

Metropolitan Water Reclamation District of Greater Chicago

*100 East Erie Street
Chicago, IL 60611*



Regular Board Meeting Consent Agenda - Final

Thursday, January 21, 2021

10:30 AM

Remote Meeting

Board of Commissioners

Commissioner Cameron Davis, Commissioner Kimberly Du Buclet, Chairman of Finance Marcelino Garcia, Vice-President Barbara J. McGowan, Commissioner Josina Morita, Commissioner Eira L. Corral Sepúlveda, Commissioner Debra Shore, 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.**

Metropolitan Water Reclamation District of Greater Chicago

STANDING COMMITTEES

Chairman

Vice Chairman

Affirmative Action	McGowan	Garcia
Budget & Employment		Morita
Engineering		Steele
Ethics	Shore	
Federal Legislation	Du Buclet	Spyropoulos
Finance		Spyropoulos
Industrial Waste & Water Pollution	Garcia	
Information Technology	Morita	Shore
Judiciary	Spyropoulos	Davis
Labor & Industrial Relations	Spyropoulos	Du Buclet
Maintenance & Operations	Morita	Shore
Monitoring & Research	Shore	Steele
Municipalities	Davis	Du Buclet
Pension, Human Resources & Civil Service	Spyropoulos	Du Buclet
Public Health & Welfare	Davis	Shore
Public Information & Education	Steele	McGowan
Procurement	McGowan	Garcia
Real Estate Development	Garcia	McGowan
State Legislation & Rules	Steele	Morita
Stormwater Management	Du Buclet	Davis

2021 REGULAR BOARD MEETING SCHEDULE

January	7	21
February	4	18
March	4	18
April	1	15
May	6	20
June	3	17
July	15	
August	5	
September	2	23
October	7	21
November	4	18
December	7 (Annual Meeting)	
December	2	16

2021

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Call Meeting to Order**Roll Call****Approval of Previous Board Meeting Minutes****Public Comments****PUBLIC NOTICE**

Due to Governor Pritzker's Disaster Declaration and pursuant to Public Act 101-0640, the Metropolitan Water Reclamation District of Greater Chicago (MWRD) will hold its Board of Commissioners' Regular Board Meeting by video conference at 10:30 a.m. on Thursday, January 21, 2021.

The MWRD Board Room and building will remain closed to protect the health and safety of the public and staff, only essential personnel will be allowed entry. The public is encouraged to participate by visiting mwrdd.org to view the proceedings via live stream. Public comment may be made during the Public Comment Period by calling (312) 751-3299. Public comment may also be made by submitting an electronic comment by registering under the eComment link during the live meeting. Electronic comments will not be read during the meeting. Electronic comments will be distributed to the Board and will be posted online.

Recess and Convene as Committee of the Whole**Committee of the Whole****Executive Session****Recess and Reconvene as Board of Commissioners****Motions, Ordinances and Resolutions****Motion**

- 1 [21-0086](#) MOTION to appoint retiree as trustee of the Metropolitan Water Reclamation District's Retirement Fund

Ordinance - Right of Way

- 2 [R21-001](#) Adopt Ordinance No. R21-001 Establishing the Right-of-Way for the construction, operation, and maintenance of the TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA (Contract 20-160-4H) in parts of Section 32, Township 40 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois
- Attachments:** [MISC NB - R21-001- TARP Dropshaft, Contract 20-160-4H - BTL.pdf](#)
 [MISC NB - R21-001- TARP Dropshaft, Contract 20-160-4H - Ordinance.pdf](#)

Resolution

- 3 [21-0050](#) RESOLUTION sponsored by the Board of Commissioners celebrating the legacy of Dr. Martin Luther King Jr.
- 4 [21-0094](#) RESOLUTION sponsored by the Board of Commissioners congratulating Brian E. Hickey, President and Business Manager of the International Union of Operating Engineers Local 399, on his retirement

Finance Committee**Report**

- 5 [21-0067](#) Report on Cash Disbursements for the Month of December 2020, in the amount of \$34,423,291.30
- Attachments:** [December 2020 Cash Disbursements Summary](#)
- 6 [21-0079](#) Report to the Board of Commissioners on payment of restricted interest earnings in the amount of \$145,150.36 for the 2020 calendar year, pursuant to the terms of a Project Partnership Agreement with the United States Army Corps of Engineers approved by the Board on January 24, 2019
- 7 [21-0095](#) Report on designation of authority to affix signature of Chairman of the Committee on Finance
- Attachments:** [FIN - Chairman of Finance, Garcia - Authority to Affix Signatures - Attachment.i](#)

Authorization

- 8 [21-0076](#) Authority to Transfer up to \$6,700,000.00 from the Construction Working Cash Fund to Finance Construction Fund Operations of the District in the Year 2021, Pursuant to the Provisions of 70 ILCS 2605/9c
- 9 [21-0077](#) Authority to Transfer up to \$272,500,000.00 from the Corporate Working Cash Fund to Finance Corporate Fund Operations of the District in the Year 2021, Pursuant to the Provisions of 70 ILCS 2605/9b

- 10 [21-0078](#) Authority to Transfer up to \$50,300,000.00 from the Stormwater Management Working Cash Fund to Finance Stormwater Management Fund Operations of the District in the Year 2021, Pursuant to the Provisions of 70 ILCS 2605/9e
- 11 [21-0080](#) Authority to Transfer \$5,000,000.00 from the Corporate Fund to the Metropolitan Water Reclamation District Retiree Health Care Trust (101-25000-601250)

Procurement Committee

Report

- 12 [21-0093](#) Report of bid opening of Tuesday, January 12, 2021

Authorization

- 13 [21-0046](#) Authorization for payment to the City of Chicago Department of Revenue for participation in underground project coordination, in an amount not to exceed \$24,887.19, Account 101-50000-612430
- 14 [21-0083](#) Authorization to forfeit Contract 21-022-11, Furnish and Deliver Diesel Fuel to Various Locations for a One (1) Year Period, to J. T. Barrier, LLC, in an amount not to exceed \$296,000.00, Accounts 101-16000, 66000, 67000, 68000, 69000-623820, 501-50000-623820, Requisitions 1545512, 1545541, 1545551, 1545857, 1545875, and 1545878.

Authority to Advertise

- 15 [21-0040](#) Authority to advertise Contract 21-RFP-03 Pre-employment Psychological Assessments for Police Officer Candidates, estimated cost \$60,000.00, Account 101-25000-612260, Requisition 1554662
Attachments: [Contract 21-RFP-03 Affirmative Action Goals Report.pdf](#)
- 16 [21-0041](#) Authority to advertise Contract 20-160-4H TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA, estimated cost between \$9,120,000.00 and \$11,040,000.00, Account 401-50000-645620, Requisition 1553647
Attachments: [Contract 20-160-4H 98% Review and Affirmative Action Goals Report.pdf](#)
 [Contract 20-160-4H Project Fact Sheet.pdf](#)
- 17 [21-0042](#) Authority to advertise Contract 21-RFP-04 Flexible Spending Plan Administrator, estimated cost \$275,000.00, Account 101-25000-612430, Requisition 1555804
Attachments: [Contract 21-RFP-04 Affirmative Action Goals Report](#)

- 18 [21-0063](#) Authority to Advertise Contract 20-RFP-27 Technical eLearning Courses for: Return-to-Work Program; Laboratory Skills; and Industrial Compliance and Safety, estimated cost \$240,000.00, Account 101-27000-623800, 612820, Requisition 1556002

Attachments: [Contract 20-RFP-27 Affirmative Action Goals Report](#)

Issue Purchase Order

- 19 [21-0052](#) Issue purchase order for Contract 20-604-11, Furnish and Deliver HVAC Coils to Various Locations, to Affiliated Steam Equipment Co. d/b/a Affiliated Steam & Hot Water, in an amount not to exceed \$134,649.00, Accounts 101-67000, 68000, 69000-623270, Requisition 1540083
- 20 [21-0059](#) Issue purchase order and enter into an agreement for Contract 20-RFP-20 Online and/or On-site Training Services: Odor Recognition in Wastewater Treatment with RK & Associates, Inc. with an option to extend for an additional two (2) years, in an amount not to exceed \$30,000.00, Account 101-25000-601100, Requisition 1544673
- 21 [21-0060](#) Issue purchase order to Dell Marketing, LP and enter into an agreement with Microsoft Corporation for Microsoft Premier software and directory services support, in an amount not to exceed \$93,331.00, Account 101-27000-612820, Requisition 1556024
- 22 [21-0065](#) Issue purchase order to CDW Government LLC, to Furnish and Deliver Mimecast Advanced Threat Security Support, in an amount not to exceed \$97,599.33, Account 101-27000-612820, Requisition 1555815
- 23 [21-0066](#) Issue purchase order to Steel-Fab, Inc., to Provide Parts for Gate Position Indicators at the Thornton Composite Reservoir, in an amount not to exceed \$79,673.00, Account 101-68000-623270, Requisition 1554654
- 24 [21-0068](#) Issue purchase orders for Contract 21-630-11, Furnishing and Delivering Ferric Chloride, to Kemira Water Solutions, Inc., in an amount not to exceed \$2,320,000.00, Account 101-67000, 69000-623560, Requisitions 1548074 and 1548530
- 25 [21-0091](#) Issue purchase order and enter into an agreement with Connor-Winfield Corp.d/b/a Janus Remote Communications, to provide off site specialized repairs and parts for the analog and digital remote monitoring systems at the Stickney Water Reclamation Plant in an amount not to exceed \$53,700.00, Accounts 101-69000-612600, 623070, Requisition 1554663.
- 26 [21-0097](#) Issue purchase order and enter into an agreement for Contract 20-RFP-07 On-line Workplace Ethics Training with Learn Vibe, LLC in an amount not to exceed \$44,975.00, Account 101-25000-601100, Requisition 1544660

Attachments: [Contract 20-RFP-07 Affirmative Action Goals Report](#)

Award Contract

- 27 [21-0043](#) Authority to award Contract 21-012-11, Furnish and Deliver Paint, Brushes, Solvents and Stains to Various Locations for a One (1) Year Period, Groups A and B, to The Sherwin-Williams Company, in an amount not to exceed \$28,783.52, Account 101-20000-623190

Attachments: [Contract 21-012-11 Item Descriptions - Group A.pdf](#)
[Contract 21-012-11 Item Descriptions - Group B.pdf](#)

Increase Purchase Order/Change Order

- 28 [21-0048](#) Authority to increase purchase order and amend the agreement with the law firm of Neal & Leroy, LLC, to represent the District in acquiring certain property rights in connection with the construction, operation, and maintenance of the Addison Creek Channel Improvements Project (Contract 11-187-3F) in the municipalities of Northlake, Stone Park, Melrose Park, Bellwood, Westchester, and Broadview, Illinois, in an amount of \$500,000.00, from an amount of \$1,600,000.00, to an amount not to exceed \$2,100,000.00, Account 501-50000-612430, Purchase Order 3094927

Attachments: [Change Order Log - Purchase Order 3094927.pdf](#)

- 29 [21-0051](#) Authority to increase Contract 73-161-EH McCook Reservoir Excavation Agreement, to Vulcan Construction Materials, L.P. in an amount of \$2,200,000.00, from an amount of \$101,200,234.25, to an amount not to exceed \$103,400,234.25, Account 401-50000-645620, Purchase Order 5000176

Attachments: [Change Order Log - Purchase Order 5000176.pdf](#)

- 30 [21-0055](#) Authority to increase purchase order to Dell Marketing LLP, to Furnish and Deliver Microsoft Licensing and Maintenance in an amount of \$16,807.35, from an amount of \$894,880.46, to an amount not to exceed \$911,687.81, Account 101-27000-612820, Purchase Order 3111921.

Attachments: [Change Log - Purchase Order 3111921](#)

- 31 [21-0061](#) Authority to increase and extend purchase order with AT&T Corporation, for Contract 18-RFP-16, POTs Local and Long Distance Services, in an amount of \$70,794.35, from an amount of \$366,805.67, to an amount not to exceed \$437,600.22, Account 101-27000-612210, Purchase Order 3103834

Attachments: [Change Order Log - Purchase Order 3103834](#)

- 32 [21-0064](#) Authority to increase purchase order with AT&T Corporation, for point to point telemetry services in an amount of \$5,101.58, from an amount of \$980,402.26, to an amount not to exceed \$985,503.48, Account 101-27000-612210, Purchase Order 3102511

Attachments: [Change Order Log - Purchase Order 3102511.pdf](#)

- 33 [21-0069](#) Authority to increase Contract 19-673-11, Heavy Equipment Repairs at Various Locations, Groups A and B, to West Side Tractor Sales Co., d/b/a West Side Specialized Services Co., in an amount of \$92,150.00, from an amount of \$537,347.40, to an amount not to exceed \$629,497.40, Accounts 101-68000/69000-612760, Purchase Orders 5001697 and 5001698
Attachments: [Change Order Log - Purchase Orders 5001697 and 5001698](#)
- 34 [21-0081](#) Authority to increase Contract 17-842-3H Modifications to TARP Control Structures & Drop Shafts, SSA and CSA to IHC Construction Companies, Inc. in an amount of \$321,566.44, from an amount of \$3,226,745.33, to an amount not to exceed \$3,548,311.77, Account 401-50000-645600, Purchase Order 4000072
Attachments: [Change Order Log - Purchase Order 4000072.pdf](#)

Engineering Committee

Report

- 35 [21-0054](#) Report on change orders authorized and approved by the Director of Engineering during the month of December 2020
Attachments: [Attachment 1 CO Report December 2020 5% Contingency.pdf](#)
 [Attachment 2 CO Status Report December 2020.pdf](#)

Judiciary Committee

Authorization

- 36 [21-0088](#) Authority to settle the Illinois Workers' Compensation Claim of Thomas Durkin vs. MWRDGC, Claim Number W002752525 in the sum of \$18,556.24, Account 901-30000-601090

Maintenance & Operations Committee

Reports

- 37 [21-0084](#) Report on change orders authorized and approved by the Director of Maintenance and Operations during the month of December 2020.
Attachments: [R-98 Report December 2020.pdf](#)

Pension, Human Resources & Civil Service Committee

Report

- 38 [21-0089](#) 2020 Annual Report of the Civil Service Board
 Attachments: [CSB Annual Report 2020.pdf](#)

Real Estate Development Committee

Authorization

- 39 [21-0037](#) Authority to commence statutory procedures to lease approximately 21± acres of the eastern portion of Cal-Sag Channel Parcel 10.04 located east of Ridgeland Avenue in Alsip, Illinois (*Deferred from the January 7, 2021 Board Meeting*)
 Attachments: [RE - Authority to Commence Statutory Procedures - 7EZ Constulting CSC Parc](#)
 Legislative History
 1/7/21 Board of Commissioners Deferred
- 40 [21-0049](#) Authority to pay final just compensation in the amount of \$8,035.48 to acquire a permanent easement on the real estate commonly known as 620 Norfolk Avenue in Westchester, Illinois, through summary judgment in the eminent domain lawsuit entitled *The Metropolitan Water Reclamation District of Greater Chicago v. U.S. Bank Trust, N.A., as Trustee for LSF9 Master Participation Trust, et al.*, Case No. 20L050182 in the Circuit Court of Cook County, Illinois, Account 501-50000-667340, Stormwater Management Fund
 Attachments: [RE - MWRD v US Bank 620 Norfolk, Westchester Parcel 172 - Aerial.pdf](#)
- 41 [21-0073](#) Authority to grant a 25-year, approximately 50' x 180' non-exclusive easement to the Village of Skokie to continue to operate, maintain, repair, replace and remove an 84" combined interceptor sewer and an 84" overflow outfall sewer on District real estate east of McCormick Boulevard and lying five feet south of the north right-of-way line of Greenwood Street Extended in Skokie, Illinois; North Shore Channel Parcel No. 3.06. Consideration shall be a nominal fee of \$10.00
 Attachments: [RE - 25 year Easement Greenwood St Ext. Skokie, NSC Parcel 3.06 - Aerial.pdf](#)
- 43 [21-0087](#) Authority to issue a two (2) month permit extension to United Parcel Service, Inc. to continue to store and park trucks and trailers on 10 acres of District real estate located at the Cal-Sag Channel and Ridgeland Avenue in Alsip, Illinois and known as the Ridgeland Avenue Drying Facilities; Cal-Sag Channel Parcel 10.04 (portion). Consideration shall be \$80,000.00
 Attachments: [RE - Permit Extension to UPS, Alsip - Aerial.pdf](#)

State Legislation & Rules Committee

Authorization

- 44 [21-0096](#) Recommendation for the State of Illinois 2021 Legislative Program

Stormwater Management Committee

Authorization

- 45 [21-0074](#) Authority to enter into an Intergovernmental Agreement with and make payment to the Village of Lansing for the construction, operation, and maintenance of the Washington Street Green Infrastructure Parking Lot Improvements in Lansing, CSA (19-IGA-13), in an amount not to exceed \$250,000.00, Account 501-50000-612400, Requisition 1551311
- 46 [21-0075](#) Authority to enter into an intergovernmental agreement with and make payment to the City of Northlake for the acquisition of flood-prone properties (20-IGA-27), in an amount not to exceed \$550,000.00, Account 401-50000-612400, Requisition 1555819

Miscellaneous and New Business

Additional Agenda Items

- 47 [21-0098](#) MOTION to accept the Chairman and Vice-Chairman Assignments for the 2021-2022 Standing Committees
- 48 [021-002](#) Authority to amend the Ethics Ordinance of the Metropolitan Water Reclamation District of Greater Chicago
- Attachments: [MISC NB - Ordinance O21-002 - Amend Ethics Ordinance - Ordinance .pdf](#)
 [MISC NB - Ordinance O21-002 - Amend Ethics Ordinance - Ordinance Redline.](#)
 [MISC NB - Ordinance O21-002- Amend Ethics Ordinance - BTL](#)

(The above items were submitted after the agenda packet distribution)

Adjournment



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0086

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Miscellaneous & New Business

File Type: Motion

Agenda Number: 1

MOTION FOR BOARD MEETING OF JANUARY 21, 2021

MOTION to appoint retiree as trustee of the Metropolitan Water Reclamation District's Retirement Fund

I move to appoint Frank Avila, former Commissioner for the Metropolitan Water Reclamation District of Greater Chicago, as trustee of the Metropolitan Water Reclamation District's Retirement Fund to fill the vacancy for the unexpired term of Kathleen Therese Meany pursuant to the provisions of 40 ILCS 5/13-703 of the Illinois Compiled Statutes. Ms. Meany's unexpired term commenced on January 23, 2020 and continues until her term expires and her respective successor is appointed and qualified.

Dated: January 21, 2021

Commissioner



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: R21-001

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Miscellaneous & New Business

File Type: Right of Way
Ordinance

Agenda Number: 2

ORDINANCE FOR BOARD MEETING OF JANUARY 21, 2021

Adopt Ordinance No. R21-001 Establishing the Right-of-Way for the construction, operation, and maintenance of the TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA (Contract 20-160-4H) in parts of Section 32, Township 40 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON REAL ESTATE

Mr. Brian A. Perkovich, Executive Director

..Title

Adopt Ordinance No. R21-001 Establishing the Right-of-Way for the construction, operation, and maintenance of the TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA (Contract 20-160-4H) in parts of Section 32, Township 40 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois

..Body

Dear Sir:

On April 16, 2020, the Board of Commissioners ("Board") authorized professional engineering services for the design and post-award engineering for a new TARP dropshaft, connection structures, live tunnel connection, and all appurtenances thereto, to be located within the proposed Armitage Avenue right-of-way in Chicago, Illinois. This new dropshaft is necessary to divert wet weather flow from the West Side Intercepting Sewer 9 to the Mainstream Tunnel and alleviate combined sewer overflows at the Armitage and Cortland outfalls to the Chicago River. A companion Board letter is being presented at this Board meeting for authority to advertise the construction contract for this dropshaft work.

The project requires both permanent and temporary easements across two parcels located near Armitage Ave. and the North Branch of the Chicago River. The permanent easement is required for the dropshaft infrastructure and the temporary easement is required for construction access and staging. The acquisition of this right-of-way requires the adoption of an ordinance authorizing the immediate acquisition of land, which is legally described in the attached documents as Exhibit A.

It is requested that the Executive Director recommend to the Board of Commissioners that it adopt Ordinance No. R21-001 Establishing the Right-of-Way for the construction, operation, and maintenance of the TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA (Contract 20-160-4H) in parts of Section 32, Township 40 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois.

It is further requested that the Executive Director recommend to the Board of Commissioners that the President be authorized and directed to execute said Ordinance after same is approved by the General Counsel as to form and legality.

Requested, Susan T. Morakalis, General Counsel, Catherine A. O'Connor, Director of Engineering,
STM:CAO:EMA:BJD:nm

Recommended, Brian A. Perkovich, Executive Director

Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021

Attachment

METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO

N



WEST 1/2 NORTHWEST 1/4 32-40-14



2306 N. DOMINICK
CHICAGO, IL

NOT TO SCALE

FOR INFORMATIONAL PURPOSES ONLY.
PLEASE SEE LEGAL DESCRIPTIONS FOR
EXACT LOCATION OF PROPERTIES.

EXHIBIT A

TARP MAINSTREAM DROPSHAFT
DSM73 AT ARMITAGE AVE,
PROJECT
20-160-4H
PCMS NO.

ORDINANCE R21-001

ORDINANCE ESTABLISHING THE RIGHT-OF-WAY FOR THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF THE TARP MAINSTREAM DROPSHAFT DS-M73E AT ARMITAGE AVENUE, SSA (CONTRACT 20-160-4H) IN PARTS OF SECTION 32, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS

WHEREAS, the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago, pursuant to the statute in such case made and provided, has from time to time acquired by purchase, condemnation, or otherwise, lands necessary and desirable for use in the upgrading of the quality of the waters in the Chicago Metropolitan communities; and

WHEREAS, it is necessary to obtain permanent and temporary easements or fee simple title as the right-of-way for the construction, operation, and maintenance of the TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA (Contract 20-160-4H) in parts of Section 32, Township 40 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago:

Section 1. That there be and is hereby laid out, located, created, and established a right-of-way for the construction, operation, and maintenance of the TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA (Contract 20-160-4H) in parts of Section 32, Township 40 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois, and legally described as follows, to wit:

(For Legal Description, see "Exhibit A" which is attached hereto and made a part hereof.)

Section 2. That it is necessary, convenient, desirable and in the public interest to acquire fee simple title or such lesser interests as may be deemed appropriate in and to the real estate hereinafter described as a site for the construction, operation, and maintenance of the TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA (Contract 20-160-4H) in parts of Section 32, Township 40 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois, and legally described as follows, to wit:

(For Legal Description, see Exhibit "A" which is attached hereto and made a part hereof.)

Section 3. That the construction, operation, and maintenance of the TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA (Contract 20-160-4H) in parts of Section 32, Township 40 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois, together with all appurtenances thereto, within the right-of-way described in Sections 1 and 2 of this Ordinance, is hereby provided for and there shall be constructed, maintained, and operated within the limits of said right-of-way described in Sections 1 and 2 of this Ordinance, said TARP Mainstream Dropshaft, Contract 20-160-4H, together with all necessary appurtenances thereto, the same to be an adjunct of and addition to the drainage system of the Metropolitan Water Reclamation District of Greater Chicago.

Section 4. That it is necessary, convenient and desirable for the purposes of the Metropolitan Water Reclamation District of Greater Chicago to acquire fee simple title or such lesser interests as may be deemed appropriate in and to the real estate necessary to facilitate the construction, operation, and maintenance of the TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA (Contract 20-160-4H) in parts of Section 32, Township 40 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois.

