effective for the fiscal year beginning January 1, 2024, and ending December 31, 2024

Attachments: Ordinance O23-007 Stormwater Levy Ordinance.pdf

A motion was made by Mariyana T. Spyropoulos, seconded by Patricia Theresa Flynn, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 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

9 23-1257 MOTION to reconsider the vote on the 2024 budget as amended

A motion was made by Mariyana T. Spyropoulos, seconded by Patricia Theresa Flynn, that this Motion be Adopted. The motion failed. The motion carried by the following roll call vote:

Nay: 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

Finance Committee

Report

10 23-1205 Report on Cash Disbursements for the Month of November 2023, in the amount of $31,878,728.22

Attachments: November 2023 Cash Disbursements Summary

Published and Filed

11 23-1234 Report on the investment interest income during October 2023

Attachments: Inv Int Inc 2023-10 att.pdf

Published and Filed

12 23-1235 Report on investments purchased during October 2023

Attachments: Inv Purch 2023-10 att.pdf

Published and Filed

13 23-1236 Report on the investment interest income during November 2023

Attachments: Inv Int Inc 2023-11 att.pdf

Published and Filed

14 23-1237 Report on investments purchased during November 2023

Attachments: Inv Purch 2023-11 att.pdf

Published and Filed

Procurement Committee

Report

15 23-1224 Report of bid opening of Tuesday, December 5, 2023

Published and Filed

16 23-1240 Report of bid opening of Tuesday, December 12, 2023

Published and Filed

17 23-1243 Report on rejection of proposals for Contract 21-RFP-25, Vendor Portal for Onboarding/Self-Service and Contract Development Software for a three-year period, estimated cost $300,000.00

Published and Filed

Authorization

18 23-1201 Authorization for payment to Isle Inc., for the annual membership in the Isle - Technology Approval Group, in an amount not to exceed $19,965.00, Account 101-15000-612280

Approved

19 23-1220 Authorization to participate in the Suburban Purchasing Cooperative (SPC) Joint Purchasing Program

Deferred by Marcelino Garcia

Authority to Advertise

20 23-1178 Authority to advertise Contract 24-624-11, Main Street Bridge Expansion Joint Replacement, estimated cost $200,000.00, Account 101-66000-612620, Requisition 1610257

Attachments: Contract 24-624-11 Affirmative Action Goals Report

Approved

21 23-1179 Authority to advertise Contract 24-665-11, Landscape Maintenance at Various Service Areas, estimated cost $2,101,100.00, Accounts 101-67000/68000/69000-612420, Requisitions 1609292, 1580835 and 1577294

Attachments: Contract 24-665-11 Affirmative Action Goals Report - Groups A, B, C, and D

Approved

22 23-1215 Authority to advertise Contract 24-027-11 Furnish and Deliver Glass and Plastic Labware to Various Locations for a One (1) Year Period, estimated cost $285,000.00, Account 101-20000-623570

Attachments: Contract 24-027-11 Affirmative Action Goal Report

Approved

23 23-1216 Authority to advertise Contract 24-028-11 Furnish and Deliver Paper Filters, Crucibles, and Petri Dishes to Various Locations for a One-Year Period, estimated cost $270,000.00, Account 101-20000-623570

Approved

Issue Purchase Order

24 23-1175 Issue purchase order to Dell Marketing LP, to Furnish and Deliver Microsoft Azure Cloud Services, in an amount not to exceed $78,146.13 Account 101-27000-623800, Requisition 1610006

Approved

25 23-1196

Issue purchase order to Dell Marketing LP, to Furnish and Deliver Microsoft Power BI Premium, in an amount not to exceed $40,447.07 Account 101-27000-623800, Requisition 1610755

Approved

26 23-1197

Issue purchase order and enter into an agreement with AT&T Corp. for Switched Ethernet Services in an amount not to exceed $2,505,136.68, Account 101-27000-612210, Requisition 1608362

Approved

27 23-1198

Issue a purchase order and enter into an agreement with AT&T Corp. for Managed Internet and SIP Services in an amount not to exceed $583,861.25, Account 101-27000-612210, Requisition 1609836

Approved

28 23-1203

Issue purchase orders and enter into an agreement with Baxter & Woodman/Boller Construction, LLC, for Contract 20-RFP-28R Biogas Combined Heat and Power System, EWRP, in an amount not to exceed $14,591,109.00, plus a five percent allowance for change orders allotted to the installation and construction task only in an amount of $529,790.00, for a total amount not to exceed $15,120,899.00, Accounts 101-50000-612490, 201-50000-612450 and 645650, Requisitions 1549345, 1577629 and1577630

Attachments: Contract 20-RFP-28R Affirmative Action and Appendix A Reports - Baxter & Woodman-Boller Construction, LLC