Section 5. That the Executive Director of the Metropolitan Water Reclamation District of

Greater Chicago is hereby authorized and directed to negotiate with the respective owners and parties in interest of the real estate described in Sections 1 and 2 of this Ordinance for the purposes of acquiring fee simple title or such lesser interests as may be deemed appropriate in and to the real estate described in Sections 1 and 2 of this Ordinance; and to endeavor to agree with said owners and parties in interest upon the price to be paid to them for said fee simple title or such lesser interests; and to engage the services of such appraisers as may be necessary, under the provisions of Section 11.4, Act 2605, Chapter 70, Illinois Compiled Statutes, for the purposes of such acquisition. In the event that said Executive Director of the Metropolitan Water Reclamation District of Greater Chicago is unable to agree with the owners and parties in interest of any or all of said pieces or parcels of property described in Sections 1 and 2 of this Ordinance, or if said owners or parties in interest are incapable of consenting or their names or residences are unknown or they are non-residents of Illinois, the Executive Director of the Metropolitan Water Reclamation District of Greater Chicago shall report such fact to the General Counsel for the Metropolitan Water Reclamation District of Greater Chicago, and thereupon said General Counsel shall commence and prosecute condemnation proceedings in such courts as she may deem proper to acquire such fee simple title or lesser interests as she may deem proper by virtue of the Eminent Domain Laws of the State of Illinois as directed by the Executive Director and to pay all costs and expense, including appraisal fees, incurred in connection therewith.

Section 6. This Ordinance shall be in full force and effect from and after its passage.

DATED: this 21st day of January, 2021.

Approved as to Engineering:

APPROVED:

Catherine A. O'Connor
Director of Engineering

HON. KARI K. STEELE
President
Board of Commissioners of the
Metropolitan Water Reclamation District of
Greater Chicago

Approved as to form and legality:

Ellen M. Avery
Head Assistant Attorney

Susan T. Morakalis
General Counsel

EXHIBIT A**RIGHT-OF-WAY
FOR
TARP MAINSTREAM DROPSHAFT DS-M73E AT ARMITAGE AVENUE, SSA
(20-160-4H)**

(14-32-120-005-0000)

LOT 11 (EXCEPT THE NORTHERLY 58 FEET THEREOF), LOT 12 AND THE NORTH HALF OF THE SOUTHERLY VACATED ALLEY IN BLOCK 6 IN W.F. DOMINICK'S SUBDIVISION OF LOTS 1, 2, AND 3 OF BLOCK 14 OF SHEFFIELD'S ADDITION TO CHICAGO IN SECTION 32, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

(14-32-135-015-0000)

LOTS 9, 10, 11, 12, 13, 14, 15 AND PART OF LOTS 7 AND 8 WEST OF A LINE COMMENCING AT A POINT IN THE SOUTH LINE 14.31 FEET WEST OF THE SOUTHEAST CORNER OF LOT 7; THENCE NORTH AT A RIGHT ANGLE TO THE POINT OF A CURVE, THENCE NORTHERLY ON A CURVE TO THE LAST DESCRIBED COURSE CONVEX EASTERLY WITH RADIUS 177.53 FEET, 93.23 FEET TO A POINT ON THE NORTH LINE 14.17 FEET WEST OF THE NORTHEAST CORNER OF LOT 8 AND THE SOUTH $\frac{1}{2}$ OF THE VACATED ALLEY NORTHERLY OF LOTS 9 TO 15 AND NORTHERLY OF THE WESTERLY 9.83 FEET OF LOT 8 IN BLOCK 1 IN J.F. LAWRENCE'S SUBDIVISION OF LOT 4 IN BLOCK 14 IN SHEFFIELD'S ADDITION TO CHICAGO IN SECTION 32, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0050

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Miscellaneous & New Business

File Type: Resolution

Agenda Number: 3

RESOLUTION FOR BOARD MEETING OF JANUARY 21, 2021

RESOLUTION sponsored by the Board of Commissioners celebrating the legacy of Dr. Martin Luther King Jr.

WHEREAS, Monday, January 18, 2021 will be recognized throughout the United States as Dr. Martin Luther King Jr. Day; and

WHEREAS, born Michael King Jr. on January 15, 1929, Dr. Martin Luther King Jr. lived to become one of the most widely known and well-respected civil rights advocates, prolific writers, and captivating leaders that the world has ever known; and

WHEREAS, while growing up in the segregated south, Dr. King's parents emphasized the importance of education. Thus, after graduating from high school in 1944, Dr. King attended Morehouse College in Atlanta, one of the few institutions of higher education that would admit black men. It was here, under the tutelage of Dr. Benjamin Mays that Dr. King decided to pursue a career in theology; and

WHEREAS, after graduating from Morehouse College in 1948, Dr. King attended Crozer Theological Seminary in Chester, Pennsylvania, where he was awarded with many honors based upon his stellar performance. He completed his course work in 1955 and was thereby presented with his doctorate degree; and

WHEREAS, on June 18, 1953, Dr. King married Coretta Scott in Marion, Alabama. Together, they had four children: Yolanda, Martin III, Dexter, and Bernice; and

WHEREAS, Dr. King's first celebrated act as a civil rights leader occurred on December 5, 1955 in Montgomery, Alabama where he worked with other leaders to mobilize the black community into orchestrating a 382 day boycott of the city's bus service due to the city's ordinance requiring segregated seating and that black passengers yield their seats to white passengers; and

WHEREAS, in 1957, utilizing the momentum that the boycott created, Dr. King, along with other notable black leaders, formed the Southern Christian Leadership Conference (SCLC), an organization whose mission was to coordinate civil rights activities in the South; and

WHEREAS, Dr. King continued to be an influence within the civil rights movement, leading the Birmingham Campaign on April 3, 1963, which broadcast his non-violent tactics and drew the ire of many supporters, both within the United States and abroad, as it displayed the sheer ugliness and brutality of segregation; and

WHEREAS, on August 28, 1963, Dr. King was the keynote speaker for the March on Washington, a large-scale protest designed to attract worldwide attention to the continued plight of blacks in the United States. It was at the March on Washington where Dr. King gave his renowned "I Have a Dream" speech, in which he spoke of his dreams of black people one day being treated equally in all facets of life; and

WHEREAS, among his many accolades, Dr. King was awarded the Spingarn Medal by the National Association for the Advancement of Colored People on June 28, 1957, awarded the Anisfield-Wolf Book Award for Non-fiction in 1959, named the Person of the Year by Time magazine in 1963, awarded the Nobel Peace Prize on December 10, 1964 (the youngest man to receive the award), awarded the Jawaharlal Nehru Award for International Understanding in 1966. Posthumously, he was awarded the Presidential Medal of Freedom on July 11, 1977, the Congressional Gold Medal in 2004, and he was inducted into the Grammy Hall of Fame in 2012 for his "I Have a Dream" speech; and

WHEREAS, on April 4, 1968, Dr. King was assassinated while on the balcony of the Lorraine Motel in Memphis, Tennessee; and

WHEREAS, during his time as a civil rights leader, Dr. King endured countless acts of violence against himself and his family as pro-segregationists sought to silence him and put an end to the civil rights movement; and

WHEREAS, while these events are those for which Dr. King is most recognized, in no manner does this fully represent Dr. King's contributions to the civil rights movement. The power of his message of civil rights continues to influence equal rights leaders today and is credited with inspiring many movements for varying groups of minority classes; and

WHEREAS, on November 3, 1983, President Ronald Reagan signed a bill declaring Dr. King's birthday a national holiday. While his actual birthday falls on January 15th, the third Monday of the month of January was designated as the day for recognition of his life and legacy. The first national celebration of Dr. Martin Luther King Jr. Day was in 1986; and

NOW, THEREFORE, BE IT RESOLVED, that we, the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago, on behalf of ourselves and staff, do hereby celebrate the life, legacy, and innumerable contributions of Dr. Martin Luther King Jr.; and

BE IT FURTHER RESOLVED, that this Resolution be spread upon the permanent Record of Proceedings of the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago.

Dated: January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0094

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Miscellaneous & New Business

File Type: Resolution

Agenda Number: 4

RESOLUTION FOR BOARD MEETING OF JANUARY 21, 2021

RESOLUTION sponsored by the Board of Commissioners congratulating Brian E. Hickey, President and Business Manager of the International Union of Operating Engineers Local 399, on his retirement

WHEREAS, Brian E. Hickey is a native of Chicago. After graduating from De La Salle High School, he attended Northern Michigan University where he earned a Bachelor's degree in Engineering; and

WHEREAS, in 1980, Mr. Hickey joined the International Union of Operating Engineers (IUOE) Local 399 as an Engineer. He became active in the organization and as a result of his skill and qualifications, he quickly attained the title of Chief Engineer. He further progressed to become an Executive Board Member and later the Recording Secretary; and

WHEREAS, in 2000, Mr. Hickey was named President and Business Manager of the IUOE Local 399. He later added International Vice-President of the IUOE (2001) and Elected General Secretary -Treasurer of the IUOE (2011) to his list of titles; and

WHEREAS, in addition to his various positions in the IUOE, Mr. Hickey has served as a Board Member of the Chicago Convention and Tourism Bureau Board of Directors, a member of the Chicago Federation of Labor - Finance Committee, a member of the Cook County Economic Development Advisory Committee, and a member of the Labor Council of the Amalgamated Bank of Chicago; and

WHEREAS, during his tenure as the President & Business Manager of the IUOE, in 2019 Mr. Hickey oversaw the completion and opening of a second training facility known as the Local 399 Technology Center. He also supervised the rehabilitation of relationships with local council members in both Illinois and Indiana with the goal of restoring the Union's partnerships. Additionally, Mr. Hickey and his team secured a victory in their fight against the Indiana Grand Casino, in a partnership with UNITE HERE and the Teamsters; and

WHEREAS, outside of his numerous business responsibilities, Mr. Hickey has readily made himself available to volunteer in several organizations, including the Irish Fellowship Club of Chicago, the Mulliganeers, the Scottsdale Park Boys Little League, the St. Dennis Boys football team, and the St. Linus Athletic Association; and

WHEREAS, the Metropolitan Water Reclamation District of Greater Chicago Board of Commissioners congratulates Brian E. Hickey on his retirement and anticipates that he will enjoy as much success in his retirement as he has enjoyed throughout his esteemed career; and

NOW, THEREFORE, BE IT RESOLVED, that we, the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago, on behalf of ourselves and staff, do hereby congratulate Brian E. Hickey on his retirement from the International Union of Operating Engineers Local 399; and

BE IT FURTHER RESOLVED, that this Resolution be spread upon the permanent Record of Proceedings of the Board of Commissioner of the Metropolitan Water Reclamation District of Greater Chicago and that a copy of same, suitably engrossed, be presented to Brian E. Hickey.

Dated: January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0067

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Finance Committee

File Type: Report

Agenda Number: 5

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON FINANCE

Mr. Brian A. Perkovich, Executive Director

Report on Cash Disbursements for the Month of December 2020, in the amount of \$34,423,291.30

Dear Sir:

Submitted herewith are the Cash Disbursements for the Month of December 2020.

Corporate Fund	\$19,949,569.94
Capital Improvement Bond Fund	9,461,651.76
All Other Funds	<u>5,012,069.60</u>
Total Disbursements	\$34,423,291.30

The Chairman of the Committee on Finance submits the following Cash Disbursements Report for acceptance by the Board of Commissioners. BMO Harris Bank checks as well as electronic vendor payments, both as referenced on Vendor Payment ledger, are included in the attached report.

Pursuant to 70 ILCS 2605 11.23, the Comptroller shall conduct audits of all expenditures incident to all purchase orders and contracts awarded by the Director of Procurement and Materials Management. The Comptroller shall report the results of such audits to the President and the Board of Commissioners. As a result, it is requested that the Board of Commissioners accept the Cash Disbursements Report and direct the Clerk to publish and file the report.

Respectfully Submitted, Andrew Dziadkowiec, Comptroller

Attachment

Metropolitan Water Reclamation District of Greater Chicago
M003 - Cash Disbursements - Summary
From 12/01/2020 to 12/31/2020

		Fund						
Year of Obligation	Method of Payment	101	201	401	501	901	P802	Total
2020	Checks	\$ 9,771,041.78	\$ 272,960.00	\$ 313,811.09	\$ 2,495,983.32	\$ 0.00	\$ 0.00	\$ 12,853,796.19
	Electronic Payments	10,178,528.16	448,879.28	9,147,840.67	1,617,251.55	176,995.45	0.00	21,569,495.11
	Total - 2020	\$ 19,949,569.94	\$ 721,839.28	\$ 9,461,651.76	\$ 4,113,234.87	\$ 176,995.45	\$ 0.00	\$ 34,423,291.30

Metropolitan Water Reclamation District of Greater Chicago
M003 - Cash Disbursements - Checks
From 12/01/2020 to 12/31/2020

Date	Vendor	Name	Description	Payment
12/09/20	2018326	910-912 GREENWOOD LLC	Permit Fees	\$ 75.00
12/02/20	5016226	A2 LANDSCAPE CONTRACTORS	Contractual Srvc NOC	3,920.00
12/02/20	5000184	AFFILIATED STEAM EQUIPMEN	Mech Repair Parts	4,880.00
12/23/20	5010067	AL WARREN OIL CO INC	Lubricants	1,420.02
12/02/20	5015438	ALFA-LAVAL, INC	Mech Repair Parts	209,568.85
12/23/20	5014791	ALL AMERICAN RECYCLING	Lubricants	300.00
12/09/20	5000276	ALLIANCE HOSE & RUBBER CO	Plumb Access & Supl	164.64
12/09/20	5003803	ALLIED WASTE SERVICES	Waste Matl Disp Chgs	39,870.10
12/16/20	5000297	ALTORFER INC	Repair Matl Hndl Eqp	26.04
12/09/20	2009102	AMEREN ILLINOIS	Natural Gas	277.15
12/16/20	2005945	AMERICAS SAP USERS GROUP	Subscripts Membrshps	2,425.00
12/23/20	5000406	ANIXTER INC	Matls & Supl, N.O.C.	100.00
12/09/20	5009394	APPLIED INDUSTRIAL TECHNO	Mech Repair Parts	1,001.30
12/23/20	2018347	ARC CAFE USA 001, LLC	Pmts for Easements	20,303.90
12/23/20	5013954	AT&T	Communication Srvc	87,709.14
12/16/20	5011186	ATLAS FIRST ACCESS LLC	Test & Insp Srvc	253.21
12/16/20	5013026	ATLAS STATIONERS INC	Ofc Supl Eqpt Furn	521.88
12/23/20	5009875	AUSTIN VOICE NEWSPAPER	Advertising	185.00
12/09/20	6000151	BECHSTEIN-KLATT, AKA	Waste Matl Disp Chgs	21,123.20
12/09/20	2016900	BEECHEN & DILL HOMES INC	Permit Fees	15.00
12/23/20	5011554	BENTLEY SYSTEMS INC	Comp Software Maint	5,910.00
12/23/20	5017124	BLACK INDUSTRIAL & SAFETY	Computer Supplies	10,198.08
12/23/20	5017168	BONFIRE INTERACTIVE LTD	Comp Software Maint	31,500.00
12/23/20	5006946	BPH PUMP & EQUIPMENT	Plumb Access & Supl	878.59
12/16/20	5000456	BROOKFIELD AMETEK	Repair Test Lab Eqpt	2,745.00
12/16/20	5000588	BTU CO INC	Mech Repair Parts	2,577.00
12/16/20	5000877	BURNS & MCDONNELL ENGINEE	Prof Eng Svc Cnst Pr	49,515.77
12/02/20	5013632	BZ BEARING & POWER INC	Mech Repair Parts	14,493.20
12/09/20	5000942	CALCO LTD	Contractual Srvc NOC	2,400.00
12/02/20	5000954	CALUMET HARBOR LUMBER & S	Build Grnd Matl Supl	20,128.00
12/02/20	5000957	CALUMET PAINT & WALLPAPER	Paint Solv Rltd Matl	302.40
12/02/20	5009720	CAMBRIDGE ISOTOPE LABORAT	Lab Supl Sm Eqpt Chm	830.50
12/16/20	5012518	CANON SOLUTIONS AMERICA I	Computer Eqpt Maint	2,619.88
12/16/20	5011666	CAPP INC	Elec Parts and Supl	2,108.70
12/02/20	5015546	CARDNO, INC.	Pmts Prof Srvc	1,538.75
12/16/20	5009916	CARPET CRAFTERS INC	Build Grnd Matl Supl	5,589.16
12/23/20	5009214	CARRIER & SANDSTEDT INC	Test & Insp Srvc	9,800.00
12/23/20	5007300	CARRIER CORPORATION	Mech Repair Parts	472.00
12/09/20	5015971	CHEN, GARNER & STEVENS PA	Repair Test Lab Eqpt	5,042.95
12/16/20	5016337	CHICAGO PARK DISTRICT	Intrgvnmntl Agreemnt	142,476.00
12/16/20	5001158	CHICAGO SPENCE TOOL & RUB	Lubricants	3,024.15
12/23/20	5016732	CITIZEN NEWSPAPER GROUP I	Advertising	1,133.57
12/23/20	2006352	CITY OF BLUE ISLAND	Water & Water Srvc	226.72
12/23/20	2009119	CITY OF CALUMET CITY	Gov Srvc Chrgs	700.00
12/23/20	2015095	CITY OF CHICAGO	Gov Srvc Chrgs	1,200.00
12/02/20	2006359	CITY OF CHICAGO DEPT OF W	Water & Water Srvc	71,887.94
12/09/20	2009126	CITY OF CUBA WATER/SEWER	Water & Water Srvc	105.04
12/09/20	2009107	CITY OF EVANSTON	Water & Water Srvc	10.33
12/09/20	5016130	CITY OF NORTHLAKE	Intrgvnmntl Agreemnt	176,290.00
12/02/20	5001207	CLARK DEVON HARDWARE	Cleaning Supplies	2,646.91
12/16/20	5012716	COM2 RECYCLING SOLUTIONS	Safety Repairs Srvc	386.80
12/09/20	5005926	COMED	Electrical Energy	1,606,183.64

Date	Vendor	Name	Description	Payment
12/23/20	5016139	CONSOLIDATED PRINTING COM	Reprographic Svcs	127.00
12/23/20	5017512	CONTRACTORS EQUIPMENT REN	Tools and Supplies	1,597.28
12/23/20	5015747	CONVEYALL INDUSTRIAL SUPP	Plumb Access & Supl	698.00
12/16/20	5016534	COOK COUNTY SHERIFF'S OFF	Contractual Srvc NOC	12,734.42
12/02/20	2006466	COOK COUNTY TREASURER	Pmts for Easements	94,291.04
12/02/20	5013905	CORPORATE CLEANING SERVIC	Admin Building Ops	4,935.00
12/16/20	5001448	CROWN LIFT TRUCKS	Vehicle Equipment	13,139.41
12/16/20	5017541	DAVID N PHILLIPS	Pmts Prof Svcs	1,786.00
12/23/20	5014477	DIXON ENGINEERING INC	Test & Insp Svcs	4,800.00
12/09/20	5001492	DLT SOLUTIONS	Comp Software Maint	18,225.00
12/16/20	5011598	DONOHUE & ASSOCIATES INC	Prof Eng Svc Cnst Pr	11,315.63
12/23/20	2016731	DYNEGY ENERGY SERVICES	Electrical Energy	2,118,365.83
12/16/20	5016324	EASTERN BEARINGS INC.	Elec Parts and Supl	2,836.37
12/16/20	6000285	ELECTRICAL SYSTEMS INC	Proc Facil Struct	101,149.82
12/16/20	5001841	ENGINEERING RESOURCE ASSO	Pmts Prof Svcs	7,956.00
12/23/20	5016102	ENVEA INC.	Contractual Srvc NOC	5,528.98
12/09/20	2017936	ENVIRO-SERVICES & CONSTRU	Permit Fees	1,000.00
12/09/20	5006726	FAIRFIELD SERVICE COMPANY	Mech Repair Parts	19,894.34
12/09/20	5010500	FASTENAL CO.	Cleaning Supplies	251.70
12/09/20	5001976	FEDEX	Post Freight Chgs	357.73
12/02/20	5001982	FEECE OIL CO	Lubricants	351.43
12/16/20	5011805	FILTER PRODUCTS CO	Mech Repair Parts	253.00
12/23/20	2018348	FQSR, LLC	Pmts for Easements	10,000.00
12/16/20	5011291	GARDNER DENVER NASH, LLC	Mech Repair Parts	3,737.01
12/23/20	5002244	GLOBAL EQUIPMENT COMPANY	Plumb Access & Supl	585.40
12/09/20	2018327	GOLF PLAZA II SHOPPING CE	Permit Fees	1,040.00
12/02/20	5002314	GREELEY & HANSEN LLC	Pers Srvc PstAwd DNU	6,722.15
12/09/20	2017758	GW PROPERTY GROUP LLC	Permit Fees	500.00
12/09/20	2016738	HAEGER ENGINEERING LLC	Permit Fees	1,345.00
12/23/20	5002409	HARRINGTON INDUSTRIAL PLA	Build Grnd Matl Supl	3,472.50
12/23/20	5002489	HEWLETT PACKARD ENTERPRIS	Computer Eqpt Maint	135,598.58
12/09/20	5007672	HEWLETT-PACKARD COMPANY	Computer Supplies	310,601.48
12/16/20	5012092	HOME CITY ICE CO	Lab Supl Sm Eqpt Chm	84.00
12/23/20	5002572	HUFF & HUFF INC	Pmts Prof Svcs	31,966.05
12/09/20	5010320	HYDROMANTIS ENVIRONMENTAL	Comp Software Maint	3,870.00
12/23/20	2016783	ILLINOIS LOCAL GOVERNMENT	Subscripts Membrshps	1,000.00
12/09/20	2008292	ILLINOIS STATE DEPARTMENT	Employee Claims	11,861.00
12/23/20	5016435	ILLINOIS TOOL SERVICE INC	Repairs, N.O.C.	748.50
12/09/20	5013288	INDUSTRIAL CONTROLS DISTR	Plumb Access & Supl	1,373.37
12/09/20	5015461	ITW FOOD EQUIPMENT GROUP	Repair Test Lab Eqpt	800.88
12/02/20	6001191	J & L CONTRACTORS INC	Repair Waterwy Facil	133,792.00
12/16/20	5016481	JENNIFER P IRMEN, D/B/A I	Pmts Prof Svcs	600.00
12/09/20	2018320	JOSE NOLAZCO	Land	1,250.00
12/09/20	2017092	K HOVNANIAN T & C HOMES A	Permit Fees	1,000.00
12/23/20	5016614	KW MAINTENANCE SERVICES L	Repairs Proc Facil	1,250.00
12/09/20	6001397	L&S ELECTRIC INC	Repairs Proc Facil	80,025.00
12/09/20	2011364	LANDMARK ENGINEERING CORP	Permit Fees	500.00
12/16/20	5002864	LEE JENSEN SALES CO INC	Tools and Supplies	1,075.00
12/09/20	5010693	M & M CONTROL SERVICES IN	Mech Repair Parts	3,030.47
12/02/20	2006523	MANDALEA JANE DARANY	Pmts Prof Svcs	2,340.00
12/16/20	5004044	MECCOM INDUSTRIAL PRODUCT	Plumb Access & Supl	4,320.00
12/23/20	5012851	MERIDITH WATER CO	Lab Supl Sm Eqpt Chm	4,186.83
12/30/20	5009498	MESIROW INSURANCE SERVICE	Insurance Premiums	1,276,194.00
12/09/20	5007782	MID-AMERICA DYNAMICS INC	Repairs Colet Facil	2,840.00
12/09/20	2018251	MIGUEL A JACOME	Land	802.42

Date	Vendor	Name	Description	Payment
12/16/20	5003710	MORROW BROTHERS FORD INC.	Vehicle Equipment	151,560.00
12/16/20	5003737	MURRAY & TRETTEL, INC.	Pmts Prof Svcs	2,220.00
12/16/20	2007832	NAFSMA NATIONAL ASSOCIATI	Subscripts Membrshps	9,000.00
12/16/20	2018341	NASSER ELKHATIB	Rental & Easmnt Inc	300.00
12/16/20	5010542	NETWORKFLEET	Repairs Vehicle Eqpt	3,303.76
12/02/20	2008990	NICOR GAS	Natural Gas	246,364.31
12/09/20	5008018	OCCUPATIONAL HEALTH SVC I	Contractual Srvc NOC	495.00
12/16/20	5015203	ORIGAMI RISK LLC	Comp Software Maint	74,400.00
12/16/20	2018269	ORVILLE AND MARTHA BENIQU	Land	8,000.15
12/02/20	5017147	OTT HYRDOMET CORP	Test and Lab Eqpt	240.00
12/16/20	5010303	OWALLACE LANDSCAPING INC	Maint Grnds Pavement	9,899.00
12/23/20	5011253	PATRICK ENGINEERING, INC.	Contractual Srvc NOC	8,170.00
12/16/20	5014672	PEAK-RYZEX INC	Repair Test Lab Eqpt	658.25
12/09/20	2009116	PEOPLES GAS	Natural Gas	96,912.49
12/16/20	6001520	PERFECT CLEANING SERVICE	Contractual Srvc NOC	2,200.00
12/23/20	5011378	PERKINELMER HEALTH SCIENC	Lab Supl Sm Eqpt Chm	4,049.50
12/23/20	5017253	PETROCHOICE	Lubricants	951.86
12/09/20	5004210	PINDER POLYURETHANE & PLA	Mech Repair Parts	1,077.00
12/02/20	5004226	PITNEY BOWES INC	Ofc Supl Eqpt Furn	254.97
12/16/20	2008091	POSTMASTER	Rental Charges	188.00
12/02/20	5004054	PPG ARCHITECTUAL FINISHES	Paint Solv Rltd Matl	269.22
12/23/20	5017070	PRECISION DYNAMICS CORPOR	Comp Software Maint	380.00
12/09/20	5004320	PRINTED SYSTEMS	Safety Medical Supl	22.74
12/02/20	2010712	PROGRESSIVE BUSINESS PUBL	Subscripts Membrshps	330.00
12/09/20	5015303	PUBLIC SAFETY DIRECT INC	Contractual Srvc NOC	1,500.00
12/23/20	6001003	PUMPING SOLUTIONS INC, D/	Preservation Collectn Fcl	197,600.00
12/02/20	5016912	Q'S CLEANING	Contractual Srvc NOC	690.00
12/02/20	5015225	RADWELL INTERNATIONAL INC	Mech Repair Parts	472.34
12/16/20	5017389	RCE EQUIPMENT SOLUTIONS I	Tools and Supplies	896.00
12/16/20	5004403	RELWANI KAVITA ASSOCIATES	Prelim Eng Rpts Stds	360.00
12/23/20	5004501	RENEWAL COMPOUNDS INC	Mech Repair Parts	2,055.00
12/09/20	5004525	REVERE ELECTRIC SUPPLY	Elec Parts and Supl	2,474.81
12/16/20	5004634	ROYAL PIPE & SUPPLY	Mech Repair Parts	3,350.84
12/09/20	5010416	RR DONNELLEY	Ofc Supl Eqpt Furn	241.68
12/23/20	2008338	SECRETARY OF STATE	Motor Vehcl Opr Srvc	2,400.00
12/02/20	5015859	SERV-A-PURE	Test and Lab Eqpt	7,592.52
12/02/20	5005936	SHERWIN WILLIAMS CO, THE	Paint Solv Rltd Matl	1,627.29
12/09/20	5004891	SIGMA-ALDRICH INC	Lab Supl Sm Eqpt Chm	1,505.75
12/16/20	5004942	SMITH-ROOT INC	Repairs Marine Eqpt	2,747.43
12/09/20	2009120	SOUTH STICKNEY SANITARY D	Water & Water Svcs	9.50
12/09/20	5011103	SOUTH SUBURBAN MAYORS AND	Contractual Srvc NOC	1,923.41
12/09/20	5011102	SOUTHWEST CONFERENCE OF M	Contractual Srvc NOC	8,052.85
12/16/20	2009125	SPOON RIVER ELECTRIC CO-O	Electrical Energy	1,363.14
12/16/20	5013864	SPOON RIVER MECHANICAL SE	Repairs Buildings	2,678.61
12/02/20	2008533	STATE FIRE MARSHAL	Test & Insp Svcs	490.00
12/09/20	5013268	STAUFFER MFG CO	Lab Supl Sm Eqpt Chm	6,080.00
12/02/20	6000910	STEWART SPREADING INC	Waste Matl Disp Chgs	551,800.11
12/23/20	5002705	SUEZ TREATMENT SOLUTIONS	Mech Repair Parts	4,765.74
12/09/20	5014025	SUN-TIMES MEDIA LLC	Advertising	1,878.40
12/16/20	5014832	SUPERIOR INDUSTRIAL SUPPL	Cleaning Supplies	298.80
12/02/20	5010565	SZY HOLDINGS LLC, D/B/A E	Safety Medical Supl	102.31
12/23/20	5016977	TECHNOLOGY MANAGEMENT REV	Communication Svcs	2,264.98
12/23/20	5005236	TEE JAY SERVICE COMPANY I	Repairs Buildings	4,093.90
12/16/20	5005254	TERRA ENGINEERING LTD	Reprographic Svcs	1,000.00
12/23/20	5014968	TERRYBERRY COMPANY LLC	Ofc Supl Eqpt Furn	288.00

Date	Vendor	Name	Description	Payment
12/09/20	5010743	TESTAMERICA LABORATORIES	Contractual Srvc NOC	730.00
12/16/20	5014783	TETRA TECH INC	Pmts Prof Svcs	63,735.70
12/09/20	5005915	THERMO ELECTRON NORTH AME	Lab Supl Sm Eqpt Chm	2,076.42
12/16/20	5005268	THERMO LABSYSTEMS, INC	Comp Software Maint	122,693.21
12/16/20	5016448	THERMOWORKS INC	Repair Test Lab Eqpt	1,469.00
12/16/20	5012703	TILES IN STYLE LLC	Matls & Supl, N.O.C.	5,274.20
12/02/20	5008429	TOMPKINS PRINTING EQUIPME	Repair Ofc Furn Eqpt	846.50
12/23/20	5010387	TONYS TRUCK SERVICES INC	Test & Insp Svcs	50.00
12/23/20	5005327	TOTAL PLASTICS INC	Build Grnd Matl Supl	398.00
12/09/20	5016954	TOWN OF CICERO	Intrgvnmntl Agreemnt	168,556.95
12/02/20	5011637	TROJAN TECHNOLOGIES LONDO	Elec Parts and Supl	1,433.40
12/09/20	2010738	U.S. COURTS: PACER	Contractual Srvc NOC	43.50
12/16/20	5017445	UNION RIDGE SCHOOL DISTRI	Intrgvnmntl Agreemnt	187,648.35
12/16/20	5014658	UNIVAR USA INC	Processing Chemicals	847.88
12/16/20	5011765	UNIVERSITY OF ILLINOIS	Pmts Prof Svcs	87,500.00
12/09/20	5016741	UNIVERSITY OF ILLINOIS AT	Intrgvnmntl Agreemnt	242,000.00
12/16/20	6001715	URT E&R TOWING INC	Repairs Vehicle Eqpt	18,616.97
12/16/20	5005423	UTILITY SUPPLY OF AMERICA	Lab Supl Sm Eqpt Chm	178.60
12/09/20	2009117	VILLAGE OF ALSIP WATER DE	Water & Water Svcs	212.85
12/23/20	2018336	VILLAGE OF BARTLETT	Gov Srvc Chrgs	9,995.00
12/23/20	5016873	VILLAGE OF BROADVIEW	Intrgvnmntl Agreemnt	219,159.36
12/16/20	2009188	VILLAGE OF FOREST VIEW -	Water & Water Svcs	922.05
12/02/20	2009106	VILLAGE OF HANOVER PARK	Test & Insp Svcs	55.50
12/09/20	2009376	VILLAGE OF HAZEL CREST	Water & Water Svcs	25.00
12/16/20	2009310	VILLAGE OF LEMONT-WATER &	Tuition Training Pmt	300.00
12/23/20	5017002	VILLAGE OF LINCOLNWOOD	Intrgvnmntl Agreemnt	347,940.78
12/02/20	2011041	VILLAGE OF PALATINE	Water & Water Svcs	81.42
12/09/20	5017072	VILLAGE OF RIVER GROVE	Intrgvnmntl Agreemnt	300,779.18
12/23/20	2008770	VILLAGE OF SCHAUMBURG	Water & Water Svcs	1,520.00
12/16/20	5016930	VILLAGE OF TINLEY PARK	Intrgvnmntl Agreemnt	216,625.00
12/02/20	2009309	VILLAGE OF WILMETTE	Water & Water Svcs	57.87
12/23/20	2009118	VILLAGE OF WORTH	Water & Water Svcs	64.50
12/02/20	6000795	VULCAN CONSTRUCTION MATER	Waterwy Facil Struct	107,123.49
12/09/20	5005647	WASTE MANAGEMENT	Admin Building Ops	1,441.36
12/09/20	5005685	WEST GROUP	Books Maps & Chart	9,809.96
12/16/20	5004262	WEST MARINE PRODUCTS	Matls & Supl, N.O.C.	712.90
12/09/20	2009189	WEST SUBURBAN WATER COMMI	Water & Water Svcs	2,486.00
12/16/20	2018346	WESTCHESTER RISING LLC	Pmts for Easements	75,333.00
12/23/20	5013570	WESTERN SAFETY PRODUCTS I	Elec Parts and Supl	3,825.00
12/02/20	5016597	WESTERN-CULLEN-HAYES INC	Elec Parts and Supl	6,137.35
12/09/20	5017185	WILLIS TOWERS WATSON	Insurance Premiums	2,096,250.00
12/09/20	2017429	WOOLPERT, INC	Permit Fees	5,630.00
12/02/20	2018331	WSSS, LLC	Pmts for Easements	40,207.00
12/23/20	2018343	ZARAY GONZALEZ	Land	20,547.00
12/16/20	5005834	ZIEBELL WATER SERVICE PRO	Plumb Access & Supl	10,497.00
12/23/20	5015311	ZORN COMPRESSOR AND EQUIP	Eqpt for Proc Facil	6,814.67
12/09/20	5017286	ZORO TOOLS INC.	Matls & Supl, N.O.C.	2,128.48
				\$ 12,853,796.19

Metropolitan Water Reclamation District of Greater Chicago
M003 - Cash Disbursements - ACH
From 12/01/2020 to 12/31/2020

Date	Vendor	Name	Description	Payment
12/10/20	5011503	24 HOUR SAFETY LLC	Elec Parts and Supl	\$ 195.66
12/23/20	5015966	72 HOUR LLC D/B/A	Vehicle Equipment	364,203.96
12/22/20	5016801	A3 ENVIRONMENTAL LLC	Contractual Srvc NOC	15,416.05
12/17/20	5000108	ACCENT BEARINGS CO INC	Mech Repair Parts	97.30
12/08/20	5000145	ACTIVE ELECTRICAL SUPPLY	Elec Parts and Supl	646.68
12/09/20	5000153	ADDISON BUILDING MATERIAL	Build Grnd Matl Supl	498.03
12/01/20	5000173	ADVANCED SUPPLY COMPANY	Gases	3,477.53
12/11/20	5000181	AETNA TRUCK PARTS INC	Plumb Access & Supl	3,324.58
12/09/20	5016284	AGATHOS LABORATORIES	Lab Supl Sm Eqpt Chm	61.11
12/04/20	5005841	ALEXANDER CHEMICAL CORP	Processing Chemicals	66,017.26
12/15/20	6001700	ALLIANCE SPECIALTY MOTORS	Preservation Collectn Fcl	90,000.00
12/23/20	5015940	ALS GROUP USA CORPORATION	Prelim Eng Rpts Stds	1,975.00
12/01/20	5016796	ALSCO INC	Contractual Srvc NOC	466.64
12/10/20	5008704	AMC MECHANICAL INC	Repair Test Lab Eqpt	1,348.85
12/02/20	5013669	AMERICAN GASES CORP	Processing Chemicals	56,431.66
12/09/20	5016187	AMERICAN POWERNET MANAGEM	Pmts Prof Svcs	23,600.00
12/29/20	5000364	AMERISAFE INC	Fibr Papr Insul Matl	483.84
12/02/20	6000916	ANCHOR MECHANICAL INC	Admin Building Ops	175,863.91
12/03/20	5017125	ANTON PAAR USA INC	Matls & Supl, N.O.C.	2,973.00
12/10/20	6001485	AP PRIVATE DETECTIVE &	Contractual Srvc NOC	5,317.00
12/07/20	5015884	ATMOSPHERE GLOBAL LLC	Contractual Srvc NOC	710.00
12/04/20	5008347	AUDIOMETRICS ASSOC	Contractual Srvc NOC	378.00
12/02/20	6001635	AUTUMN CONSTRUCTION SERVI	Buildings	4,874.50
12/08/20	5000546	AVALON PETROLEUM COMPANY	Fuel	12,144.60
12/16/20	5013650	B & H PHOTO & ELECTRONICS	Computer Supplies	13,272.00
12/03/20	5011898	B2B COMPUTER PRODUCTS	Elec Parts and Supl	10,814.62
12/17/20	5012172	BARNES & THORNBURG LLP	Pmts Prof Svcs	889.00
12/21/20	5002650	BAY INSULATION OF IL INC	Fibr Papr Insul Matl	2,883.76
12/02/20	5000660	BEARING DISTRIBUTORS INC	Mech Repair Parts	4,077.96
12/17/20	5000661	BEARING HEADQUARTERS CO	Lubricants	159.76
12/11/20	5012215	BEARING SERVICE CO	Mech Repair Parts	1,753.00
12/02/20	5016767	BENEFITFOCUS.COM INC	Comp Software Maint	1,652.15
12/07/20	5000746	BLACK & VEATCH CORPORATIO	Pmts Prof Svcs	42,822.73
12/15/20	2006098	BLUE CROSS BLUE SHIELD	Dental Ins Ded	2,840,664.30
12/18/20	5015037	BLUE JAY FASTENERS LTD	Hardware	120.00
12/21/20	2015560	BMO	Motor Vehcl Opr Srvc	26,914.20
12/17/20	6001575	BROADWAY ELECTRIC INC	Preservation Collectn Fcl	376,794.29
12/02/20	6001690	C&J MOWING AND FENCING LL	Maint Grnds Pavement	36,007.60
12/15/20	5016965	CAREERBUILDER EMPLOYMENT	Pmts Prof Svcs	500.25
12/16/20	5017166	CDL ELECTRIC COMPANY INC	Repairs to Railroads	2,975.30
12/02/20	5001304	CDW GOVERNMENT LLC	Computer Software	194,712.77
12/10/20	5016817	CENTRAL ZONE LOGISTICS, D	Post Freight Chgs	713.26
12/18/20	5014204	CH2M HILL ENGINEERS INC	Pmts Prof Svcs	31,560.55
12/21/20	5016297	CHARD SNYDER & ASSOCIATES	Pmts Prof Svcs	4,175.50
12/07/20	5016032	CHICAGO DISPOSAL INC	Waste Matl Disp Chgs	44,792.24
12/07/20	5014661	CHICAGOLAND PEST SERVICES	Maint Grnds Pavement	1,843.00
12/01/20	5000873	CHRISTOPHER B BURKE ENGIN	Pmts Prof Svcs	51,308.49
12/02/20	5014205	CICERO MFG & SUPPLY CO IN	Tools and Supplies	1,042.76
12/22/20	5001187	CIORBA GROUP INC	Prof Eng Svc Cnst Pr	9,903.66
12/23/20	5015967	CITY OF CHICAGO, DEPARTME	Intrgvnmntl Agreeemnt	54,510.06
12/09/20	5007632	CLIFFORD-WALD & CO	Repairs, N.O.C.	208.17
12/07/20	5015467	COLONIAL SCIENTIFIC INC	Lab Supl Sm Eqpt Chm	461.65

Date	Vendor	Name	Description	Payment
12/01/20	5001260	COLUMBIA PIPE & SUPPLY CO	Plumb Access & Supl	9,363.51
12/08/20	5001274	COMMERCIAL TIRE SERVICE I	Vehicle Parts & Supl	518.00
12/08/20	5013369	CONSTRUCTION MATERIALS &	Build Grnd Matl Supl	3,973.68
12/09/20	6001725	CORE MECHANICAL INC	Repairs Buildings	2,394.70
12/01/20	5016932	DAIGGER SCIENTIFIC INC	Lab Supl Sm Eqpt Chm	130.96
12/08/20	5009968	DENNIS NOBLE & ASSOCIATES	Pmts Prof Svcs	7,199.50
12/02/20	5012995	DIVAL SAFETY EQUIPMENT IN	Safety Medical Supl	100.64
12/07/20	5001694	DRYDON EQUIPMENT INC	Mech Repair Parts	17,752.65
12/01/20	6001375	ECO-CLEAN MAINTENANCE INC	Admin Building Ops	122,391.66
12/14/20	5008671	EMERSON PROCESS MANAGEMEN	Repair Waterwy Facil	80,560.00
12/23/20	5001881	ENVIRONMENTAL RESOURCE	Lab Supl Sm Eqpt Chm	469.00
12/07/20	5015653	ENVIROTECH SERVICES INC	Processing Chemicals	29,205.85
12/24/20	5016051	ESI CONSULTANTS LTD	Prelim Eng Rpts Stds	8,687.72
12/09/20	5015105	EVOQUA WATER TECHNOLOGIES	Processing Chemicals	9,528.40
12/14/20	5001982	FEECE OIL CO	Lubricants	10,335.86
12/18/20	6001491	FH PASCHEN, SN NIELSEN &	Waterwy Facil Struct	75,224.84
12/01/20	5002027	FISHER SCIENTIFIC COMPANY	Lab Supl Sm Eqpt Chm	23,978.94
12/02/20	5002038	FLOOD BROS DISPOSAL COMPA	Waste Matl Disp Chgs	17,604.10
12/17/20	5002042	FLOW-TECHNICS INC	Mech Repair Parts	16,868.38
12/09/20	2009128	FOX RIVER WATER RECLAMATI	Gov Srvc Chrgs	95,963.00
12/02/20	5009892	FREMONT INDUSTRIES LLC	Processing Chemicals	13,294.40
12/11/20	5002112	FULLMER LOCKSMITH SERVICE	Repairs Buildings	3,213.60
12/11/20	5002184	GASVODA & ASSOCIATES INC	Elec Parts and Supl	247,833.10
12/02/20	5014146	GEORGE E BOOTH CO INC	Elec Parts and Supl	460.33
12/18/20	5002210	GEOSYNTEC CONSULTANTS INC	Prelim Eng Rpts Stds	81,957.28
12/10/20	5010795	GHA TECHNOLOGIES INC	Computer Supplies	94.98
12/24/20	5015113	GOBEECH LLC	Elec Parts and Supl	528.00
12/09/20	5005135	GOLD EDGE SUPPLY INC	Lab Supl Sm Eqpt Chm	7,329.20
12/22/20	2006886	GORDIAN GROUP, INC	Preservation Collectn Fcl	3,159.18
12/21/20	6000220	GOSIA CARTAGE LTD	Waste Matl Disp Chgs	256,172.27
12/03/20	5002291	GRAYBAR ELECTRIC COMPANY	Elec Parts and Supl	30,690.10
12/03/20	5002364	HACH COMPANY	Processing Chemicals	58,365.97
12/10/20	5006219	HARRISON ELECTRIC INC	Machinery & Eqpt NOC	12,610.00
12/02/20	5012227	HBK ENGINEERING LLC	Prof Eng Svc Cnst Pr	9,817.58
12/10/20	5012576	HEARTLAND BANK AND TRUST	Pmts Prof Svcs	2,595.93
12/01/20	5002467	HELSEL-JEPPERSON ELECTRIC	Elec Parts and Supl	5,067.62
12/16/20	5012095	HEY & ASSOCIATES INC	Prof Eng Svc Cnst Pr	112,111.46
12/21/20	5005055	HI TEK ENVIRONMENTAL, D/B	Contractual Srvc NOC	100.00
12/01/20	5012608	HILTI INC	Tools and Supplies	207.69
12/15/20	2006938	HMO ILLINOIS INC	Med Ins Prem-DrectPay	875,203.64
12/15/20	5014567	HOLT & ASSOCIATES, COLETT	Pmts Prof Svcs	2,700.00
12/09/20	5002552	HORIZON TECHNOLOGY INC	Lab Supl Sm Eqpt Chm	2,488.69
12/10/20	5017216	HOYA OPTICAL LABS OF AMER	Lab Supl Sm Eqpt Chm	475.00
12/04/20	5012449	HR SOLUTIONS & SERVICES L	Tuition Training Pmt	19,788.00
12/21/20	5009337	HY-TEST SAFETY SHOE SVC	Safety Medical Supl	5,793.99
12/07/20	5002632	IDEXX LABORATORIES INC	Lab Supl Sm Eqpt Chm	276.11
12/16/20	6001565	IHC CONSTRUCTION & F H PA	Preservation Buildings	29,771.90
12/08/20	6000054	IHC CONSTRUCTION COMPANIE	Buildings	8,384,419.80
12/10/20	5016316	ILLINOIS ALARM SERVICE IN	Test & Insp Svcs	216.00
12/14/20	2007121	ILLINOIS CENTRAL RR COMPA	Rental Charges	514.29
12/01/20	6000002	INDEPENDENT MECHANICAL	Repairs Proc Facil	446,940.11
12/16/20	5012181	INDEPENDENT RECYCLING SER	Waste Matl Disp Chgs	16,413.00
12/14/20	6001550	INDUSTRIA INC	Waterwy Facil Struct	157,639.16
12/02/20	5017191	INSPIRED TITLE GROUP INC	Pmts Prof Svcs	300.00
12/02/20	5002801	J & L FASTENERS AND GENER	Tools and Supplies	1,508.92

Date	Vendor	Name	Description	Payment
12/02/20	5004906	J P SIMONS & CO	Elec Parts and Supl	14,494.50
12/01/20	5002832	JACKS RENTAL INC	Mech Repair Parts	871.73
12/03/20	5017221	JACOBS ENGINEERING GROUP	Pmts Prof Svcs	9,482.10
12/10/20	5016112	JOBAPS INC	Comp Software Maint	48,600.00
12/21/20	5004710	JOHN SAKASH CO INC	Safety Repairs Svcs	1,936.47
12/23/20	5016138	JOHNSON CONTROLS INC	Repairs Buildings	730.40
12/15/20	5002883	JOHNSON PIPE & SUPPLY COR	Plumb Access & Supl	1,818.39
12/08/20	6001576	K.L.F. ENTERPRISES INC	Waste Matl Disp Chgs	72,464.57
12/10/20	5011432	KOFAX INC	Comp Software Maint	30,993.14
12/17/20	5003649	KONICA MINOLTA BUSINESS S	Repair Ofc Furn Eqpt	22,254.59
12/24/20	5017440	KURITA AMERICA INC.	Processing Chemicals	17,615.14
12/02/20	5003168	LAI LTD	Plumb Access & Supl	28,363.00
12/16/20	6001651	LAKE COUNTY GRADING CO LL	Waterwy Facil Struct	6,301.00
12/22/20	5014933	LANDS END	Wearing Apparel	30.00
12/01/20	5007190	LAWNDALE BILINGUAL NEWSPA	Advertising	436.80
12/23/20	5001341	LEASE PLAN U S A INC	Repairs Vehicle Eqpt	21,123.27
12/04/20	5006021	LITTMANN INDUSTRIES INC	Plumb Access & Supl	9,013.40
12/10/20	6001540	LIZZETTE MEDINA & CO, DBA	Maint Grnds Pavement	47,599.25
12/04/20	5015018	LOADSPRING SOLUTIONS INC	Comp Software Maint	5,778.00
12/24/20	5013184	MARCO SUPPLY CO INC, D/B/	Plumb Access & Supl	162.66
12/03/20	5003365	MARINE SERVICES CORP	Matls & Supl, N.O.C.	13,689.25
12/01/20	5003408	MATHESON TRI-GAS INC	Gases	2,397.45
12/14/20	5010384	MC CONSULTING INC	Prof Eng Svc Cnst Pr	874.67
12/01/20	6001650	MCDONAGH DEMOLITION INC	Preservation of Capital P	233,130.30
12/15/20	5003464	MCMASTER CARR SUPPLY CO	Hardware	193.11
12/22/20	5005622	MCNISH CORPORATION	Plumb Access & Supl	1,858.56
12/02/20	5012165	MERCURY PARTNERS 90 BI IN	Mech Repair Parts	8,519.82
12/02/20	5014926	METAPHRASIS LANGUAGE AND	Contractual Srvc NOC	75.00
12/11/20	6001250	METROPOLITAN BIOSOLIDS MA	Princip-Capit Lease	1,149,132.47
12/01/20	5017084	METROPOLITAN LIFE INSURAN	Life Ins Ded-GrpTerm	115,425.30
12/02/20	5005888	MG ELECTRIC SERV INC	Proc Facil Struct	4,069.50
12/10/20	5013152	MICHAEL BAKER INTERNATION	Prof Eng Svc Cnst Pr	2,186.88
12/03/20	6001383	MID-AMERICAN ELEVATOR COM	Repairs Colet Facil	26,512.39
12/03/20	5011853	MIDLAND SCIENTIFIC INC	Lab Supl Sm Eqpt Chm	1,676.05
12/11/20	5013351	MONTEL TECHNOLOGIES LLC	Computer Software	6,343.20
12/01/20	5003718	MOTION INDUSTRIES INC	Mech Repair Parts	5,824.26
12/16/20	5015582	MOTT MACDONALD LLC	Prelim Eng Rpts Stds	47,867.02
12/03/20	5003639	MSC INDUSTRIAL SUPPLY	Safety Medical Supl	2,613.50
12/09/20	5003764	NAK-MAN CORP	Metals	5,529.64
12/03/20	5003781	NATIONAL BUSINESS FURNITU	Ofc Supl Eqpt Furn	1,371.60
12/17/20	6000192	NATIONAL POWER RODDING CO	Repairs Colet Facil	118,411.15
12/02/20	5003814	NEAL & LEROY LLC	Land	113,068.56
12/15/20	5014053	NEHER ELECTRIC SUPPLY INC	Elec Parts and Supl	17.64
12/02/20	5003911	NOVASPECT INC	Plumb Access & Supl	521.31
12/17/20	5001759	NU-RECYCLING TECHNOLOGY I	Contractual Srvc NOC	7,000.00
12/11/20	5003922	NUWAY DISPOSAL SVC INC	Waste Matl Disp Chgs	54.00
12/07/20	5011723	NYHAN BAMBRICK KINZIE & L	Pmts Prof Svcs	8,850.64
12/04/20	5016063	OCCUPATIONAL HEALTH CENTE	Medical Services	6,694.00
12/02/20	5008751	OEM AIR COMPRESSOR CORPOR	Mech Repair Parts	3,961.86
12/09/20	5003983	OHERRON CO OF OAKBROOK	Wearing Apparel	3,190.00
12/04/20	5008046	OHERRON COMPANY INC, RAY	Wearing Apparel	6,305.96
12/17/20	5016535	OLIN CORPORATION	Processing Chemicals	42,529.50
12/24/20	6001276	OROS & BUSCH APPLICATION	Farming Services	179,862.50
12/08/20	5013349	OUI OUI ENTERPRISES LTD	Rental Charges	1,099.30
12/03/20	5016797	OVE WATER SERVICES INC	Water & Water Svcs	244.25