Deferred by Eira L. Corral Sepúlveda

29 23-1206

Issue purchase order and enter into an agreement with AT&T Corp. for Telemetry Services in an amount not to exceed $1,621,261.98, Account 101-27000-612210, Requisition 1610754

Approved

30 23-1210

Issue purchase order and enter into an agreement with TierPoint, LLC, for Co-Location Services for District Infrastructure, in an amount not to exceed $21,356.00, Account 101-27000-612330, Requisition 1610946

Approved

31 23-1221

Issue purchase order to Altorfer Industries Inc., to Furnish and Deliver One New Caterpillar Model #980 Medium Wheel Loader to the Lawndale Avenue Solids Management Area (LASMA), under Sourcewell (formerly NJPA) Purchasing Contract No. 011723-CAT, in an amount not to exceed $574,960.00, Account 101-69000-634760, Requisition 1610583

Approved

32 23-1223 Issue purchase order for Contract 23-819-11, Furnish and Deliver HVAC Condensing Units to the Calumet Water Reclamation Plant, to Windy City Representatives, LLC, in an amount not to exceed $72,714.00, Account 101-68000-623270, Requisition 1602324

Approved

33 23-1241 Issue purchase order and enter into an agreement with J.B. Systems Inc., to Provide Telephone Support and District-Wide, Onsite, Software Training for the Mainsaver Computerized Maintenance Management System (CMMS), in an amount not to exceed $259,047.64, Accounts 101-69000-601100, 612430, Requisition 1602026

Approved

Award Contract

34 23-1217 Authority to award Contract 24-063-11, Furnish and Deliver V-Belts, Conveyor Belts, and Bearings to Various Locations for a One-Year Period, Group A to Root Brothers Mfg. & Supply Co., in an amount not to exceed $8,318.87; and Groups B and C to Accent Bearings Co., Inc., in an amount not to exceed $49,243.66, Account 101-20000-623270

Attachments: Contract 24-063-11 Item Descriptions - Groups A, B and C

Approved

35 23-1218 Authority to award Contract 21-168-3S, Westchester Pumping Station Relief Sewer, SSA, to Rausch Infrastructure, LLC, in an amount not to exceed $6,775,766.00, plus a five (5) percent allowance for change orders in an amount of $338,788.30, for a total amount not to exceed $7,114,554.30, Account 401-50000-645600, Requisition 1603455

Attachments: Contract 21-168-3S Affirmative Action Goals and Revised Appendix D Report -Rausch Infrastructure, LLC.pdf

Approved

36 23-1219 Authority to award Contract 23-684-22 (Re-Bid) Equipment Painting & Rehabilitation at Various Locations, Groups A, B, and C, to Capital Industrial Coatings LLC, in an amount not to exceed $3,323,680.00, Accounts 101-67000/68000/69000-612650, Requisitions 1595831, 1595832, 1595833

Attachments: Contract 23-684-22 Affirmative Action Goals and Revised Appendix D-Reports (Groups A, B and C) - Capital Industrial Coatings, LLC.pdf

Approved

Increase Purchase Order/Change Order

37 23-1200 Authority to increase Contract 20-RFP-02 Deliver and Implement Laboratory Information Management System, to Accelerated Technology Laboratories, Inc., in an amount of $45,000.00, from an amount of $758,683.06, to an amount not to exceed $803,683.06, Accounts 101-16000-634820, 101-27000-612820, Purchase Order 3113428

Attachments: Change Order Log - Purchase Order 3113428

Approved

38 23-1202 Authority to increase Contract 14-111-5FR Flood Control Project on 1st Avenue from Roosevelt Road to Cermak Road, SSA to Rausch Infrastructure, LLC. in an amount of $107,526.52, from an amount of $10,087,799.57, to an amount not to exceed $10,195,326.09, Account 501-50000-645620, Purchase Order 4000090

Attachments: Change Order Log - Purchase Order 4000090.pdf

Approved

39 23-1207 Authority to increase and extend the agreement with SLG Innovation, Inc. for Contract 19-RFP-24, IT Project Management Office Consulting, in an amount of $25,000.00, from an amount of $450,000.00, to an amount not to exceed $475,000.00, Account 101-27000-612430, Purchase Order 3111940

Attachments: Change Order Log - Purchase Order 3111940

Approved

40 23-1208 Authority to increase and extend the agreement with LoadSpring Solutions, Inc. for Web Hosting and Support of Oracle Primavera Software, in an amount of $8,889.00, from an amount of $8,889.00, to an amount not to exceed $17,778.00, Account 101-27000-612820, Purchase Order 3126591

Approved

41 23-1209 Authority to increase Contract 21-970-12, Janitorial Services at Various Locations, Groups A, B and D to Eco-Clean Maintenance, Inc., in an amount of $99,100.00, from an amount of $677,091.00, to an amount not to exceed $776,191.00, Account 101-69000-612490, Purchase Order 5001865