Date	Vendor	Name	Description	Payment
12/02/20	5013425	OZINGA READY MIX CONCRETE	Build Grnd Matl Supl	4,479.00
12/01/20	5016054	PACIFIC STAR CORP	Eqpt for Proc Facil	8,259.96
12/01/20	6001110	PARKWAY ELEVATORS INC	Repairs Buildings	52,066.83
12/16/20	6001325	PATH CONSTRUCTION COMPANY	Preservation Buildings	36,287.10
12/02/20	5016540	PEST MANAGEMENT SERVICES	Admin Building Ops	600.00
12/08/20	5009696	PETROLEUM TRADERS CORP	Fuel	9,391.36
12/10/20	6001671	PIPING & CORROSION SPECIA	Repairs Colet Facil	1,109.00
12/07/20	2016310	PMA MANAGEMENT CORP	Employee Claims	178,418.95
12/01/20	5006956	POLYDYNE INC	Processing Chemicals	572,361.30
12/01/20	5006010	PRECISION CONTROL SYSTEMS	Repairs Buildings	2,167.20
12/18/20	5015122	PROVANTAGE LLC	Computer Supplies	27,393.50
12/04/20	5013214	PT CHICAGO LLC	Rental Charges	5,126.02
12/08/20	5004356	PUMPING SOLUTIONS INC D/B	Mech Repair Parts	24,800.00
12/04/20	5010510	PVS CHEMICAL SOLUTIONS IN	Processing Chemicals	24,529.63
12/01/20	5004383	QUIMEX INC	Lubricants	6,455.76
12/07/20	5008452	R S HUGHES COMPANY INC	Build Grnd Matl Supl	117.01
12/24/20	5015426	R-4 SERVICES LLC	Contractual Srvc NOC	4,581.05
12/16/20	6001660	RAUSCH INFRASTRUCTURE LLC	Preservation Waterway Fcl	189,491.38
12/17/20	5006221	RED SKY TECHNOLOGIES INC	Comp Software Maint	200.00
12/24/20	5015095	RESCOR CORPORATION	Contractual Srvc NOC	565.00
12/02/20	5004610	ROOT BROS MFG & SUPPLY CO	Tools and Supplies	6,329.00
12/02/20	5004639	RUBINOS & MESIA ENGINEERS	Prof Eng Svc Cnst Pr	19,125.78
12/09/20	5012111	RUNCO OFFICE SUPPLIES EQU	Computer Supplies	2,958.00
12/08/20	5004649	RUSSO HARDWARE INC	Tools and Supplies	2,166.22
12/10/20	5016536	SCIENTIFIC SERVICES PLUS	Repair Test Lab Eqpt	3,919.40
12/02/20	5015707	SERVICE SANITATION INC	Repairs Buildings	500.00
12/03/20	5001070	SIEMENS INDUSTRY INC	Safety Repairs Srvc	7,065.44
12/03/20	5008111	SKALAR INC	Lab Supl Sm Eqpt Chm	3,045.00
12/18/20	5008492	SMITH POWER TRANSMISSION	Mech Repair Parts	2,875.00
12/03/20	5011651	SPOON RIVER PEST CONTROL	Maint Grnds Pavement	300.00
12/07/20	5014071	STANTEC CONSULTING SERVIC	Prof Eng Svc Cnst Pr	46,733.75
12/02/20	5008593	STAPLES CONTRACT AND COMM	Ofc Supl Eqpt Furn	4,387.65
12/16/20	6001705	SYNAGRO CENTRAL LLC	Waste Matl Disp Chgs	68,383.29
12/16/20	5016742	SYNC-POWER SERVICES INC	Elec Parts and Supl	869.06
12/07/20	5015506	SYNERGY SYSTEMS LLC	Cleaning Supplies	5.00
12/10/20	5006616	TARTER FEED & FERTILIZER	Mech Repair Parts	4,960.76
12/14/20	5016934	THE NORTHERN TRUST COMPAN	Pmts Prof Srvc	11,250.00
12/07/20	5005037	THE STANDARD COMPANIES IN	Cleaning Supplies	13,288.62
12/09/20	2018111	THE VARIABLE ANNUITY LIFE	CashClrng - Bank1-AP	697,230.52
12/07/20	5016831	THOMAS SCIENTIFIC LLC	Lab Supl Sm Eqpt Chm	206.33
12/16/20	6001192	THORNTON EQUIPMENT SERVIC	Repair Waterwy Facil	24,472.00
12/17/20	5014076	TOTAL WATER TREATMENT SYS	Contractual Srvc NOC	2,710.50
12/07/20	5016902	TRADEBE ENVIRONMENTAL SER	Waste Matl Disp Chgs	3,535.34
12/01/20	5013925	U S FIRE & SAFETY EQUIPME	Tuition Training Pmt	2,149.05
12/01/20	2017162	UNITED HEALTHCARE INSURAN	Retiree Medical Insurance	536,978.00
12/04/20	5009209	US COMPLIANCE CENTERS INC	Safety Medical Supl	4,268.69
12/15/20	5011696	V3 COMPANIES LTD, D/B/A V	Prof Eng Svc Cnst Pr	56,292.35
12/01/20	5011836	VERITEXT CORP	Court Reporting Srvc	9,567.00
12/15/20	5011739	VISION SVC PLAN INSURANCE	Health Life Ins Prem	19,086.61
12/01/20	5002279	W W GRAINGER INC	Hardware	26,602.09
12/18/20	6001515	WALSH CONSTRUCTION COMPAN	Army Corps of Engineers S	323,087.60
12/02/20	5006766	WAREHOUSE DIRECT INC	Mech Repair Parts	2,272.98
12/02/20	5009774	WESCO DISTRIBUTION INC	Elec Parts and Supl	9,124.06
12/17/20	6000821	WESCO DISTRIBUTION INC, D	Elec Parts and Supl	19,745.50
12/01/20	5005695	WEST SIDE TRACTOR SALES C	Vehicle Parts & Supl	31,158.36

Date	Vendor	Name	Description	Payment
12/10/20	5005776	WIPECO INC	Cleaning Supplies	535.18
12/08/20	5014808	WORKFORCE SOFTWARE LLC	Comp Software Maint	82,395.00
				\$ 21,569,495.11



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0079

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Finance Committee

File Type: Report

Agenda Number: 6

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON FINANCE

Mr. Brian A. Perkovich, Executive Director

Report to the Board of Commissioners on payment of restricted interest earnings in the amount of \$145,150.36 for the 2020 calendar year, pursuant to the terms of a Project Partnership Agreement with the United States Army Corps of Engineers approved by the Board on January 24, 2019

Dear Sir:

On January 24, 2019, the Board of Commissioners authorized the District to enter into a Project Partnership Agreement (PPA) with the Department of the Army, represented by the United States Army Corps of Engineers (Corps), allowing for the completion of the design and construction of remaining elements of the McCook Reservoir Stage 2, Project 73-161-2H. The PPA agreement specifies a project cost contribution of 25 percent by the District with the Corps providing the remaining funds.

On February 11, 2019, the District received a lump sum deposit of \$33,820,000, representing the Corps' future cost contribution to the project. The PPA agreement requires the District to place the advance payment into a restricted interest-bearing bank account and to remit the interest earnings annually to the Department of Health and Human Services. Interest earnings up to \$500 per year may be retained by the District for administrative expenses. Any additional interest earned must be remitted annually using an electronic medium through Automated Clearing House (ACH).

Based on the foregoing, payment of restricted interest earnings in the amount of \$145,150.36 (net of the \$500 administrative fee) for the 2020 calendar year will be made in accordance with applicable sections of the PPA.

Requested, Mary Ann Boyle, Treasurer, MAB:st
Recommended, Brian A. Perkovich, Executive Director
Respectfully Submitted, Marcelino Garcia, Chairman Committee on Finance
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0095

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Finance Committee

File Type: Report

Agenda Number: 7

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON FINANCE

Mr. Brian A. Perkovich, Executive Director

Report on designation of authority to affix signature of Chairman of the Committee on Finance

Dear Sir:

Report on designation of authority to affix, notice and recordation, pursuant to 70 ILCS 2605/4a. Marcelino Garcia, Chairman of the Committee on Finance has designated in writing the persons listed on the attached notice who shall have authority to affix his signature as Chairman of the Committee on Finance to any written instrument which is required to be signed by the Chairman. The written signature of the Chairman executed by the persons designated with their signatures underneath is attached to the notice.

The notice with the signatures attached shall be recorded in the Proceedings of the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago.

Respectfully Submitted, Jacqueline Torres, Clerk/Director of Finance STM:mmv

Attachment

NOTICE TO THE BOARD OF COMMISSIONERS

Pursuant to 70 ILCS 2605/4a, the Chairman of the Committee on Finance ("Chairman") may designate in writing one or more person(s) who shall have authority to affix his signature as Chairman to any written instrument which is required to be signed by the Chairman.

The Chairman has designated Kari K. Steele and Barbara J. McGowan as having the authority to affix his signature as Chairman.

The written signature of the Chairman executed by such persons so designated, with the signature of the person so designated underneath, is attached to this notice.

This notice with the signatures attached shall be recorded in the Proceedings of the Board of Commissioners of the Metropolitan Water Reclamation District of Chicago.

Commissioner Marcelino Garcia
Chairman of the Committee on Finance

NOTICE TO THE BOARD OF COMMISSIONERS – ATTACHMENT

The following persons have the authority to affix their signature as the Chairman of the Committee on Finance to any written instrument in which is required to be signed by the Chairman of the Committee on Finance.

Signature of the Chairman of the Committee on Finance by the Authorized Designee:

Signature of Authorized Designee:

Printed Name: Kari K. Steele

Signature of the Chairman of the Committee on Finance by the Authorized Designee:

Signature of Authorized Designee:

Printed Name: Barbara J. McGowan



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0076

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Finance Committee

File Type: Agenda Item

Agenda Number: 8

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON FINANCE

Mr. Brian A. Perkovich, Executive Director

Authority to Transfer up to \$6,700,000.00 from the Construction Working Cash Fund to Finance Construction Fund Operations of the District in the Year 2021, Pursuant to the Provisions of 70 ILCS 2605/9c

Dear Sir:

It is necessary that the Board of Commissioners annually authorize the Treasurer to advance funds to the Construction Fund from the Construction Working Cash Fund up to the statutory maximum for the budget year. The Construction Fund operations are funded by Construction Working Cash Fund monies pending receipt of Taxes in the year following. Repayment will be made from the 2021 Construction Fund levy collection and any other available property tax and Personal Property Replacement Tax revenues.

The maximum statutory amount which can be advanced from the Construction Working Cash Fund to the Construction Fund for 2021 is computed as 100% of the 2021 Construction Fund Tax Levy:

2021 Construction Fund Tax Levy: \$7,000,000.00

95% of the statutory maximum borrowing authority will be sufficient to fund current year operations based upon prior District spending levels.

95% Borrowing Authorization: \$6,700,000.00

It is requested that, pursuant to the provisions of 70 ILCS 2605/9c, the Treasurer be authorized to transfer up to \$6,700,000.00 from the Construction Working Cash Fund to finance operations of the Construction Fund in 2021.

Requested, Mary Ann Boyle, Treasurer, MAB
Respectfully Submitted, Marcelino Garcia, Chairman Committee on Finance
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0077

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Finance Committee

File Type: Agenda Item

Agenda Number: 9

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON FINANCE

Mr. Brian A. Perkovich, Executive Director

Authority to Transfer up to \$272,500,000.00 from the Corporate Working Cash Fund to Finance Corporate Fund Operations of the District in the Year 2021, Pursuant to the Provisions of 70 ILCS 2605/9b

Dear Sir:

It is necessary that the Board of Commissioners annually authorize the Treasurer to advance funds to the Corporate Fund from the Corporate Working Cash Fund up to the statutory maximum for the budget year. Corporate Fund operations are funded from Corporate Working Cash Fund monies pending the receipt of taxes in the year following. Repayment will be made from the 2021 Corporate Fund levy collection and any other available property tax and Personal Property Replacement Tax revenues.

The maximum statutory amount which can be advanced from the Corporate Working Cash Fund to the Corporate Fund for 2021 is computed as follows:

2021 Corporate Fund Tax Levy	\$270,880,900.00	
Revenue from Personal Property Replacement Tax		<u>16,000,000.00</u>
100% Statutory Borrowing Authority	\$286,880,900.00	

95% of the statutory maximum borrowing authority will be sufficient to fund current year operations based upon prior District spending levels.

95% Borrowing Authorization: \$272,500,000.00

It is requested that, pursuant to the provisions of 70 ILCS 2605/9b, the Treasurer be authorized to transfer up to \$272,500,000.00 from the Corporate Working Cash Fund as such funds are available to finance operations of the Corporate Fund in 2021.

Requested, Mary Ann Boyle, Treasurer, MAB

Respectfully Submitted, Marcelino Garcia, Chairman Committee on Finance

Disposition of this agenda item will be documented in the official Regular Board Meeting

Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0078

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Finance Committee

File Type: Agenda Item

Agenda Number: 10

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON FINANCE

Mr. Brian A. Perkovich, Executive Director

Authority to Transfer up to \$50,300,000.00 from the Stormwater Management Working Cash Fund to Finance Stormwater Management Fund Operations of the District in the Year 2021, Pursuant to the Provisions of 70 ILCS 2605/9e

Dear Sir:

It is necessary that the Board of Commissioners annually authorize the Treasurer to advance funds to the Stormwater Management Fund from the Stormwater Management Working Cash Fund up to the statutory maximum for the budget year. The Stormwater Management Fund operations will be funded by Stormwater Management Working Cash Fund monies pending receipt of Taxes in the year following. Repayment will be made from the 2021 Stormwater Management Fund levy collection and any other available property tax and Personal Property Replacement Tax revenues.

The maximum statutory amount which can be advanced from the Stormwater Management Working Cash Fund to the Stormwater Management Fund for 2021 is computed as 100% of the 2021 Stormwater Management Fund tax levy:

2021 Stormwater Management Fund Tax Levy: \$52,926,000.00

95% of the statutory maximum borrowing authority will be sufficient to fund current year operations based upon prior District spending levels.

95% Borrowing Authorization: \$50,300,000.00

It is requested that, pursuant to the provisions of 70 ILCS 2605/9e, the Treasurer be authorized to transfer up to \$50,300,000.00 from the Stormwater Management Working Cash Fund to finance operations of the Stormwater Management Fund in 2021.

Requested, Mary Ann Boyle, Treasurer, MAB

Respectfully Submitted, Marcelino Garcia, Chairman Committee on Finance

Disposition of this agenda item will be documented in the official Regular Board Meeting

Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0080

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Finance Committee

File Type: Agenda Item

Agenda Number: 11

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON FINANCE

Mr. Brian A. Perkovich, Executive Director

Authority to Transfer \$5,000,000.00 from the Corporate Fund to the Metropolitan Water Reclamation District Retiree Health Care Trust (101-25000-601250)

Dear Sir:

The Retiree Health Care Trust Agreement provides the vehicle for advance funding of the District's retiree health care liability. The 2021 District Budget provides for \$5,000,000.00 of such funding to be made from the Corporate Fund. This \$5,000,000.00 advance funding contribution was approved by the Board of Commissioners at its meetings on December 10, 2020, and December 17, 2020.

Accordingly, it is requested that authority be granted by the Board of Commissioners to transfer \$5,000,000.00 from the Corporate Fund to the Metropolitan Water Reclamation District Retiree Health Care Trust.

Requested, Mary Ann Boyle, Treasurer, MAB

Respectfully Submitted, Marcelino Garcia, Chairman Committee on Finance

Disposition of this agenda item will be documented in the official Regular Board Meeting

Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0093

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Procurement Committee

File Type: Report

Agenda Number: 12

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Report of bid opening of Tuesday, January 12, 2021

Dear Sir:

Bids were received and opened on 1/12/2021 for the following contracts:

CONTRACT 18-703-31 FURNISH, DELIVER AND INSTALL FINE SCREENS AT THE KIRIE
WATER RECLAMATION PLANT

LOCATION: KIRIE

ESTIMATE: \$1,800,000.00

GROUP: TOTAL

IHC CONSTRUCTION COMPANIES, LLC	\$1,940,000.00
INDEPENDENT MECHANICAL INDUSTRIES, INC.	\$2,040,000.00
JOSEPH J. HENDERSON & SON, INC.	\$2,681,000.00

BIDDERS NOTIFIED: 1338 PLANHOLDERS: 43

CONTRACT 20-677-11 OVERHEAD DOOR MAINTENANCE AT VARIOUS SERVICE AREAS

LOCATION: VARIOUS

ESTIMATE: \$375,000.00

GROUP: A STICKNEY SERVICE AREA

UNITED DOOR AND DOCK	\$141,672.00
BUILDERS CHICAGO CORP.	\$159,456.00
ANAGNOS DOOR COMPANY, INC.	\$162,840.00

GROUP: B CALUMET SERVICE AREA

UNITED DOOR AND DOCK	\$105,234.00
BUILDERS CHICAGO CORP.	\$118,287.00
ANAGNOS DOOR COMPANY, INC.	\$121,080.00

GROUP: C NORTHSIDE SERVICE AREA

UNITED DOOR AND DOCK	\$47,820.00
BUILDERS CHICAGO CORP.	\$54,120.00
ANAGNOS DOOR COMPANY, INC.	\$57,900.00

BIDDERS NOTIFIED: 185 PLANHOLDERS: 16

File Number: 21-0093

CONTRACT 20-701-31 INSTALLATION OF DISC FILTERS AND OTHER IMPROVEMENTS
AT THE HANOVER PARK WATER RECLAMATION PLANT

LOCATION: HANOVER PARK, IL

ESTIMATE: \$3,600,000.00

GROUP: A INSTALL DISC FILTERS

INDEPENDENT MECHANICAL INDUSTRIES, INC. \$2,078,000.00

JOSEPH J. HENDERSON & SON, INC. \$2,488,000.00

IHC CONSTRUCTION COMPANIES, LLC \$2,573,000.00

GROUP: B INSTALL CHEMICAL TANKS

IHC CONSTRUCTION COMPANIES, LLC \$448,000.00

INDEPENDENT MECHANICAL INDUSTRIES, INC. \$456,500.00

JOSEPH J. HENDERSON & SON, INC. \$605,000.00

GROUP: C EFFLUENT PIPE LINING & VAULT REHAB

IHC CONSTRUCTION COMPANIES, LLC \$330,000.00

BIDDERS NOTIFIED: 657 PLANHOLDERS: 37

CONTRACT 21-101-11 FURNISH AND DELIVER REPLACEMENT UNIFORMS AND
RELATED ITEMS FOR VARIOUS POLLUTION CONTROL PERSONNEL

LOCATION: VARIOUS

ESTIMATE: \$28,000.00

GROUP: TOTAL

VCG LTD \$26,946.00

BIDDERS NOTIFIED: 907 PLANHOLDERS: 24

Respectfully Submitted, Darlene A. LoCascio, Director of Procurement and Materials
Management



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0046

Agenda Date: 1/21/2021

Version: 1

Status: PC Authorization

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 13

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authorization for payment to the City of Chicago Department of Revenue for participation in underground project coordination, in an amount not to exceed \$24,887.19, Account 101-50000-612430

Dear Sir:

Authorization is requested to make payment, by direct voucher, to the City of Chicago Department of Revenue for participation in the Chicago Department of Transportation Office of Underground Coordination's (OUC) facility protection program, in an amount not to exceed \$24,887.19.

The OUC is made up of 19 reviewing utility members, of which the District is one. The OUC handles the review and approval of all construction work in or adjacent to the public right-of-way, including deep excavations and penetrations, earth retention systems, and major piping installations. The office is responsible for protecting Chicago's surface and sub-surface infrastructure from damage due to planned and programmed construction, installation and maintenance projects. The District participates in the OUC program with the principal purpose of protecting its underground facilities. In the early stages, District staff provides drawings of its facilities in the project area. Upon submittal of final plans, District staff review the project and approve or disapprove it based on the impact to District assets. The entire review process is conducted through an OUC-administered web-based system.

The current request, in the amount of \$24,887.19, is for participation during year 2020.

The City of Chicago Department of Revenue, the sole source of supply, has submitted prices for participation in underground project coordination. Inasmuch as underground project coordination services are not available through any other source of supply, nothing would be gained by advertising for bids (Section 11.4 of the Purchasing Act).

It is hereby recommended that the Board of Commissioners authorize payment, by direct voucher, to the City of Chicago Department of Revenue, in an amount not to exceed \$24,887.19. Funds are available in Account 101-50000-612430

Requested, Catherine A. O'Connor, Director of Engineering

Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management

File Number: 21-0046

Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0083

Agenda Date: 1/21/2021

Version: 1

Status: PC Authorization

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 14

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authorization to forfeit Contract 21-022-11, Furnish and Deliver Diesel Fuel to Various Locations for a One (1) Year Period, to J. T. Barrier, LLC, in an amount not to exceed \$296,000.00, Accounts 101-16000, 66000, 67000, 68000, 69000-623820, 501-50000-623820, Requisitions 1545512, 1545541, 1545551, 1545857, 1545875, and 1545878.

Dear Sir:

On September 17, 2020, the Board of Commissioners authorized the Director of Procurement and Materials Management to advertise for bids, Contract 21-022-11 furnish and deliver diesel fuel to various locations for a one (1) year period, beginning approximately January 1, 2021 and ending December 31, 2021.

In response to a public advertisement of October 7, 2020, a bid opening was held on November 10, 2020. On December 3, 2020, the Board of Commissioners authorized the award of Contract 21-022-11, Furnish and Deliver Diesel Fuel to Various Locations for a One (1) Year Period, to J. T. Barrier, LLC, in an amount not to exceed \$296,000.00.

On January 4, 2021, J. T. Barrier, LLC notified the District that they are unable to provide the fuel quoted on this contract. Therefore, the Director of Procurement and Materials Management has advised J. T. Barrier, LLC that their contract will be forfeited in accordance with Section 70 ILCS 2605/11.11 of the Purchasing Act. This firm will not be considered a responsible bidder for a one-year period.

In view of the foregoing, the Director of Procurement and Materials Management recommends the award of Contract 21-022-11, to J. T. Barrier, LLC, in an amount of \$296,000.00, be forfeit. There was no bid deposit for this contract.

A review of the bids submitted by the remaining bidders was conducted and a request for authorization to award Contract 21-022-11 will be presented at this Board meeting, under separate Board action.

Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management,
DAL:SEB:MS:cc

Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting

File Number: 21-0083

Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0040

Agenda Date: 1/21/2021

Version: 1

Status: PC Authority to
Advertise

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 15

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to advertise Contract 21-RFP-03 Pre-employment Psychological Assessments for Police Officer Candidates, estimated cost \$60,000.00, Account 101-25000-612260, Requisition 1554662

Dear Sir:

Request for Proposal documents have been prepared for a provider of pre- and post-offer psychological assessments for candidates participating in the selection process for the District Police Officer classification at the request of the Human Resources Department.

The purpose of this contract is to select a vendor to administer pre- and post-offer psychological assessments to candidates for the Police Officer classification as part of the pre-employment selection process. The pre-offer assessments are offered in a group setting for candidates placed in Category A on the eligible list (typically between 50 - 80 candidates). This screening instrument is used to assess if candidates possess the skills and attributes necessary to perform the job of Police Officer at the District. The post-offer psychological assessments are conducted on an individual basis with candidates conditionally appointed to a vacant Police Officer position. This assessment is a more thorough evaluation of the psychological fitness-for-duty of an individual candidate selected for a Police Officer position at the District. This professional services contract will cover the period from July 1, 2021 through June 30, 2024.

The estimated cost for this contract is \$60,000.00. The estimated 2021, 2022, 2023 and 2024 expenditures are \$45,000.00, \$5,500.00, \$5,500.00 and \$4,000.00 respectively. Please note, the larger expenditure in 2021 is related to the group pre-offer assessments following the administration of the civil service examination in that year.

No bid deposit is required for this request for proposal.

The Diversity Section reviewed the request for proposal and concluded that Appendix A and Appendix V would not be applicable since the estimated total expenditures are below \$100,000.00.

The tentative schedule for this contract is as follows:

File Number: 21-0040

Advertise	February 17, 2021
Proposals Received	March 12, 2021
Award	June 3, 2021
Completion	June 30, 2024

Funds are available in Account 101-25000-602260 for 2021. Funds are being requested in 2022, 2023 and 2024 and are contingent on the Board of Commissioners' approval of the District's budget for those years.

Requested, Beverly K. Sanders, Director of Human Resources, BKS:JEF
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the Official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021


Attachment

INTEROFFICE MEMORANDUM**METROPOLITAN WATER RECLAMATION DISTRICT
OF GREATER CHICAGO**

DEPARTMENT: General Administration
Diversity Section

DATE: December 3, 2020

TO: Beverly K. Sanders, Director of Human Resources

FROM: Regina D. Berry, Diversity Administrator 

SUBJECT: Review of 21-RFP-03 Pre-Employment Psychological Assessments for Police Officer Candidates

Our review of the draft RFP indicates that this RFP should not contain goals for Affirmative Action participation. Affirmative Action participation goals are applicable to District proposals where the estimated total expenditure is in excess of \$100,000.00. Since the estimated cost for these services is \$60,000.00, Affirmative Action participation goals will not apply. Therefore, Appendix A and Appendix V should not be included.

Should you have any questions, please contact PJ Spencer, Diversity Officer, at extension 1-5876.

RDB/PCS

Attachment

c: Darlene A. LoCascio, Director of Procurement and Materials Management
Morakalis, Cornier, May, file (2)



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0041

Agenda Date: 1/21/2021

Version: 1

Status: PC Authority to
Advertise

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 16

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to advertise Contract 20-160-4H TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA, estimated cost between \$9,120,000.00 and \$11,040,000.00, Account 401-50000-645620, Requisition 1553647

Dear Sir:

Contract documents and specifications have been prepared for Contract 20-160-4H TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA.

The purpose of this contract is to construct a new dropshaft to divert wet weather flow from the West Side Intercepting Sewer 9 to the Mainstream Tunnel and alleviate combined sewer overflows at the Armitage and Courtland outfalls to the Chicago River.

The proposed work includes constructing dropshaft DS-M73E, associated entrance and exit conduits, and making a live connection to the Mainstream Tunnel. Work will take place near the intersection of West Armitage Avenue and North Dominic Street within the City of Chicago.

It is estimated that 96 jobs will be created or saved as result of award of this contract, with an estimated 46,200 man-hours of skilled trades utilized.

The engineers estimated cost for this contract is between \$9,120,000.00 and \$11,040,000.00. The cost range will be stated in the advertisement for bids.

The bid deposit for this contract is \$442,000.00.

The contract specifications require that all work commence 30 calendar days after approval of the contractor's bond and shall be completed within 400 calendar days after approval of the contractor's bond. Liquidated damages are \$2,000.00 for each calendar day that the contractor is in default of the time specified for failing to achieve substantial work completion and \$400.00 for each calendar day that the contractor is in default of the time specified for completion of the entire work.

The Multi-Project Labor Agreement (MPLA) will be included in this contract.

The Affirmative Action Ordinance, Revised Appendix D will be included in this contract. The type of work to be performed under the contract is within the "Construction Services" category for establishing Minority-owned Business Enterprises (MBE), Women-owned Business Enterprises (WBE), Small Business Enterprises (SBE), and/or Veteran-owned Business Enterprises (VBE) utilization goals. The MBE, WBE, SBE, and/or VBE utilization goals for this contract are: 20 percent MBE, 10 percent WBE, 10 percent SBE, and 3 percent VBE. The requirements of the Special Training Provisions for Apprentices are 1,290 Minority and 460 Female hours for the purpose of this contract.

The tentative schedule for this contract is as follows:

Advertise	February 3, 2021
Bid Opening	March 16, 2021
Award	May 6, 2021
Completion	June 10, 2022

Funds are available in Account 401-50000-645620.

In view of the foregoing, it is recommended that the Director of Procurement and Materials Management be authorized to advertise Contract 20-160-4H.

Requested, Catherine A. O'Connor, Director of Engineering, KMF
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021

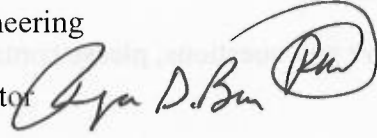
Attachment

INTEROFFICE MEMORANDUM

METROPOLITAN WATER RECLAMATION DISTRICT
OF GREATER CHICAGODEPARTMENT: General Administration
Diversity Section

DATE: November 24, 2020

TO: Catherine O'Connor, Director of Engineering

FROM: Regina D. Berry, Diversity Administrator SUBJECT: **98% Review for Contract No. 20-160-4H "TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA"**

We have reviewed the specifications for the subject contract and the material, labor, equipment and man-hours breakdown by trades. The work under this contract should be classified as "Construction Services". The associated Minority Business Enterprise (MBE), Women Business Enterprise (WBE), Small Business Enterprise (SBE) and Veteran-Owned Business Enterprise (VBE) individual goals are: **20% MBE, 10% WBE, 10% SBE, and 3% VBE**. The goals should be specified in the Invitation to Bid, the Proposal, and the Agreement.

Furthermore, the following language pertaining to **Special Training Provisions for Apprentices**, as specified in Appendix K "Declaration of Policy Special Provisions for Apprenticeships" should be included in the Invitation to Bid, the Proposal, and the Agreement, and elsewhere in the contract documents where goals are mentioned:

"The Bidder agrees to fulfill the Special Training for Apprentices as specified in the Appendix K and to provide training opportunities throughout the life of the contract. The requirements of the Special Training for Apprentices are 1290 Minority and 460 Female Hours for the purpose of this contract".

Below are the items that need to be updated.

On page I-3 (2nd paragraph); page P-10 (5th paragraph); page A-11(2nd paragraph) - replace the sentence ".....Therefore, the Bidder may not exceed the use of a MBE, WBE, SBE supplier for more than 25% of each respective MBE, WBE, SBE goal, unless the Director of Procurement and Materials Management has authorized a Supplier's Exception notated on page AU-1".... to read as ".....Therefore, the Bidder may not exceed the use of a MBE, WBE, SBE supplier for more than 25% of each respective MBE, WBE, SBE goal, unless the Administrator has authorized a Supplier's Exception notated on page AU-1...."

In addition:

- A Pre-Bid Conference **should** be conducted
- A Suppliers Exception **has not** been recommended
- The Affirmative Action Ordinance Revised Appendix D, dated May 21, 2020, **must** be included
- Appendix K **must** be included
- Appendix C **must** be included

- Appendix V **must** be included
- Exhibit C **must not** be included
- Assist Agencies List **must** be included

Also, please refer to the attached memo, dated February 1, 2019, for new boiler plate language. This language should be consistent in its incorporation in the Invitation to Bid, the Proposal, and the Agreement.

If you have any questions, please contact Diversity Officer, Jason H. Bullock, at extension 14038.

RDB:JHB

Attachment(s)

c: LoCascio, Cornier, Morakalis, B. Patel, Bullock, file

TARP Mainstream Dropshaft DS-M73E at Armitage Avenue, SSA

Project Number: 20-160-4H

Service Area: Stickney

Location: West Armitage Avenue/North Dominick Street, Chicago, IL

Engineering Consultant: Stantec Consulting Services

General Contractor: To be Determined

Estimated Construction Cost: \$9,600,000.00*

Contract Award Date: May 6, 2021*

Substantial Completion Date: June 10, 2022*



Project Description: The proposed work includes constructing dropshaft DS-M73E, associated entrance and exit conduits, and making a live connection to the Mainstream Tunnel.

Project Justification: A new dropshaft will divert wet weather flow from the West Side Intercepting Sewer 9 to the Mainstream Tunnel and alleviate combined sewer overflows at the Armitage and Courtland outfalls to the Chicago River.

Project Status: Design

*Information shown is estimated.



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0042

Agenda Date: 1/21/2021

Version: 1

Status: PC Authority to
Advertise

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 17

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to advertise Contract 21-RFP-04 Flexible Spending Plan Administrator, estimated cost \$275,000.00, Account 101-25000-612430, Requisition 1555804

Dear Sir:

Request for Proposal documents have been prepared for a third-party administrator for the District medical and dependent care flexible spending accounts, transportation accounts and parking reimbursement accounts for employees.

The purpose of this contract is to select a vendor to administer the District medical and dependent care flexible spending accounts, transportation accounts and parking reimbursement accounts for employees in accordance with IRS guidelines. These flexible spending accounts are offered as part of the District employee benefits program. The accounts are funded through pre-tax payroll deductions providing tax savings for participating employees and for the District. This professional services contract will cover the period from January 1, 2022 through December 31, 2026.

The estimated cost for this contract is \$275,000.00. The estimated 2022, 2023, 2024, 2025 and 2026 expenditures are \$55,000.00 per year.

No bid deposit is required for this request for proposal.

The Diversity Section reviewed the request for proposal and concluded that the contract does not provide practical opportunities for subcontracting. Fees under the flexible spending account program are assessed on a per-account-per-month basis. This fee includes all required services related to administration of these accounts. There are no separate fees for services outside of the monthly administration fee that would provide an opportunity for subcontracting. As such, Appendix A and Appendix V will not be included.

The tentative schedule for this contract is as follows:

Advertise	February 17, 2021
Proposals Received	March 19, 2021
Award	June 17, 2021
Completion	December 31, 2026

File Number: 21-0042

Funds will be requested for 2022, 2023, 2024, 2025 and 2026 in Account 101-25000-612430, and are contingent on the Board of Commissioners' approval of the District's budget for those years.

In view of the foregoing, it is recommended that the Director of Procurement and Materials Management be authorized to advertise Contract 21-RFP-04.

Requested, Beverly K. Sanders, Director of Human Resources, BKS:JEF
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021


Attachment

INTEROFFICE MEMORANDUM**METROPOLITAN WATER RECLAMATION DISTRICT
OF GREATER CHICAGO**

DEPARTMENT: General Administration
Diversity Section

DATE: December 15, 2020

TO: Beverly K. Sanders, Director of Human Resources

FROM: Regina D. Berry, Diversity Administrator 

SUBJECT: Review of 21-RFP-04 Flexible Spending Account Administrator

Our review of this contract indicates that Affirmative Action goals are not recommended.

The District is seeking a third-party administrator for its employee medical flexible spending accounts, dependent care flexible spending accounts, and commuter (transit and parking) account program. The estimated cost of this contract is \$275,000.00.

This RFP does not provide practical opportunities for subcontracting. The fees that are charged by the vendor are typically \$4.00-\$5.00 on a monthly basis for each FSA Account. There are no separate charges for services provided under the contract. The District is simply charged a monthly administrative fee. Because of this Appendix A and Appendix V should not be included.

Should you have any questions, please contact PJ Spencer, Diversity Officer, at extension 1-5876.

RDB/PCS
Attachment

c: Darlene A. LoCascio, Director of Procurement and Materials Management
Morakalis, Cornier, May, J. Fisher, file (2)



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0063

Agenda Date: 1/21/2021

Version: 1

Status: PC Authority to
Advertise

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 18

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to Advertise Contract 20-RFP-27 Technical eLearning Courses for: Return-to-Work Program; Laboratory Skills; and Industrial Compliance and Safety, estimated cost \$240,000.00, Account 101-27000-623800, 612820, Requisition 1556002

Dear Sir:

Request for Proposal (RFP) documents have been prepared for Technical eLearning Courses for: Return-To-Work Program; Laboratory Skills, and Industrial Compliance Safety at the request of the Human Resources Department. The contract begins in 2021, for a three-year period ending April 30, 2024.

The purpose of this contract is to provide technical eLearning Courses for the District's Return-to-Work Program; laboratory personnel; and mandated industrial safety classes for various personnel. The successful vendor will be able to provide a comprehensive library of Sharable Content Object Reference Model (SCORM) compliant courses in industrial operations and maintenance, designed to the Aviation Industry CBT Committee (AICC) guidelines that will be fully accessible 24/7 through the District's learning Management System, Cornerstone OnDemand. Closed captioning for the courses should be readily accessible and available to those who need it. Learning materials must be accessible from workstations or mobile devices with Internet access via a web browser. The online courses must be compatible with Cornerstone OnDemand, LLC.

The estimated cost for this RFP is a total of \$240,000.00 over a three-year agreement. The estimated cost for 2021 is \$80,000.00, \$80,000.00 in 2022, and \$80,000.00 in 2023, with a total cost not to exceed \$240,000.00.

A bid deposit is not required for this RFP.

Appendix A and Appendix V will not be included due to the scope of work performed under this RFP. This contract consists of licensing fees for classes; thus, the requested services do not provide opportunities for subcontracting.

The tentative schedule for this contract is as follows:
Advertise January 27, 2021

File Number: 21-0063

Proposals Received	February 26, 2021
Award	April 1, 2021
Completion	April 30, 2024

Funds for the 2021 expenditure are available in account 101-27000-623800. The 2022 and 2023 expenditures in Account 101-27000-612820 are contingent on the Board of Commissioners' approval of the District's budget for those years.

In view of the foregoing, it is recommended that the Director of Procurement and Materials Management be authorized to advertise Contract 20-RFP-27.

Requested, Beverly K. Sanders, Director of Human Resources
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the Official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021

Attachment

INTEROFFICE MEMORANDUM**METROPOLITAN WATER RECLAMATION DISTRICT
OF GREATER CHICAGO**

DEPARTMENT: General Administration
Diversity Section

DATE: December 29, 2020

TO: Beverly K. Sanders, Director of Human Resources

FROM: Regina D. Berry, Diversity Administrator



SUBJECT: 20-RFP-27, Technical eLearning Courses for: Return-to-Work Program; Laboratory Skills; and Industrial Compliance and Safety

Our review of this contract indicates that Affirmative Action goals are not recommended.

The District is seeking a vendor to provide Technical eLearning Courses for: Return-to-Work Program; Laboratory Skills; and Industrial Compliance and Safety. The successful vendor will be able to provide a comprehensive library of Sharable Content Object Reference Model compliant courses in industrial operations and maintenance designed to the Aviation Industry CBT Committee guidelines that will be fully accessible 24/7 through the District's LMS. The estimated cost for these services is \$240,000.00.

Given that the total contract consists solely of licensing fees, the requested services do not provide practical or cost-effective opportunities for subcontracting. Therefore, Appendix A and Appendix V should not be included.

Should you have any questions, please contact PJ Spencer, Diversity Officer, at extension 1-5876.

RDB/PCS

c: Darlene A. LoCascio, Director of Procurement and Materials Management
Morakalis, Cornier, May, Bonner, file (2)



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0052

Agenda Date: 1/21/2021

Version: 1

Status: PC Issue Purchase
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 19

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Issue purchase order for Contract 20-604-11, Furnish and Deliver HVAC Coils to Various Locations, to Affiliated Steam Equipment Co. d/b/a Affiliated Steam & Hot Water, in an amount not to exceed \$134,649.00, Accounts 101-67000, 68000, 69000-623270, Requisition 1540083

Dear Sir:

On September 3, 2020, the Board of Commissioners authorized the Director of Procurement and Materials Management to advertise for bids, Contract 20-604-11, Furnish and Deliver HVAC Coils to Various Locations.

In response to a public advertisement of October 28, 2020, a bid opening was held on November 24, 2020. The bid tabulation for this contract is:

TILES IN STYLE LLC D/B/A TAZA SUPPLIES	*\$76,986.00
AFFILIATED STEAM EQUIPMENT CO.	
D/B/A AFFILIATED STEAM & HOT WATER	\$134,649.00
AUTUMN CONSTRUCTION SERVICES, INC.	\$143,235.00
*corrected total	

The low bidder, Tiles in Style LLC d/b/a Taza Supplies, withdrew their bid due to a pricing error they made in their proposal on Item B-3. In addition, the M&O Department indicated in their review that bid items B1 and B2 do not meet specifications. Therefore, the bid submitted by Tiles in Style is rejected in the public's best interest. The Director of Procurement and Materials has notified Tiles in Style of this action.

Affiliated Steam Equipment Co. d/b/a Affiliated Steam & Hot Water, the lowest responsible bidder, is proposing to perform the contract in accordance with the specifications. The estimated cost for this contract is \$153,000.00, placing their bid of \$134,649.00 approximately 12 percent below the estimate.

The Multi-Project Labor Agreement (MPLA) is not applicable to this contract because it is a furnish and deliver contract.

The Affirmative Action Ordinance, Revised Appendix D applies only to construction contracts over a \$100,000.00 threshold. These sections on page D-5 of the Ordinance address the types of covered contracts:

- Section 4, Coverage: The following provisions, to be known as "Appendix D" together with relevant forms shall apply and be appended to every construction contract awarded by the District where the estimated total expenditure is in excess of \$100,000.00, except contracts let in the event of an emergency contract pursuant to 70 ILCS 2605/11.5."
- Section 5. Definitions: (g) "Construction contract" means any District contract or amendment thereto, providing for a total expenditure in excess on One Hundred Thousand Dollars (\$100,000.00) for the construction, demolition, replacement, major repair or renovation and maintenance of real property and improvement thereon or sludge hauling and any other related contract which the District deems appropriate to be subject to Appendix D consistent with the Ordinance.

The contractor shall complete delivery of all coils within 270 calendar days after receipt of the purchase order.

In view of the foregoing, it is recommended that the Director of Procurement and Materials Management be authorized to issue purchase order to Contract 20-604-11 to Affiliated Steam Equipment Co. d/b/a Affiliated Steam & Hot Water, in an amount not to exceed \$134,649.00, subject to the contractor furnishing a performance bond in form satisfactory to the Law Department and approved by the Director of Procurement and Materials Management.

Funds for the expenditure are available in Accounts 101-67000, 68000, 69000-623270.

Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management,
DAL:SEB:cm

Respectfully Submitted, Barbara J. McGowan, Chairman, Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0059

Agenda Date: 1/21/2021

Version: 1

Status: PC Issue Purchase
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 20

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Issue purchase order and enter into an agreement for Contract 20-RFP-20 Online and/or On-site Training Services: Odor Recognition in Wastewater Treatment with RK & Associates, Inc. with an option to extend for an additional two (2) years, in an amount not to exceed \$30,000.00, Account 101-25000-601100, Requisition 1544673

Dear Sir:

Authorization is requested to issue a purchase order and enter into an agreement with RK & Associates, Inc. to provide Odor Recognition training.

The purpose of this contract is to obtain a qualified vendor to provide training to further enhance skills of employees in identifying various odorous compounds throughout the wastewater treatment process by learning various methods of recognizing the sources of odor complaints based on the characteristics of the odors so that appropriate mitigation measures can be taken. This training is included in the Stickney Odor Mitigation Report, required by the draft Clean Act Permit Program (CAPP) Permit for the Stickney Water Reclamation Plant. All services will be delivered by December 31, 2023. Authorization was given by the Board on July 16, 2020 for this training to occur in 2020, 2021, and 2022. This RFP was unable to be awarded in 2020. Authorization is requested to award this contract for the years 2021, 2022, and 2023.

On September 16, 2020, Request for Proposal 20-RFP-20 Online and/or On-site Training Services: Odor Recognition in Wastewater Treatment was advertised. Two hundred, eighty-eight (288) firms were notified, and seventeen (17) firms requested proposal documents. The District received two (2) proposals September 29, 2020 from the following vendors: RK & Associates, Inc., and Webster Environmental Associates, Inc.

Five District employees, two members of the Human Resources Department, one member from the Law Department, one member from the Monitoring and Research Department, and one member of the Procurement and Materials Management Department reviewed each proposal. Proposals were evaluated based on criteria such as: understanding of the project, approach to work, experience completing projects of similar scope, technical competence, and cost.

Based on the initial evaluation, two (2) Proposers were scheduled to give a presentation and

respond to questions from the District's evaluation team. The Proposers were then afforded the opportunity to submit an unqualified best and final offer to the Director of Procurement and Materials Management.

After the overall evaluation of the proposers, RK & Associates, Inc. was selected to provide Odor Recognition training. RK and Associates, Inc. has relevant experience and a high level of competency to provide the services for training District employees on odor recognition in wastewater treatment.

Affirmative Action, Appendix A and Appendix V will not be included in this contract because the estimate is less than the minimum threshold established by Section 4 of the Affirmative Action Ordinance.

Inasmuch as the firm of RK & Associates, Inc. possesses a high degree of professional skill, it is recommended that the Director of Procurement and Materials Management be authorized to issue a purchase order and enter into an agreement per Section 11.4 of the Purchasing Act, in an amount not to exceed \$30,000.00.

Funds, for the 2021 expenditure, in the amount of \$10,000.00, are available in Account 101-25000-601100. The estimated expenditure for 2022 and 2023 is \$10,000.00 for each year. Funds for the 2022, and 2023 expenditures are contingent on the Board of Commissioners' approval of the District's budget for those years.

Requested, Beverly K. Sanders, Director of Human Resources
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0060

Agenda Date: 1/21/2021

Version: 1

Status: PC Issue Purchase
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 21

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Issue purchase order to Dell Marketing, LP and enter into an agreement with Microsoft Corporation for Microsoft Premier software and directory services support, in an amount not to exceed \$93,331.00, Account 101-27000-612820, Requisition 1556024

Dear Sir:

Authorization is requested to issue a purchase order to Dell Marketing, LP and enter into an agreement with Microsoft for Microsoft Premier software and directory services support. This purchase order will expire on February 29, 2022.

Authorization is requested to issue a purchase order to Dell Marketing, LP, to furnish and deliver Microsoft Premier Support in accordance with the State of Illinois Joint Purchasing Master Contract for Microsoft Licensing Solutions Provider (LSP) CMT1176800. The District has the ability to participate in State of Illinois (State) Contracts #4010653 under the Government Joint Purchasing Act, 30 ILCS 525/0.01 et.seq. Dell Marketing, LP's current contract with the State expires July 30, 2024.

The District wishes to enter into an agreement with Microsoft Corporation for Microsoft Premier Support in order to enhance support resources for the District's Microsoft suite of services. The District has replaced and updated over 1500 Microsoft Windows PCs and has improved remote access and single sign-on, requiring enhanced identity, access management and data protection. Access to Premier Support is required for the successful ongoing maintenance of these PCs and services.