Deferred by Eira L. Corral Sepúlveda

42 23-1212 Authority to increase purchase order to Tompkins Printing Equipment Co, in an amount of $6,000.00 from an amount of $9,900.00 to an amount not to exceed $15,900.00, Account 101-15000-623520, Purchase Order 8010468

Approved

43 23-1247 Authority to increase purchase order to AT&T Corporation, to Furnish and Deliver Point to Point Switched Ethernet Service in an amount of $18,893.00, from an amount of $1,021,128.19, to an amount not to exceed $1,040,021.19, Account 101-27000-612210, Purchase Orders 3112515 and 3112516

Attachments: Change Order Log - Purchase Order 3112515

Change Order Log - Purchase Order 3112516

Approved

Engineering Committee

Report

44 23-1233 Report on change orders authorized and time extensions approved by the Director of Engineering during the month of November 2023

Attachments: Attachment 1 CO Report November 2023 5% Contingency.pdf

Attachment 2 CO Status Report November 2023.pdf

Published and Filed

Judiciary Committee

Report

45 23-1213 Report on the Approval of Closed Meeting (“Executive Session”) Minutes

Published and Filed

46 23-1214 Report on the Semi-Annual Review of Closed Meeting (“Executive Session”) Minutes

Published and Filed

Authorization

47 23-1238 Authority to settle the Property Damage Claim of Andrew Frierson # AP 1541, in the sum of $15,431.54 arising from a September 7, 2023, auto liability accident, Account 901-30000-667220

Approved

48 23-1248 Authority to settle the Illinois Workers’ Compensation Claim of James Keeley vs. MWRDGC, Claim Number 23WC030460 in the sum of $18,500.00, Account 901-30000-601090

Approved

Maintenance & Operations Committee

Reports

49 23-1185 Report on change orders authorized and approved by the Director of Maintenance and Operations during the month of November 2023

Attachments: R-98 Report November 2023.pdf

Published and Filed

Public Health & Welfare Committee

Authorization

50 23-1242 Authority to amend the Intergovernmental Agreement with the Cook County Sheriff's Office to continue supporting its Prescription Drug Take-Back Program by extending the IGA for another year and to make payment to the CCSO in an amount not to exceed $80,000.00, Account 101-15000-612490

Attachments: IGA 2018 CCSO-MWRD Executed.pdf

Approved

Real Estate Development Committee

Authorization

51 23-1199 Authority to enter into a 50-year lease with the Village of Schaumburg for the continued use of 4.99± acres of District real estate located at 645 Meacham Road in Schaumburg, Illinois for public recreational use. Consideration shall be a one-time fee of $10.00, plus 25% of annual net revenues derived from the premises

Attachments: RE - Schaumburg 50-year lease Aerial.pdf

Approved

52 23-1211 Authority to issue a one-year permit to Peoples Gas Light and Coke Company to use approximately 0.39 acres of Cal-Sag Channel Parcels 8.01, 8.04 and 8.09 in Palos Township, Illinois to stage inspection and maintenance work on a 42-inch diameter natural gas pipeline. Consideration shall be a permit fee of $5,000.00

Attachments: RE - Peoples Gas 1 year staging permit CSC Parcels 8.01 8.04 8.09 - Aerial.pdf

Approved

53 23-1239 Authority to issue a 5-year permit to the Chicago Park District for continued use of an approximately 0.13-acre portion of North Shore Channel Parcel 7.02 located west of Kedzie Avenue and north of Devon Avenue in Lincolnwood, Illinois, to install, maintain, replace, and remove a sculpture. Consideration shall be a nominal fee of $10.00

Attachments: RE - CPD 5-year permit NSC Parcel 7.02 Aerial.pdf

Approved

Approval of the Consent Agenda with the exception of Items: 1, 2, 3, 4, 5, 6, 7, 8, 9, 19, 28, and 41

A motion was made by Mariyana T. Spyropoulos, seconded by Precious Brady-Davis, to Approve the Consent Agenda. 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

Miscellaneous and New Business

Meeting Summary

Speakers

None

Summary of Requests

Procurement Committee Item #19
1. Marcelino Garcia requested more details on the program

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for January 4, 2024, 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: December 22, 2023

Date all agenda items are due to the Executive Director: 1:00 p.m., December 27, 2023

Adjournment

A motion was made by Patricia Theresa Flynn, seconded by Yumeka Brown, that when the Board Adjourns, it adjourns to meet again on Thursday, January 4, 2024 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: 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

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 December 21, 2023, are hereby approved.

APPROVED:
/s/ Kari K. Steele
President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago

December 21, 2023