Dell Marketing, LP, the sole source of supply under the State of Illinois Joint Purchasing Master Contract for Microsoft Licensing Solutions Provider (LSP) CMT1176800, has submitted prices for the Microsoft Premier Support Services. Inasmuch as Dell Marketing, LP, is the only source of supply, said purchase order may be issued without competitive bidding pursuant to Section 11.4 of the Purchasing Act.

Dell Marketing, LP is registered and in good standing with the State of Illinois.

The Multi-Project Labor Agreement (MPLA) is not applicable because the classification of work does not fall within the provisions of the MPLA.

The Affirmative Action Ordinance, Revised Appendix D and Appendix V do not apply because the estimate is less than the minimum threshold established by Section 4 of the Affirmative Action Ordinance.

In view of the foregoing, it is recommended that the Director of Procurement and Materials Management be authorized to issue a purchase order to Dell Marketing, LP and enter into an agreement with Microsoft Corporation in an amount not to exceed \$93,331.00.

Funds are available in Account 101-27000-612820.

Requested, John Sudduth, Director of Information Technology, JS:SK:BVS:vn
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0065

Agenda Date: 1/21/2021

Version: 1

Status: PC Issue Purchase
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 22

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Issue purchase order to CDW Government LLC, to Furnish and Deliver Mimecast Advanced Threat Security Support, in an amount not to exceed \$97,599.33, Account 101-27000-612820, Requisition 1555815

Dear Sir:

Authorization is requested to issue a purchase order to CDW Government LLC to furnish and deliver Mimecast Advanced Threat Security Support. The term of this purchase order is January 29, 2021 to January 28, 2022.

Mimecast Advanced Threat Security provides critical defense to protect against advanced threats and data loss. With their comprehensive cloud-based enterprise-grade email protection, Mimecast solves critical email security issues with targeted threat protection, spam and multi-layered malware protection, and data leak prevention.

On February 22, 2012, The City of Chicago advertised a Request for Proposal (RFP) for "Computer Hardware, Software Peripherals and Related Maintenance and Installation Services" in collaboration with the Cook County. Multiple responses were received by the proposal due date of June 6, 2012. CDW Government LLC was awarded the three-year contract effective October 1, 2014, with an option to extend the contract for two additional one-year terms. On September 27, 2019, the City of Chicago contract was extended to September 30, 2021. Article 10) General Conditions, Section j) "Governmental Joint Purchasing Agreement," allows other government agencies to purchase goods or services under this contract.

CDW Government LLC has submitted prices for Mimecast Advanced Threat Security Support for a one-year period per the established contract discount percentages. Inasmuch as CDW Government LLC is the only source of supply for the Mimecast Advanced Threat Security Support, said purchase order may be issued without competitive bidding pursuant to Section 11.4 of the Purchasing Act.

CDW Government LLC is registered and in good standing with the State of Illinois.

The Multi-Project Labor Agreement (MPLA) is not applicable to this contract because the classification of work does not fall within the provisions of the MPLA.

In view of the foregoing, it is requested that the Director of Procurement and Materials Management be authorized to issue said purchase order to CDW Government LLC in an amount not to exceed \$97,599.33

Funds are available in Account 101-27000-612820.

Requested, John Sudduth, Director of Information Technology, JS:SK:BVS:vn
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0066

Agenda Date: 1/21/2021

Version: 1

Status: PC Issue Purchase
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 23

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian Perkovich, Executive Director

Issue purchase order to Steel-Fab, Inc., to Provide Parts for Gate Position Indicators at the Thornton Composite Reservoir, in an amount not to exceed \$79,673.00, Account 101-68000-623270, Requisition 1554654

Dear Sir:

Authorization is requested to issue a purchase order to Steel-Fab, Inc., to provide parts for gate position indicators at the Thornton Composite Reservoir. The estimated delivery time is approximately sixteen (16) weeks.

Steel-Fab, Inc., the sole source provider for the gate position indicator assemblies, submitted prices for these items as required. These parts will be custom manufactured by Steel-Fab, Inc. Inasmuch as Steel-Fab, Inc. is the only source of supply for these parts for the gate position indicators, nothing would be gained by advertising for bids (Section 11.4 of the Purchasing Act).

Steel-Fab, Inc., is not registered to transact business in Illinois, but has submitted a certificate of good standing from the State of Massachusetts. The Director of Maintenance and Operations has given approval to move forward with the recommendation to award.

The Multi-Project Labor Agreement (MPLA) and Affirmative Action Ordinance, Revised Appendix D are not applicable due to the contract being a furnish and deliver.

The Affirmative Action Ordinance, Revised Appendix D applies only to construction contracts over a \$100,000.00 threshold. These sections on page D-5 of the Ordinance address the types of covered contracts:

- Section 4, Coverage: The following provisions, to be known as "Appendix D" together with relevant forms shall apply and be appended to every construction contract awarded by the District where the estimated total expenditure is in excess of \$100,000.00, except contracts let in the event of an emergency contract pursuant to 70 ILCS 2605/11.5."
- Section 5. Definitions: (g) "Construction contract" means any District contract or amendment thereto, providing for a total expenditure in excess on One Hundred

Thousand Dollars (\$100,000.00) for the construction, demolition, replacement, major repair or renovation and maintenance of real property and improvement thereon or sludge hauling and any other related contract which the District deems appropriate to be subject to Appendix D consistent with the Ordinance.

In view of the foregoing, it is recommended that the Director of Procurement and Materials Management be authorized to issue a purchase order to Steel-Fab, Inc., in an amount not to exceed \$79,673.00.

Funds are available in Account 101-68000-623270.

Requested, John P. Murray, Director of Maintenance and Operations

Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management,
DAL:SEB:MS:es

Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0068

Agenda Date: 1/21/2021

Version: 1

Status: PC Issue Purchase
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 24

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Issue purchase orders for Contract 21-630-11, Furnishing and Delivering Ferric Chloride, to Kemira Water Solutions, Inc., in an amount not to exceed \$2,320,000.00, Account 101-67000, 69000-623560, Requisitions 1548074 and 1548530

Dear Sir:

On October 1, 2020, the Board of Commissioners authorized the Director of Procurement and Materials Management to advertise for bids Contract 21-630-11, Furnishing and Delivering Ferric Chloride.

In response to a public advertisement on November 18, 2020, a bid opening was held on December 15, 2020. The bid tabulation for this contract is:

KEMIRA WATER SOLUTIONS, INC.	\$2,312,760.00
PVS TECHNOLOGIES, INC.	\$3,044,004.00
BOTRAN TECHNOLOGY, LLC	\$4,669,200.00

The quantities specified in the contract documents were used for the purpose of comparing bids and establishing unit prices. The total amount to be expended on this contract, should usage differ from the quantities, is not to exceed \$2,320,000.00.

Kemira Water Solutions, Inc., the lowest responsible bidder, is proposing to perform the contract in accordance with the specifications. The estimated cost for this contract is \$2,320,000.00, placing their bid of \$2,312,760.00 approximately equal to the estimate.

The contract shall commence five days after receipt of a purchase order and terminate twenty-four (24) months thereafter, or upon expenditure of available funds, whichever comes sooner.

The Multi-Project Labor Agreement (MPLA) is not applicable to this contract because it is primarily a furnish and deliver contract for a chemical.

The Affirmative Action Ordinance, Revised Appendix D applies only to construction contracts over a \$100,000.00 threshold. These sections on page D-5 of the Ordinance address the types

of covered contracts:

- Section 4, Coverage: The following provisions, to be known as "Appendix D" together with relevant forms shall apply and be appended to every construction contract awarded by the District where the estimated total expenditure is in excess of \$100,000.00, except contracts let in the event of an emergency contract pursuant to 70 ILCS 2605/11.5."
- Section 5. Definitions: (g) "Construction contract" means any District contract or amendment thereto, providing for a total expenditure in excess on One Hundred Thousand Dollars (\$100,000.00) for the construction, demolition, replacement, major repair or renovation and maintenance of real property and improvement thereon or sludge hauling and any other related contract which the District deems appropriate to be subject to Appendix D consistent with the Ordinance.

In view of the foregoing, it is recommended that the Director of Procurement and Materials Management be authorized to issue purchase orders for Contract 21-630-11, to Kemira Water Solutions, Inc., in an amount not to exceed \$2,320,000.00.

Funds for the 2021 expenditures, in the amount of \$445,000.00, are available in Account 101-67000, 69000-623560. The estimated expenditures for 2022 are \$1,450,000.00 and for 2023 are \$425,00.00. Funds for the 2022 and 2023 expenditures are contingent on the Board of Commissioners' approval of the District's budget for those years.

Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management,
DAL:SEB:cm

Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0091

Agenda Date: 1/21/2021

Version: 1

Status: PC Issue Purchase
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 25

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Issue purchase order and enter into an agreement with Connor-Winfield Corp.d/b/a Janus Remote Communications, to provide off site specialized repairs and parts for the analog and digital remote monitoring systems at the Stickney Water Reclamation Plant in an amount not to exceed \$53,700.00, Accounts 101-69000-612600, 623070, Requisition 1554663.

Dear Sir:

Authorization is requested to issue a purchase order and enter into an agreement with Connor-Winfield Corp. d/b/a Janus Remote Communications, to perform off site specialized repairs of the Janus remote monitoring devices at the Stickney Water Reclamation Plant. Services will commence upon receipt of a purchase order and will terminate on December 31, 2023.

Connor-Winfield Corp. d/b/a Janus Remote Communications, is to provide OEM services to perform repairs, trouble-shooting, configuring, software updates, and setting up of Janus remote monitoring devices, on an as-needed basis. These monitoring devices provide analog and digital communications for digital levels, remote rain gauges, river elevation measurement devices, and remote signal measurement devices that transmit operational data to various receiving points located at various locations throughout the District. The manufacturer requires the devices to be repaired and configured by their service department.

Connor-Winfield Corp. d/b/a Janus Remote Communications, is the sole source provider of District Analog and Digital Wireless Point-To-Point Monitoring solutions. Under direction of the District, hardware configurations and application software were created to provide specific wireless solutions for the District. Inasmuch as Connor-Winfield Corp. d/b/a Janus Remote Communications , is the only source of supply for the Janus remote monitoring devices maintenance and support for the product, nothing will be gained by advertising for bids (Section 11.4 of the Purchasing Act).

Connor-Winfield Corp.d/b/a Janus Remote Communications, is registered and in good standing with the State of Illinois.

The Multi-Project Labor Agreement is not applicable to this contract because it is for proprietary services.

In view of the foregoing, it is recommended that the Director of Procurement and Materials Management be authorized to issue a purchase order and enter into agreement with Connor-Winfield Corp.d/b/a Janus Remote Communications, in an amount not to exceed \$53,700.00

Funds for the 2021 expenditures in the amount of \$17,900.00 are available in Accounts 101-69000-612600, 623070. The estimated expenditures for 2022 and 2023 are \$17,900.00, respectively. Funds for the 2022 and 2023 expenditures are contingent on the Board of Commissioners' approval of the District's budget for those years.

Requested, John P. Murray, Director of Maintenance and Operations
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management,
DAL:SEB:MS:jd
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0097

Agenda Date: 1/21/2021

Version: 1

Status: PC Issue Purchase
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 26

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Issue purchase order and enter into an agreement for Contract 20-RFP-07 On-line Workplace Ethics Training with Learn Vibe, LLC in an amount not to exceed \$44,975.00, Account 101-25000-601100, Requisition 1544660

Dear Sir:

Authorization is requested to issue a purchase order and enter into an agreement with Learn Vibe, LLC, to provide On-line Workplace Ethics Training.

The purpose of this contract is to obtain training services to develop an AICC/SCORM compatible on-line, interactive, workplace ethics training program to be utilized on the District's current learning management program, Cornerstone OnDemand, for all employees, commissioners, and lobbyists.

Initially, the Board of Commissioners granted authority to advertise this RFP, award the contract, and begin work in the year 2020. The original cost estimates for the year 2020 was \$5,000.00, \$35,000.00 for year 2021, and \$5,000.00 in 2022. It is now requested that the contract be awarded beginning in 2021, for a three-year period ending in 2023. The estimated cost for the year 2021 is \$41,225.00, \$1,875.00 for year 2022 and \$1,875.00 in the final year of the contract in 2023.

On August 12, 2020, Request for Proposal 20-RFP-07 On-line Workplace Ethics Training was advertised. Six hundred, sixty-seven (667) firms were notified, and thirty-four (34) firms requested proposal documents. The District received five (5) proposals October 2, 2020 from the following vendors: Building Media, Inc., eLearningLair, Enthrall Tech LLC, OSS Academy, and Learning Vibe, LLC. Enthrall Tech LLC was deemed non-responsive as the signature page of their cost proposal was not uploaded into Bonfire with their proposal.

Four District employees, two members of the Human Resources Department, one member from the Law Department, and one member of the Procurement and Materials Management Department reviewed each proposal. Proposals were evaluated based on criteria such as: understanding of the project, approach to work, experience completing projects of similar scope, technical competence, and cost.

Based on the initial evaluation, four (4) Proposers were scheduled to present and respond to questions from the District's evaluation team. The Proposers were then afforded the opportunity to submit an unqualified Best and Final Offer (BAFO) to the Director of Procurement and Materials Management. OSS Academy was deemed non-responsive as they did not submit a BAFO.

Based on the overall evaluation of the proposers, Learn Vibe, LLC was selected to provide on-line workplace ethics training services.

Learn Vibe, LLC has significant relevant experience and a high level of competency to provide the services for developing an AICC/SCORM compatible on-line workplace ethics training program.

Inasmuch as the firm of Learn Vibe, LLC possesses a high degree of professional skill, it is recommended that the Director of Procurement and Materials Management be authorized to issue a purchase order and enter into an agreement per Section 11.4 of the Purchasing Act, in an amount not to exceed \$44,975.00.

The Diversity Section determined that this RFP should not contain Affirmative Action goals as they are only applicable to contracts more than \$100,000.00 and this contract is not to exceed \$44,975.00

Funds being requested for the 2021 expenditure, in the amount of \$41,225.00, are available in Account 101-25000-601100. The estimated expenditure for 2022 is \$1,875.00 and the estimated expenditure for 2023 is \$1,875.00. Funds for the 2022 and 2023 expenditures are contingent on the Board of Commissioners' approval of the District's budget for those years.

Requested, Beverly K. Sanders, Director of Human Resources
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021


Attachment

INTEROFFICE MEMORANDUM**METROPOLITAN WATER RECLAMATION DISTRICT
OF GREATER CHICAGO**

DEPARTMENT: General Administration
Diversity Section

DATE: April 10, 2020

TO: Beverly K. Sanders, Director of Human Resources

FROM: Regina D. Berry, Diversity Administrator 

SUBJECT: Review of 20-RFP-07 On-Line Workplace Ethics Training

Our review of the draft RFP indicates that this RFP should not contain goals for Affirmative Action participation. Affirmative Action participation goals are applicable to District proposals where the estimated total expenditure is in excess of \$100,000.00. Since the estimated cost for these services is \$45,000.00, Affirmative Action participation goals will not apply. Therefore, Appendix A nor Appendix V should be included.

Should you have any questions, please contact PJ Spencer, Diversity Officer, at extension 1-5876.

RDB/PCS

Attachment

c: Darlene A. LoCascio, Director of Procurement and Materials Management
Morakalis, Cornier, May, T. Powell, file (2)



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0043

Agenda Date: 1/21/2021

Version: 1

Status: PC Authority to Award
Contract

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 27

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to award Contract 21-012-11, Furnish and Deliver Paint, Brushes, Solvents and Stains to Various Locations for a One (1) Year Period, Groups A and B, to The Sherwin-Williams Company, in an amount not to exceed \$28,783.52, Account 101-20000-623190

Dear Sir:

On November 19, 2020, the Board of Commissioners authorized the Director of Procurement and Materials Management to advertise for bids Contract 21-012-11, Furnish and Deliver Paint, Brushes, Solvents and Stains to Various Locations for a One (1) Year Period, beginning approximately March 1, 2021 and ending February 28, 2022.

In response to a public advertisement of December 2, 2020, a bid opening was held on December 15, 2020. The bid tabulation for this contract is:

GROUP A: PAINT SUPPLIES

THE SHERWIN-WILLIAMS COMPANY	*\$6,243.11
TAZA SUPPLIES D/B/A TILES IN STYLE, LLC	*\$8,582.69
PPG ARCHITECTURAL FINISHES INC	*\$9,520.48
*corrected total	

GROUP B: PAINTS AND SOLVENTS

THE SHERWIN-WILLIAMS COMPANY	\$22,540.41
PPG ARCHITECTURAL FINISHES INC	\$23,733.19

The Sherwin-Williams Company, the lowest responsible bidder for Group A, is proposing to perform the contract in accordance with the specifications. The estimated cost for Group A of this contract was \$7,000.00, placing their bid of \$6,243.11 approximately 10.8 percent below the total estimate.

The Sherwin-Williams Company, the lowest responsible bidder for Group B, is proposing to perform the contract in accordance with the specifications. The estimated cost for Group B of this contract was \$24,000.00, placing their bid of \$22,540.41 approximately 6.1 percent below the total estimate.

The Multi-Project Labor Agreement (MPLA) is not applicable to this contract because it is primarily a furnish and deliver contract.

The Affirmative Action Ordinance, Revised Appendix D applies only to construction contracts over a \$100,000.00 threshold. These sections on page D-5 of the Ordinance address the types of covered contracts:

- Section 4, Coverage: The following provisions, to be known as "Appendix D" together with relevant forms shall apply and be appended to every construction contract awarded by the District where the estimated total expenditure is in excess of \$100,000.00, except contracts let in the event of an emergency contract pursuant to 70 ILCS 2605/11.5."
- Section 5. Definitions: (g) "Construction contract" means any District contract or amendment thereto, providing for a total expenditure in excess on One Hundred Thousand Dollars (\$100,000.00) for the construction, demolition, replacement, major repair or renovation and maintenance of real property and improvement thereon or sludge hauling and any other related contract which the District deems appropriate to be subject to Appendix D consistent with the Ordinance.

In view of the foregoing, it is recommended that the Director of Procurement and Materials Management be authorized to award Contract 21-012-11, Groups A and B, to The Sherwin-Williams Company, in an amount not to exceed \$28,783.52.

Purchase orders will be issued for the material as required. Payment will be based on the unit cost as indicated in the contract documents.

There was no bid deposit required for this contract.

Funds are available in Account 101-20000-623190.

Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management,
DAL:SEB:MS:cc

Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021

Attachments

		21A12-PAINT SUPPLIES/ACCESSORIES
Item	MM #	DESCRIPTION
1	109319	DROP CLOTH,CANVAS RUNNER,4'X15'
2	109321	DROP CLOTH,8-9 OZ,14'X16'
3	109322	DROP CLOTH,8-9 OZ,18'X20'
4	109323	DROP CLOTH,PLASTIC,2-4 MIL,12'X15'
5	109325	CLEANER,BRUSH & ROLLER,SPIN TYPE
6	109326	BRUSH,PAINT,SASH,ROUND,#6,13/16"X2-1/8"
7	109327	BRUSH,PAINT,SASH,ROUND,#8,15/16"X2-3/8"
8	109333	BRUSH,PAINT,SASH,FLAT,OXHAIR/CHINA,1"
9	109339	BRUSH,PAINT,SASH,FLAT,NYLON,2-1/2"
10	109340	BRUSH,PAINT,SASH,FLAT,OXHAIR/CHINA,2.5"
11	109341	BRUSH,PAINT,SASH,FLAT,NYLON,3"
12	109342	BRUSH,PAINT,WALL,NYLON,3"X3-11/16"X1"
13	109343	BRUSH,PAINT,WALL,OXHAIR/CHINA,3"
14	109346	BRUSH,PAINT,SASH,ANGULAR,NYLON,2-1/2"
15	109347	BRUSH,PAINT,SASH,ANGLE,OXHAIR/CHINA,2.5"
16	109348	BRUSH,PAINT,SASH,ANGULAR,NYLON,3"
17	109403	ROLLER,PAINT,WOOL/3/4",POLY,NAP,9"
18	109404	ROLLER,PAINT,1/2",POLY/WOOL,NAP,4"
19	109406	ROLLER,PAINT,1/2",POLY/WOOL,NAP,9"
20	109407	ROLLER,PAINT,1-1/2"NAP,WOOL,9"
21	109411	HANDLE,ROLLER,SS,W/HVY DUTY GRIP,4"
22	109413	HANDLE,ROLLER,W/HVY DUTY GRIP,9"
23	109414	EXTENSION POLE,PAINT,ROLLER,2'TO4'
24	109415	EXTENSION POLE,PAINT,ROLLER,4'TO8'
25	109416	EXTENSION POLE,PAINT ROLLER,6'TO12'
26	109422	SPONGE,POLYESTER,7-1/4"X5-1/8"X2-1/4"
27	109444	CANS/PAILS,PAINT,TIN,5QT
28	109448	CAN,ROUND,METAL,W/PRESS-ON LID,1GL
29	109470	PAINT SCREEN,FOR BUCKET,5GL
30	109471	STRAINER,PAINT,100% NYLON BAG,1GL
31	109472	STRAINER,PAINT,100% NYLON BAG,5GL
32	114429	COVER,ROLLER,ADHESIVE APPLICATION, 9"
33	119234	ROLLER,PAINT,1/2",MICROFIBER,4"

21B12-PAINTS, SOLVENTS, ETC.		
Item	MM #	DESCRIPTION
1	109250	PRIMER,METAL,SEALER,WHITE,1GL
2	109251	PRIMER,RUST-INHIBITOR,RED,1GL
3	109255	PRIMER,PAINT,ALL-PURPOSE,WHITE,1GL
4	109257	PRIMER,RUST,RED,AEROSOL,12 OZ
5	109258	PRIMER,RUST,GRAY,AEROSOL,12 OZ
6	109262	PAINT,PAVEMENT MARKING,LATEX,YELLOW,5GL
7	109269	PAINT,ALL-PURPOSE,WHITE,5GL
8	109270	STOP-SKID,ADDITIVE,1LB
9	109272	PAINT,EPOXY,FLOOR,NATURAL BEIGE#58,1GL
10	109273	PAINT,EPOXY ACTIV,NATURAL BEIGE#58,1QT
11	109274	EPOXY,COLD TAR,BLACK,2-PART KIT,GAL/QT
12	109276	PRIMER,LATEX,INTERIOR,WHITE,5GL
13	109279	PAINT,INTERIOR,GLOSS,PURE WHITE,5GL
14	109280	PAINT,INTERIOR,ACRYLIC,PURE WHITE,5GL
15	109288	PAINT,ALKYD,GLOSS,DARK BROWN,1GL
16	109289	PAINT,GLOSS,INT/EXT,SAFETY RED,1GL
17	109290	PAINT,GLOSS,INT/EXT,SAFETY ORANGE,1GL
18	109292	PAINT,GLOSS,INT/EXT,SAFETY YELLOW,1GL
19	109294	PAINT,GLOSS,INT/EXT,MACH.GREEN,1GL
20	109295	PAINT,GLOSS,INT/EXT,SAFETY GREEN,1GL
21	109297	PAINT,GLOSS,INT/EXT,SAFETY BLUE,1GL
22	109298	PAINT,GLOSS,INT/EXT,GRAY,1GL
23	109300	PAINT,GLOSS,INT/EXT,BLACK,1GL
24	109301	PAINT,GLOSS,INT/EXT,WHITE,1GL
25	109303	PAINT,ALUMINUM,INT/EXT,INDUSTRIAL,5GL
26	109318	SOLVENT,VARNISH REMOVER,NON-FLAM,1GL
27	109359	PAINT,ENAMEL,INT/EXT,SANDSTONE,1GL
28	109360	PAINT,EXTERIOR,LATEX,WHITE,5GL
29	109363	PAINT,INT,LATEX,MOORE,LINEN,WHITE,5GL
30	109364	PAINT,INT,LATEX,MOORE,DECO,WHITE,5GL
31	109368	PAINT,MARKING,FLUOR GREEN,AEROSOL,15 OZ
32	109370	PAINT,GLOSS,ALUMINUM,AEROSOL,12 OZ
33	109371	PAINT,GLOSS,BLACK,AEROSOL,12 OZ
34	109372	PAINT,GLOSS,RED,AEROSOL,12 OZ
35	109373	PAINT,GLOSS,GREEN,AEROSOL,12 OZ
36	109374	PAINT,GLOSS,BLUE,AEROSOL,12 OZ
37	109376	PAINT,GLOSS,WHITE,AEROSOL,12 OZ
38	109377	PAINT,GLOSS,YELLOW,AEROSOL,12 OZ
39	109378	PAINT,GLOSS,DK GRAY,AEROSOL,12 OZ
40	109379	PAINT,GLOSS,LT GRAY,AEROSOL,12 OZ
41	109380	PAINT,GLOSS,ORANGE,AEROSOL,12 OZ
42	109381	PAINT,GLOSS,BROWN,AEROSOL,12 OZ
43	109382	PAINT,MARKING,FLUOR ORANGE,AEROSOL,15 OZ
44	109386	COLOR,PAINT TINT,BLACK,16 OZ
45	109389	COLOR,PAINT TINT,GREEN,16 OZ

		21B12-PAINTS, SOLVENTS, ETC.
46	109391	COLOR,PAINT TINT,RED,16 OZ
47	109392	COLOR,PAINT TINT,LIGHT YELLOW,16 OZ
48	109393	COLOR,PAINT TINT,MEDIUM YELLOW,16 OZ
49	109394	COLOR,PAINT TINT,RAW SIENNA,16 OZ
50	109396	COLOR,PAINT TINT,RAW UMBER,16 OZ
51	109418	SEALER,PRIMER,WHITE,1-2-3,AEROSOL,13 OZ
52	109421	SEALER,STAIN KILLER,WHITE PIGMENT,1GL
53	109427	STAIN,OIL,WALNUT,1GL
54	109428	INK,STENCIL,BLACK,AEROSOL,12 OZ
55	109431	INK,STENCIL,RED,AEROSOL,12 OZ
56	109433	INK,STENCIL,WHITE,AEROSOL,12 OZ
57	109459	VARNISH,SPAR,EXTERIOR,GLOSS,CLEAR,1GL
58	109462	VARNISH,GLOSS,CLEAR,AEROSOL,12 OZ
59	109465	VARNISH,SATIN,CLEAR,AEROSOL,12 OZ
60	109473	COMPOUND,ZINC,GALV,AEROSOL,20 OZ
61	109475	PRIMER,RUST CONVERTER,1GL
62	109477	THINNER,LACQUER,1GL
63	114046	PAINT,RUST PREVENT,BLACK GLOSS,1 GL
64	114047	PAINT,RUST PREVENT,YELLOW,1 GL
65	114055	PAINT,RUST PREVENT,WHITE,1 GL
66	114056	PAINT,RUST PREVENT,HAMMERITE,SILVER
67	114057	PRIMER,METAL,GALVANIZED,1 GL
68	114857	PAINT,RUST PREVENT,BLACK,RUSTOLEUM GLOSS
69	114858	PAINT,RUST PREVENT,YELLOW,RUSTOLEUM,1GL
70	114859	PAINT,RUST PREVENT,GRAY,RUSTOLEUM,1 GL
71	114860	PAINT,RUST PREVENT,WHITE,RUSTOLEUM,1 GL
72	117006	SEALER,SANDING,CLEAR,1 QT
73	117015	VARNISH,GLOSS,CLEAR,POLYURETHANE,1 QT
74	117054	SOLVENT,XYLENE,THINNER,5 GAL
75	117098	SEAL,CONCRETE FLOOR,DECK GRAY,1 GAL



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0048

Agenda Date: 1/21/2021

Version: 1

Status: PC Increase PO/Change
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 28

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A Perkovich, Executive Director

Authority to increase purchase order and amend the agreement with the law firm of Neal & Leroy, LLC, to represent the District in acquiring certain property rights in connection with the construction, operation, and maintenance of the Addison Creek Channel Improvements Project (Contract 11-187-3F) in the municipalities of Northlake, Stone Park, Melrose Park, Bellwood, Westchester, and Broadview, Illinois, in an amount of \$500,000.00, from an amount of \$1,600,000.00, to an amount not to exceed \$2,100,000.00, Account 501-50000-612430, Purchase Order 3094927

Dear Sir:

On June 1, 2017, the Board of Commissioners ("Board") authorized the Director of Procurement and Materials Management to issue a purchase order and enter into an agreement with the law firm of Neal & Leroy, LLC to represent the District in acquiring certain property rights in connection with the construction, operation and maintenance of the Addison Creek Channel Improvements Project (Contract 11-187-3F) ("Project") in the municipalities of Northlake, Stone Park, Melrose Park, Bellwood, Westchester, and Broadview, Illinois. The designated right-of-way for the project requires the District to acquire property interests impacting approximately 175 parcels of land (over 200 PINs), including both residential and commercial properties located across all six municipalities. The needed property interests include a combination of fee simple takings and permanent or temporary easements.

With a project of this magnitude and scope, the District utilizes the expertise of outside counsel to ensure that the project can proceed expeditiously and in accordance with the Illinois Eminent Domain Act and the Uniform Relocation Assistance and Real Property Acquisition Act ("URA"). In addition to legal services, this PO also covers the costs of the relocation agent (Urban Relocation Services, Inc.) which has been approximately 17% of the total. The PO also covers the court costs associated with condemnation actions filed on the District's behalf, such as filing fees, costs to publish required legal notices, and appraisal services. The amount of these associated expenses to date has been approximately 6% of the total.

Four change orders have been approved by the Board on January 24, 2019, June 6, 2019, January 23, 2020, and June 18, 2020, attached hereto. The effect of these change orders was to increase the original awarded amount of \$400,000.00 in the amount of \$1,200,000.00. The current contract value is \$1,600,000.00.

With the legal assistance of Neal & Leroy, LLC under this contract, the District is nearing completion of the right-of-way acquisition for the Project. All 16 residential homes have been acquired and the residents provided with relocation assistance in accordance with the URA. The 16 mobile homes required for the project have also been purchased, and the last residents are scheduled to move out in early January. In addition, many permanent and temporary easements and partial fee acquisitions have been obtained through a combination of voluntary agreements and eminent domain proceedings.

Another change order is requested for Neal & Leroy, LLC to complete the pending condemnation cases (including necessary quick-take hearings) and to file additional condemnation lawsuits where an agreement cannot be reached with the property owners through negotiations. The continuation of Neal & Leroy's services is necessary to ensure that all property interests are obtained within the next few months so that the Engineering Department can stay on schedule to advertise the contract for the channel improvement work in Summer 2021. In particular, the remaining scope of acquisition work includes following:

- 25 condemnation cases are currently pending in court. Due to the pandemic, all pending cases were postponed by the Chief Judge in early 2020. However, the District's cases are now proceeding on a regular schedule and several quick-take hearings have been scheduled for January and February based on the court's earliest availability.
- Negotiations with 20 other property owners are ongoing. If an agreement cannot be reached with certain owners, additional condemnation lawsuits may be necessary to obtain the required property interests.
- Relocation services for the residents who were displaced by the project will be completed in January after the last mobile home residents move out. However, the services of the relocation agent will be needed for two commercial parcels where personal property and a billboard must be relocated to accommodate the project.

The amount requested in this change order is expected to cover the remaining legal services and court costs necessary to obtain title to all of the properties in the Project right-of-way through negotiated settlements and quick-take proceedings. If any of the contested matters proceed to trial at a later date, Board authority will be sought to make those final judgment payments.

Although this contract was entered into prior to the Board's policy establishing an hourly fee cap for outside legal services, Neal & Leroy has agreed to accept the hourly rate cap (\$250.00) for the remainder of the services to be performed. The current hourly rate for legal services in the contract is \$295.00.

Neal & Leroy, LLC is a minority-owned and operated firm, and the relocation consultant retained by Neal & Leroy, Urban Relocation Services, Inc., is a women-owned business.

This change order complies with the Illinois Criminal Code because the additional legal assistance necessary to complete the right-of-way acquisitions was not reasonably foreseeable at the time the contract was signed. Under the Illinois Eminent Domain Act, the District must first negotiate in good faith with all property owners before filing a condemnation complaint; as a result, the District does not know how many condemnation complaints, quick-take hearings, or trials will be necessary on projects of this nature until negotiations are underway. The change is germane to the original contract as signed, and the change order is in the best interest of the District.

File Number: 21-0048

It is hereby recommended that the Board of Commissioners authorize the Director of Procurement and Materials Management to execute a change order to increase the purchase order and amend the agreement in an amount of \$500,000.00 from an amount of \$1,600,000.00, to an amount not to exceed \$2,100,000.00.

Funds are available in Account 501-50000-612430.

Requested, Susan T. Morakalis, General Counsel, and Catherine A. O'Connor, Director of Engineering, STM:EMA:BJD:CN:nm
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021

Attachment

PO No.	:	3094927	Original Value:	400,000.00
Tracking No.	:		Approved Value:	1,600,000.00
Vendor No.	:	5003814	Current Value :	1,600,000.00

Change Number	Text	Value	Initiator	Date	File Letter	COR #	Board Approval	Status	Approver	Seq. No.	Change Number	Object Class
*****	*****	*****	*****	****	*****	*****	*****	*****	*****	***	*****	*****
0001	INC BOC 1/24/19, ITEM # 19-0052	200,000.00 INC	NEGAT	01/25/2019				Approved	USSIMKHINM			
										0001	6164615	EINKBELEG
										0001	6164616	MM_SERVICE
0002	Per 1/24/2019 Agenda Item 26, File No. 19-0052	200,000.00 INC	BOYKINJ	02/04/2019			X	Rejected	USNEGAT			
										0002	6168485	EINKBELEG
										0002	6168486	MM_SERVICE
0003	Increase per BOC 19-0530 6/6/2019	300,000.00 INC	OBRIENC	10/16/2019			X	Approved	USSIMKHINM			
										0003	6391986	EINKBELEG
										0003	6391987	MM_SERVICE
0004	Per 1/23/20 Agenda Item 21, File No. 20-0051 PT1	88,974.50 INC	BOYKINJ	01/31/2020			X	Rejected	USNESSIAC			
										0004	6472678	EINKBELEG
										0004	6472679	MM_SERVICE
0005	Per Bd 1/23/20, File # 20-0051	300,000.00 INC	SIMKHINM	02/26/2020			X	Approved	USSIMKHINM			
										0005	6491419	EINKBELEG
0006	Increase per 6/18/2020 Agenda Item 24, File No. 20-0475	400,000.00 INC	AMELIOG	07/24/2020			X	Approved	USSIMKHINM			
										0006	6553100	EINKBELEG
										0006	6553101	MM_SERVICE



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0051

Agenda Date: 1/21/2021

Version: 1

Status: PC Increase PO/Change
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 29

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to increase Contract 73-161-EH McCook Reservoir Excavation Agreement, to Vulcan Construction Materials, L.P. in an amount of \$2,200,000.00, from an amount of \$101,200,234.25, to an amount not to exceed \$103,400,234.25, Account 401-50000-645620, Purchase Order 5000176

Dear Sir:

On October 1, 2003, the District executed an Agreement with Vulcan Construction Materials, L.P. (Vulcan) to mine a portion of the Lawndale Avenue Solids Management Area (LASMA) for the McCook Reservoir, Contract 73-161-EH. This agreement was amended several times over the years. On July 9, 2015, the Board of Commissioners authorized the execution of an amended McCook Reservoir Excavation Agreement that incorporated eight (8) previous amendments, clarified language in the original estimate, and expanded the mining area of Stage 2 so that the final reservoir capacity would be increased from 7 billion gallons to 10 billion gallons, increasing the amount of material to be excavated by over 40 percent and requiring more time to complete the mining. The contract is now scheduled to expire after completion of mining in 2028.

The terms of the agreement provide for reimbursement of "Hard Costs" associated with the mining operation over a period of approximately 20 years. The agreement recognized that additional hard cost items would be identified over time and provided for their reimbursement. The agreement also recognized that the costs included were initial estimates and that reimbursement would be based on costs actually incurred. The purchase order had a value of \$94,717,289.25 after the amended agreement was approved and was increased to \$97,695,421.25 at the December 7, 2017 Board Meeting. On the November 7, 2019 Board Meeting, the Board of Commissioners approved and adjusted twelve budgetary items in the agreement to account for the subject work and was increased to \$101,200,234.25. As of December 7, 2020, the attached list of change orders has been approved.

An increase in the value of Item 8.3.G: Additional Administration, in an amount of \$2,200,000.00 from an amount not to exceed \$4,085,000.00 to an amount not to exceed \$6,285,000.00 is requested at this time. The increase is required to allow for Vulcan to maintain a project manager and part-time account dedicated to this project throughout the duration of this project. The initially approved costs substantially underestimated the amount of Vulcan administration

costs for said work through 2028. The initial estimate also did not include costs for the Expanded Stage 2 area. Per the agreement, Vulcan requires additional staff to administer responsibilities solely arising out of Vulcan's obligations including but not limited to project management, accounting and reporting. The Districts responsibilities per the agreement are to reimburse Vulcan for such additional staff.

This change order is in compliance with the Illinois Criminal Code since the change is due to circumstances not reasonably foreseeable at the time the contract was signed and is in the best interest of the District.

It is hereby recommended that the Board of Commissioners authorize the Director of Procurement and Materials Management to execute a change order to increase Contract 73-161-EH in an amount of \$2,200,000.00 (2.17% of the current contract value), from an amount of \$101,200,234.25, to an amount not to exceed \$103,400,234.25.

Funds are available in Account 401-50000-645620.

Requested, Catherine A. O'Connor, Director of Engineering, KMF
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021

Attachment

Client : 100
Report Name: ZRPT_CHANGE_ORDER_LOG
Requester : JENSENP2

Change Order Log Report

System: PRD
12/09/2020 14:38:5
Page: 1

PO No. : 5000176
Tracking No. : ENG73161EH
Vendor No. : 6000795

Original Value: 45,040,000.00
Approved Value: 101,200,234.25
Current Value : 101,200,234.25

Change Number	Text	Value	Initiator	Date	File Letter	COR #	Board Approval	Status	Approver	Seq. No.	Change Number	Object Class
0001	Incr. \$9,610,000 Per 01-04-07 Purchasing Item 5b	9,610,000.00	INC	CARRINGTONS	02/07/2007			Approved	USDALYC	0001	2616142	EINKBELEG
0002	Increase \$43,956.23 per Dec. 6 2007 Purchasing Item 5F	43,956.23	INC	CARRINGTONS	12/21/2007			Approved	USDALYC	0001	2616143	MM_SERVICE
0003	Incr. \$2,750,000 Per 01-17-08 Board Purch. Item 5p.	2,750,000.00	INC	CARRINGTONS	01/28/2008		X	Rejected	USFITZPATRICKS	0002	2943933	EINKBELEG
0004	Incr. \$2,750,000 per 01-17-08 Board Purch. Item 5e	2,750,000.00	INC	CARRINGTONS	01/29/2008		X	Approved	USDALYC	0002	2943934	MM_SERVICE
0005	Per Board Order 12/16/10, Report No. 10-1599.	900,000.00	INC	JAMESJ	02/09/2011		X	Approved	USDALYC	0003	2976321	EINKBELEG
0006	Per Board Order 2/2/12, Report No. 12-0151.	1,901,438.00	INC	JAMESJ	02/16/2012		X	Approved	USDALYC	0003	2976322	MM_SERVICE
0007	Per 04/04/2013 Agenda Item 42, File No. 13-0332	6,250,000.00	INC	BOYKINJ	04/08/2013		X	Approved	USDALYC	0004	2977251	EINKBELEG
0008	Per 3/6/2014 Agenda Item 37, File No. 14-0198	215,000.00	INC	BOYKINJ	03/10/2014		X	Approved	USDALYC	0004	2977252	MM_SERVICE
0009	Per 8/7/2014 agenda Item 55, File No. 14-0781	27,000,000.00	INC	BOYKINJ	08/11/2014		X	Approved	USDALYC	0005	4028841	EINKBELEG
0010	Per 2/18/2016 Agenda Item 32, File No. 16-0149	1,006,895.02	INC	BOYKINJ	02/25/2016		X	Approved	USDALYC	0005	4028842	MM_SERVICE
0011	Per 12-7-2017 Agenda Item 35, File No. 17-1252	2,978,132.00	INC	BOYKINJ	10/01/2019		X	Approved	USSIMKHINM	0006	4307352	EINKBELEG
0012	Per 11/7/2019 Agenda Item 47, File No. 19-1080	3,504,813.00	INC	BOYKINJ	11/19/2019		X	Approved	USSIMKHINM	0006	4307353	MM_SERVICE
										0007	4623651	EINKBELEG
										0007	4623652	MM_SERVICE
										0008	4856147	EINKBELEG
										0008	4856148	MM_SERVICE
										0009	4958922	EINKBELEG
										0009	4958923	MM_SERVICE
										0010	5388727	EINKBELEG
										0010	5388728	MM_SERVICE
										0011	6382677	EINKBELEG
										0011	6382678	MM_SERVICE
										0012	6412951	EINKBELEG
										0012	6412952	MM_SERVICE



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0055

Agenda Date: 1/21/2021

Version: 1

Status: PC Increase PO/Change
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 30

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to increase purchase order to Dell Marketing LLP, to Furnish and Deliver Microsoft Licensing and Maintenance in an amount of \$16,807.35, from an amount of \$894,880.46, to an amount not to exceed \$911,687.81, Account 101-27000-612820, Purchase Order 3111921.

Dear Sir:

On November 19, 2020, the Board of Commissioners authorized the Director of Procurement and Materials Management to issue a purchase order in accordance with the State of Illinois Joint Purchasing Master Contract for Microsoft Licensing Solutions Provider (LSP) CMT1176800, to Dell Marketing LLP, to furnish and deliver Microsoft Licensing and Maintenance in an amount not to exceed \$892,657.18. The purchase order expires on November 30, 2021.

As of December 8, 2020, the attached list of change orders has been approved. The effect of these change orders resulted in an increase in an amount of \$2,223.28, from the original amount awarded of \$892,657.18. The current contract value is \$894,880.46. The prior approved change orders reflect a .25% increase to the original contract value.

Dell has submitted additional Microsoft software maintenance costs in the amount of \$16,807.35 which were inadvertently omitted from the annual maintenance bill submitted earlier. These particular costs should be consolidated with the other annual maintenance costs.

This change order is in compliance with the Illinois Criminal Code since the change is due to circumstances not reasonably foreseeable at the time the contract was signed and is in the best interest of the District.

It is hereby recommended that the Board of Commissioners authorize the Director of Procurement and Materials Management to execute a change order to increase the purchase order in an amount of \$16,807.35 (1.9% of the current contract value), from an amount of \$894,880.46, to an amount not to exceed \$911,687.81.

Funds are available in Account 101-27000-612820.

File Number: 21-0055

Requested, John H. Sudduth, Director of Information Technology, JHS:SK:BTS
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021

Attachment

Change				File		Board				Seq.	Change	Object
Number	Text	Value	Initiator	Date	Letter	COR #	Approval	Status	Approver	No.	Number	Class
*****	*****	*****	*****	****	*****	*****	*****	*****	*****	***	*****	*****
0001	Line 7 added per hardcopy c/o request (see GOL)	2,223.28 INC	SIMKHINM	12/08/2020			Approved	USSIMKHINM				
										0001	6628544	EINKBELEG



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0061

Agenda Date: 1/21/2021

Version: 1

Status: PC Increase PO/Change
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 31

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to increase and extend purchase order with AT&T Corporation, for Contract 18-RFP-16, POTs Local and Long Distance Services, in an amount of \$70,794.35, from an amount of \$366,805.67, to an amount not to exceed \$437,600.22, Account 101-27000-612210, Purchase Order 3103834

Dear Sir:

On December 6, 2018, the Board of Commissioners authorized the Director of Procurement and Materials Management to issue purchase order and enter into an agreement for Contract 18-RFP-16 POTs Local and Long Distance Services with AT&T Corporation, in an amount not to exceed \$630,000.00. On February 21, 2019, the authorization was amended to issue a purchase order for twelve months, with two twelve-month options at \$210,000.00 each. Each twelve month option required Board approval. The purchase order expired March 14, 2020 .

As of February 20, 2020, the attached list of change orders has been approved. The effect of these change orders resulted in a net increase in an amount of \$156,805.88, from the original amount awarded of \$210,000.00. The current contract value is \$366,805.67. The prior approved change orders reflect a 75 % increase to the original contract value.

This increase is necessary in order to cover the amounts necessary pay the September through December 2020 invoices.

This change order is in compliance with the Illinois Criminal Code since the change is germane to the contract.

It is hereby recommended that the Board of Commissioners authorize the Director of Procurement and Materials Management to execute a change order to increase the purchase order for Contract 18-RFP-16 in an amount of \$70,794.35, (19.3% of the current contract value), from an amount of \$366,805.67, to an amount not to exceed \$437,600.22.

Funds are available in Account 101-27000-612210.

Requested, John H. Sudduth, Director of Information Technology, JS:SK:RP

Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management

File Number: 21-0061

Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021

Attachment

PO No.	:	3103834	Original Value:	630,000.00
Tracking No.	:		Approved Value:	366,805.87
Vendor No.	:	5013954	Current Value :	366,805.87

Change Number	Text	Value	Initiator	Date	File Letter	COR #	Board Approval	Status	Approver	Seq. No.	Change Number	Object Class
0001	Per 7/10/19 memo request from IT to add LD POTS lines	1,800.00 INC	SIMKHINM	07/15/2019				Approved	USSIMKHINM	0001	6324189	EINKBELEG
0002	02/06/20 BOC, FY2019 CLOSEOUT, IT	54,994.12 DEC	STANSFIELDDB	02/10/2020				Approved	USSIMKHINM	0002	6479210	EINKBELEG
										0002	6479211	MM_SERVICE
										0002	6479212	MM_SERVICE
0003	Per 2/20/20 BOC, File # 20-0156	210,000.00 INC	SIMKHINM	02/24/2020			X	Approved	USSIMKHINM	0003	6488842	EINKBELEG



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0064

Agenda Date: 1/21/2021

Version: 1

Status: PC Increase PO/Change
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 32

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to increase purchase order with AT&T Corporation, for point to point telemetry services in an amount of \$5,101.58, from an amount of \$980,402.26, to an amount not to exceed \$985,503.48, Account 101-27000-612210, Purchase Order 3102511

Dear Sir:

On July 12, 2018, the Board of Commissioners authorized the Director of Procurement and Materials Management to issue a purchase order and enter into an agreement with AT&T Corporation, for point to point telemetry services, in an amount not to exceed \$492,377.72.

As of March 5, 2020, the attached list of change orders has been approved. The effect of these change orders resulted in increase in an amount of \$488,024.54 from the original amount awarded of \$492,377.72. The current contract value is \$980,402.26. The prior approved change orders reflect a 99% increase to the original contract value.

This change order is necessary to pay final 2020 invoices for December.

This change order is in compliance with the Illinois Criminal Code since the change is germane to the contract.

It is hereby recommended that the Board of Commissioners authorize the Director of Procurement and Materials Management to increase purchase order with AT&T Corporation, for point to point telemetry services in an amount of \$5,101.58 (.52% of the current contract value), from an amount of \$980,402.26, to an amount not to exceed \$985,503.48.

Funds are available in Account 101-27000-612210.

Requested, John H. Sudduth, Director of Information Technology, JHS,SK,RP
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021

Attachment

PO No.	:	3102511	Original Value:	492,377.72
Tracking No.	:	13002	Approved Value:	980,402.26
Vendor No.	:	5013954	Current Value :	980,402.26

Change Number	Text	Value	Initiator	Date	File Letter	COR #	Board Approval	Status	Approver	Seq. No.	Change Number	Object Class
=====	=====	=====	=====	=====	=====	=====	=====	=====	=====	=====	=====	=====
0001	Reallocate funds per BOC 1/24/19 Item 19-0067	0.00 NOC	RYANJ	01/24/2019				Approved	USSIMKHINM			
										0001	6163726	EINKBELEG
										0001	6163727	MM_SERVICE
										0001	6163728	MM_SERVICE
										0001	6163729	MM_SERVICE
										0001	6163730	MM_SERVICE
										0001	6163731	MM_SERVICE
										0001	6163732	MM_SERVICE
										0001	6163733	MM_SERVICE
										0001	6163734	MM_SERVICE
										0001	6163735	MM_SERVICE
										0001	6163736	MM_SERVICE
										0001	6163737	MM_SERVICE
0002	02/07/19 BOC, FY2018 CLOSEOUT, M&O_66,67,69	756.44 DEC	MAMONEA	02/20/2019				Approved	USSIMKHINM			
										0002	6178264	EINKBELEG
										0002	6178265	MM_SERVICE
										0002	6178266	MM_SERVICE
										0002	6178267	MM_SERVICE
										0002	6178268	MM_SERVICE
										0002	6178269	MM_SERVICE
										0002	6178280	MM_SERVICE
0003	Inc per BOC 20-0084 1-23-20	59,523.19 INC	STANSFIELDB	01/23/2020				Approved	USSIMKHINM			
										0003	6466166	EINKBELEG
										0003	6466167	MM_SERVICE
0004	Inc per BOC 20-0084 1-23-20 step 2	434,102.01 INC	SIMKHINM	01/23/2020				Approved	USSIMKHINM			
										0004	6466169	EINKBELEG
0005	02/06/20 BOC, FY2019 CLOSEOUT, IT	4,844.22 DEC	STANSFIELDB	02/10/2020				Rejected	USSIMKHINM			
										0005	6479228	EINKBELEG
										0005	6479229	MM_SERVICE
0006	Dec per BOC 20-0193 3/5/2020	4,844.22 DEC	STANSFIELDB	03/24/2020				Approved	USSIMKHINM			
										0006	6507704	EINKBELEG
										0006	6507705	MM_SERVICE



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0069

Agenda Date: 1/21/2021

Version: 1

Status: PC Increase PO/Change
Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 33

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to increase Contract 19-673-11, Heavy Equipment Repairs at Various Locations, Groups A and B, to West Side Tractor Sales Co., d/b/a West Side Specialized Services Co., in an amount of \$92,150.00, from an amount of \$537,347.40, to an amount not to exceed \$629,497.40, Accounts 101-68000/69000-612760, Purchase Orders 5001697 and 5001698

Dear Sir:

On November 15, 2018, the Board of Commissioners authorized the Director of Procurement and Materials Management to issue purchase orders for Contract 19-673-11, Heavy Equipment Repairs at Various Locations, Groups A and B, to West Side Tractor Sales Co., d/b/a West Side Specialized Services Co., in an amount not to exceed \$521,290.00. The contract expires on July 1, 2021.

As of January 6, 2021, the attached list of change orders has been approved. The effect of these change orders resulted in an increase in an amount of \$16,057.40 from the original amount awarded of \$521,290.00. The current contract value is \$537,347.40. The prior approved change orders reflect an approximate 3.1% increase to the original contract value.

This increase is requested to provide additional monies to continue service to repair heavy equipment until the contract ends.

This change order is in compliance with the Illinois Criminal Code since the change is due to circumstances not reasonably foreseeable at the time the contract was signed and is in the best interest of the District.

It is hereby recommended that the Board of Commissioners authorize the Director of Procurement and Materials Management to execute a change order to increase Contract 19-673-11, Groups A and B, in an amount of \$92,150.00 (approximately 17.1% of the current contract value) from an amount of \$537,347.40 to an amount not to exceed \$629,497.40.

Funds are available in Accounts 101-68000/69000-612760.

Requested, John P. Murray, Director of Maintenance and Operations, EJS:JS:MAG:JR:SSG
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management

File Number: 21-0069

Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021

Attachment

CONTRACT: 19-673-11

As Of: 1/6/2021 **Contract Type:** ZLF **Title:** 19-673-11 Heavy Equipment Maintenance Various Locations

Prepared by: J. Ryan

Group/Item: **Location:** **Validity Dates:** **Bid Deposit:** **Final Completion:**
 Various Locations 01/01/2019 - 07/01/2021 Bond

Group/Item	Location	PO #	Vendor	Award Value	Change Order Incr/(Decr)	Adjusted Award Value	SAP PO Value	SAP SES Value	SAP Invoice Value	SAP Credit Memo Value	SAP Check Value	Pending Check Payment	PO Bal.
A	CSA	5001697	6001680 West Side Tractor Sales Co.	91,740.00	(8,118.19)	83,621.81	83,621.81	79,316.16	79,316.16		79,316.16		4,305.65
B	Various Locations	5001698	6001680 West Side Tractor Sales Co.	429,550.00	24,175.59	453,725.59	453,725.59	450,206.24	408,771.70		408,771.70	41,434.54	44,953.89
				-	-	-	-	-	-	-	-	-	-
				-	-	-	-	-	-	-	-	-	-
				-	-	-	-	-	-	-	-	-	-
				-	-	-	-	-	-	-	-	-	-
				521,290.00	16,057.40	537,347.40	537,347.40	529,522.40	488,087.86	-	488,087.86	41,434.54	49,259.54

Comments:

Award date: 11/15/2018



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0081

Agenda Date: 1/21/2021

Version: 1

Status: PC Increase PO/Change Order

In Control: Procurement Committee

File Type: Agenda Item

Agenda Number: 34

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to increase Contract 17-842-3H Modifications to TARP Control Structures & Drop Shafts, SSA and CSA to IHC Construction Companies, Inc. in an amount of \$321,566.44, from an amount of \$3,226,745.33, to an amount not to exceed \$3,548,311.77, Account 401-50000-645600, Purchase Order 4000072

Dear Sir:

On September 19, 2019, the Board of Commissioners authorized the Director of Procurement and Materials Management to award Contract 17-842-3H Modifications to TARP Control Structures & Drop Shafts, SSA and CSA, in an amount not to exceed \$2,997,000.00. The scheduled contract completion date is February 17, 2021.

As of January 8, 2021, the attached list of change orders has been approved. The effect of these change orders resulted in an increase in an amount of \$229,745.33 from the original amount awarded of \$2,997,000.00. The current contract value is \$3,226,745.33. The prior approved change orders reflect a 7.67% increase to the original contract value.

On July 2, 2020, the Maintenance & Operations Department discovered that the existing louver system at construction shaft CS-N2 in Morton Grove was damaged during a storm event. A site investigation was completed, and it appears a hydraulic transient surge event occurred at the subject location and damaged the existing louver system beyond repair. After review, it was recommended to remove the entire damaged louver system as it is structurally unstable and may collapse into the deep tunnel system. IHC Construction Companies is currently under contract installing louver systems at various dropshaft locations and as such has the equipment and construction know-how to remove the subject louver system. Due to these conditions, it is recommended to remove the damaged louver system and conduct subsequent concrete shaft repair work at CS-N2. This change will allow additional air flow through the construction shaft and will decrease the likelihood of damage in the future. The contractor submitted a cost proposal (CO10) for an extra in the amount of \$321,566.44. The engineer reviewed the proposal, found it to be reasonable, and stated via correspondence CO10, that the Engineering Department would recommend its approval.

This change order is in compliance with the Illinois Criminal Code since the change is due to circumstances not reasonably foreseeable at the time the contract was signed and is in the

best interest of the District.

It is hereby recommended that the Board of Commissioners authorize the Director of Procurement and Materials Management to execute a change order to increase Contract 17-842-3H in an amount of \$321,566.44 (9.97% of the current contract value), from an amount of \$3,226,745.33, to an amount not to exceed \$3,548,311.77.

Funds are available in Account 401-50000-645600.

Requested, Catherine A. O'Connor, Director of Engineering, KMF
Recommended, Darlene A. LoCascio, Director of Procurement and Materials Management
Respectfully Submitted, Barbara J. McGowan, Chairman Committee on Procurement
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021

Attachment

Client : 100
Report Name: ZRPT_CHANGE_ORDER_LOG
Requester : JENSENP2

Change Order Log Report

System: PRD
01/05/2021 09:53:3
Page: 1

PO No. : 4000072
Tracking No. : ENGL78423H
Vendor No. : 6000054

Original Value: 0.00
Approved Value: 3,226,745.33
Current Value : 3,226,745.33

Change Number =====	Text =====			Value =====	Initiator =====	Date =====	File Letter =====	COR # =====	Board Approval =====	Status =====	Approver =====	Seq. No. =====	Change Number =====	Object Class =====		
0001	Contingency NOC #1 - \$30,914,.66			0.00	NOC	BOYKINJ	05/19/2020	CO01	CO1		Approved	USSIMKHINM	0001	6528038	EINKBELEG	
0002	Contingency NOC #2 - \$4,935.68			0.00	NOC	BOYKINJ	05/19/2020	CO02	CO2		Approved	USSIMKHINM	0001	6528039	MM_SERVICE	
													0001	6528050	MM_SERVICE	
													0001	6528038	EINKBELEG	
0003	Contingency #3 - \$22,755.64			0.00	NOC	BOYKINJ	06/09/2020	CO03	CO3		Approved	USSIMKHINM	0001	6528039	MM_SERVICE	
													0001	6528050	MM_SERVICE	
													0002	6534153	EINKBELEG	
0004	Contingency NOC #4 - \$4,840.00			0.00	NOC	BOYKINJ	07/09/2020	CO04	CO4		Approved	USSIMKHINM	0002	6534154	MM_SERVICE	
													0002	6534155	MM_SERVICE	
													0003	6546710	EINKBELEG	
0005	Contingency NOC #5 - \$ 1,644.50			0.00	NOC	BOYKINJ	07/10/2020	CO05	CO5		Approved	USSIMKHINM	0003	6546711	MM_SERVICE	
													0003	6546712	MM_SERVICE	
													0004	6547020	EINKBELEG	
0006	Contingency NOC #6 - \$10,238.80			0.00	NOC	BOYKINJ	09/28/2020	CO14	C14		Rejected	USCARRINGTONS	0004	6547021	MM_SERVICE	
													0004	6547022	MM_SERVICE	
													0005	6589901	EINKBELEG	
0007	Contingency NOC #6 - \$5,252.62			0.00	NOC	BOYKINJ	09/28/2020	CO06	CO6		Approved	USSIMKHINM	0005	6589902	MM_SERVICE	
													0005	6589903	MM_SERVICE	
													0006	6589937	EINKBELEG	
0008	Contingency NOC #7 - \$10,141.63			0.00	NOC	BOYKINJ	10/12/2020	CO07	CO7		Approved	USSIMKHINM	0006	6589938	MM_SERVICE	
													0006	6589939	MM_SERVICE	
													0007	6596849	EINKBELEG	
0009	Contingency NOC #8 - \$5,685.12			0.00	NOC	BOYKINJ	10/12/2020	CO08	CO8		Approved	USSIMKHINM	0007	6596860	MM_SERVICE	
													0007	6596861	MM_SERVICE	
													0007	6596849	EINKBELEG	
0010	Contingency NOC #9 - \$4,500.00			0.00	NOC	BOYKINJ	10/27/2020	CO09	CO9		Rejected	USSIMKHINM	0007	6596861	MM_SERVICE	
													0008	6605242	EINKBELEG	
													0008	6605243	MM_SERVICE	
0011	Contingency NOC #9 - \$4,500			0.00	NOC	BOYKINJ	11/12/2020	CO09	CO9		Approved	USSIMKHINM	0008	6605244	MM_SERVICE	
													0009	6615461	EINKBELEG	
													0009	6615462	MM_SERVICE	
0012	Prt. 1 Contingency NOC #10 - \$59,180.15			0.00	NOC	BOYKINJ	12/08/2020	CO11	C11	X	Approved	USSIMKHINM	0009	6615463	MM_SERVICE	
													0010	6628306	EINKBELEG	
													0010	6628307	MM_SERVICE	
0013	Prt. 2 Per 12/3/2020 Agenda Item 24, File No. 20-1075			79,895.33	INC	BOYKINJ	12/09/2020	CO11	C11	X	Approved	USSIMKHINM	0010	6628308	MM_SERVICE	
													0011	6628819	EINKBELEG	
													0011	6628830	MM_SERVICE	

Client : 100
Report Name: ZRPT_CHANGE_ORDER_LOG
Requester : JENSENP2

Change Order Log Report

System: PRD
01/05/2021 09:53:3
Page: 2



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0054

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Engineering Committee

File Type: Report

Agenda Number: 35

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON ENGINEERING

Mr. Brian A. Perkovich, Executive Director

Report on change orders authorized and approved by the Director of Engineering during the month of December 2020

Dear Sir:

Four change orders were approved by the Director of Engineering on contracts with a 5% contingency provision for errors and omissions and unforeseen circumstances, for an increase or decrease of \$100,000.00 or less during December 2020. The contracts and related data are listed in Attachment 1 and Attachment 2.

Please advise the undersigned if additional information is required.

Respectfully Submitted, Catherine A. O'Connor, Director of Engineering, GCR

Attachments

Report on Change Orders on Contracts with 5% Contingency Provision Authorized by the Director of Engineering for December 2020

Contract Number	Contract Name	Purchase Order	Vendor Name	Subcontractor	Amount	Description	Original Contract Value	Current Contract Value at December 31, 2020	Current Substantial Completion Date
18-277-3M	Digester Sludge Heating System Upgrades and Boiler Removal, CWRP	4000074	IHC Construction Companies, LLC	IHC	2,056.00	CO-14 Install Exhaust Grilles, Ductwork, and Insulation in Women's Restroom	\$25,499,000.00	\$25,650,608.96	12/27/2022
18-277-3M	Digester Sludge Heating System Upgrades and Boiler Removal, CWRP	4000074	IHC Construction Companies, LLC	Mechanical, Inc.	23,071.61	CO-15 Steam Converter Piping Changes	\$25,499,000.00	\$25,650,608.96	12/27/2022
14-252-5F	Flood Control Project on Natalie Creek in Oak Forest and Midlothian, CSA	4000063	IHC Construction Companies, LLC	IHC	5,674.91	CO-16 Water Services on 149th	\$7,629,000.00	\$7,837,720.10	6/27/2021
17-844-3P	Furnish and Install Odor Control System, CWRP, HPWRP, and KWRP	4000069	IHC Construction Companies, LLC	IHC	1,669.47	CO-18 COR-18_Clear Penetrating Coating for Cleaned Precast Concrete Panels	\$4,098,000.00	\$4,219,919.72	4/11/2021

(January 21, 2021 Board Meeting)

Attachment 2
CO Status Report December 2020

18-277-3M, Digester Sludge Heating System Upgrades and Boiler Removal. The Contract is currently about 37 days behind schedule. Projected final completion date is February 23, 2023. Cluster 2 has been shut down and the digesters have been cleaned. Overhead steam line will be pressure tested this week. Protective coating work in all Cluster 2 digesters is complete. Cluster 2 sludge heat exchangers are installed.

14-252-5F, Flood Control Project on Natalie Creek in Oak Forest and Midlothian, CSA. The Contract is currently 167 days behind schedule as of 12/31/2020, per Schedule Update SU16-R0. The Original Final completion date was 09/25/2020. With 74 days extension granted (TER-2) the new Final Completion date is 12/08/2020. The work is now projected to be completed on May 24, 2021, per the latest schedule update and the Engineer's estimate. The last Culvert installation (5 of 5), on 149th and Kilpatrick, in Midlothian, is completed. Removal and Replacement of Asphalt was started, but not completed due to winter restrictions. Grading and Improvement of the last Detention Basin (3 of 3), on 149th and Kilpatrick, in Midlothian, was near completion, except for seeding and vegetation which is delayed due to winter restrictions. As a result of the timing of this work, vegetation, seeding, landscaping and final restoration work will be delayed until spring.

17-844-3P, Furnish and Install Odor Control System, CWRP, HPWRP, and KWRP. The Contract is currently 287 days behind schedule. Final completion date is now June 10, 2021 per the latest schedule update and the Engineer's estimate. Most of the odor control equipment has been installed at Calumet. Contractor is making final tie-ins to new odor control equipment at Hanover Park.



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0088

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Judiciary Committee

File Type: Agenda Item

Agenda Number: 36

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON JUDICIARY

Mr. Brian A. Perkovich, Executive Director

Authority to settle the Illinois Workers' Compensation Claim of Thomas Durkin vs. MWRDGC, Claim Number W002752525 in the sum of \$18,556.24, Account 901-30000-601090

Dear Sir:

Thomas Durkin is an Assistant Master Mechanic, working at the Calumet Water Reclamation Plant. On March 11, 2019, the employee reported that he sustained an injury to his right thumb when he was handing a 2" X 12" scaffold plank over to a co-worker when the plank flipped causing him to injure his thumb. He was seen at the industrial clinic on March 11, 2019 and then initially treated conservatively with medication. He continued to experience pain in his right thumb and on April 4, 2019 the employee underwent a procedure to repair his right thumb. He was disabled from work at that time. Following the surgery, the employee underwent a course of physical therapy. He was able to return to work on July 10, 2019.

He was paid a total of 13.80 weeks of lost time benefits totaling \$20,793.96.

Subject to the approval of the IWCC, this Pro-Se case can be settled for \$18,556.24, representing approximately 30% loss of use of the right thumb. This settlement will close out any future lost time benefits as well as any future medical benefits associated with this injury.

The Director of Human Resources believes this settlement is in the best interest of the District and requests payment of that sum be approved and she be authorized to execute such documents as may be necessary to effect the settlement.

Requested, Beverly K. Sanders, Director of Human Resources, BKS:RAJ:RG
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0084

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Maintenance & Operations Committee

File Type: Report

Agenda Number: 37

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON MAINTENANCE AND OPERATIONS

Mr. Brian A. Perkovich, Executive Director

Report on change orders authorized and approved by the Director of Maintenance and Operations during the month of December 2020.

Dear Sir:

One change order in December 2020 was approved by the Director of Maintenance and Operations that increased the cost of a Contract by \$10,000.00 or less. The Contract is listed in the attached sheet.

Requested, John P. Murray, Director of Maintenance and Operations, EJS:JS:MAG
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021

Attachment

Report on Change Orders Authorized by the Director of Maintenance & Operations for December 2020

									Remaining Value on Contract at time of Change Request	Contract Award Value	End Date
<u>Number</u>	<u>Contract</u> ref	<u>PO</u> Name	<u>Vendor Name</u>	<u>Inc/Dec</u>	<u>Amount</u>	<u>Status</u>	<u>Date of Execution</u>	<u>Adjusted PO Award Value</u>			
18-609-11	1)	F&D Mechanical Parts to Various Service Areas	3099657	Motion Industries Inc	Inc	\$9,900.00	Open	12/15/2020	\$ 118,740.39	\$ 23,152.40	\$ 287,820.00 6/19/2021

ref

1) Increase to fund contract extention through 6/19/21.

Prepared By:

Angela McClain

Approved By:



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0089

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Pension, Human Resources & Civil Service Committee

File Type: Report

Agenda Number: 38

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON PENSIONS, HUMAN RESOURCES AND CIVIL SERVICE

Mr. Brian A. Perkovich, Executive Director

2020 Annual Report of the Civil Service Board

Dear Sir:

Attached is the Annual Report of the Civil Service Board for the year 2020. In accordance with Chapter 70 of the Illinois Compiled Statutes, Section 2605/4.17, the annual report is to be submitted to the Board of Commissioners before January 31st of each year. I, therefore, request that this report be submitted to the Board on January 21, 2021.

Respectfully Submitted, Beverly K. Sanders, Director of Human Resources, BKS:TJK
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021

Attachment

METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO
2020 ANNUAL REPORT
OF THE
CIVIL SERVICE BOARD

The Civil Service Board ("Board") held eight regular meetings and one special meeting during 2020. Four regular meetings were cancelled due to the COVID-19 Pandemic. Three members served on the Board. Mr. John S. Kendall served as Chairman from January 1, 2020 through December 31, 2020. Mr. Kendall's term expires January 31, 2026. Ms. Mazie A. Harris served as Vice Chairman from January 1, 2020 through December 31, 2020. Ms. Harris's term expires January 31, 2022. Mr. Donald J. Storino served as Secretary from January 1, 2020 through December 31, 2020. Mr. Storino's term expires January 31, 2024.

At its regular meetings, the Board ratified 280 requests for leaves of absence.

During 2020, the District filed termination charges against nine employees. Of those nine discharge actions, three employees were discharged, four employees remain on suspension and two employees returned to work pursuant to an Agreed Order and Stipulation. Details of these cases are as follows:

- The District suspended one employee pending discharge in December 2019. Charges were filed in January 2020. This case proceeded to hearing before the Board. On October 21, 2020, the Board discharged this employee.
- The District suspended one employee pending discharge in December 2019. Charges were filed in January 2020. This case proceeded to hearing before the Board. On October 21, 2020, the Board discharged this employee.
- The District suspended one employee pending discharge in February 2020. Charges were filed in March 2020. This case proceeded to hearing before the Board. On July 15, 2020, the Board discharged this employee.
- The District suspended one employee pending discharge in March 2020. Charges were filed in April 2020. The employee entered into a Stipulation with the District and was reinstated.
- The District suspended one employee pending discharge in July 2020. Charges were filed in August 2020. The employee entered into a Stipulation with the District and was reinstated.
- The District suspended one employee pending discharge in August 2020. Charges were filed in September 2020. This case is currently pending before the board.
- The District suspended one employee pending discharge in September 2020. Charges were filed in September 2020. This case proceeded to hearing before the Board. The Board's decision is anticipated in early 2021.
- The District suspended one employee pending discharge in November 2020. Charges were filed in December 2020. This case is currently pending before the Board.
- The District suspended one employee pending discharge in November 2020. Charges were filed in December 2020. This case is currently pending before the Board.

One discharge case was carried over from 2017, one discharge case was carried over from 2018 and nine discharge cases were carried over from 2019. The Board entered a Decision on Remand

pursuant to an order from the Appellate Court in the 2017 case. In the 2018 case, the Board decided in favor of the District and discharged the employee. In the 2019 cases, two employees remain on suspension, two employees were discharged, one employee was reinstated, one employee retired, and three employees returned to work pursuant to an Agreed Order and Stipulation, one of which satisfied the terms of the Stipulation. Details of these cases are as follows:

- With respect to the 2017 discharge case, the District suspended the employee pending discharge in February 2017 and filed charges with the Board in March 2017. This case proceeded to hearing before the Board. In its August 2017 Decision, the Board upheld the 30-day suspension and found that an additional six-month suspension but not termination was warranted. The employee returned to work on September 11, 2017. The employee appealed the Decision in the Circuit Court. The Circuit Court upheld the Board's Decision except to the extent it imposed additional suspension time after the date of the Decision and remanded the case for further proceedings. On remand from the Circuit Court, the Board entered an Order compensating the employee for approximately one month of suspension time. The employee then filed a Petition for Rehearing, which was denied by the Board. The employee appealed the Decision in the Illinois Appellate Court. On May 22, 2020, the Appellate Court vacated the Circuit Court judgment and remanded this case to the Board with directions to make findings of fact which supported its Decision. On August 19, 2020, the Board issued its Decision on Remand. The employee then filed a Petition for Rehearing, which was denied by the Board. The employee appealed the Remanded Decision in the Circuit Court.
- With respect to the 2018 discharge case, the District suspended the employee pending discharge in August 2018. This case proceeded to hearing before the Board. On January 31, 2020, the Board discharged this employee.
- The District suspended one employee pending discharge in December 2018. Charges were filed in January 2019. This case is currently pending before the Board.
- The District suspended one employee pending discharge in February 2019. Charges were filed in March 2019. This case is currently pending before the Board.
- The District suspended one employee pending discharge in March 2019. The employee entered into a Stipulation with the District and was reinstated. The District filed a Motion for Discharge in September 2019. The employee entered into a Stipulation with the District and was reinstated. However, the District filed a Motion for Discharge in September 2020, which is currently pending before the Board.
- The District suspended one employee pending discharge in May 2019. Charges were filed in June 2019. The employee entered into a Stipulation with the District and was reinstated. The Employee satisfied the terms of the Stipulation.
- The District suspended one employee pending discharge in May 2019. This case proceeded to hearing before the Board. On August 19, 2020, the Board discharged this employee.
- The District suspended one employee pending discharge in July 2019. This case proceeded to hearing before the Board. On January 31, 2020, the Board denied the District's petition to discharge this employee. The employee was reinstated. The District filed a Petition for Rehearing, which was denied by Board.
- The District suspended one employee pending discharge in August 2019. The employee entered into a Stipulation with the District and was reinstated. However, the District filed a Motion for Discharge in November 2020, which is currently pending before the Board.

- The District suspended one employee pending discharge in September 2019. Charges were filed in October 2019. This case proceeded to hearing before the Board. The Board issued a written decision on June 17, 2020 discharging this employee.
- The District suspended one employee pending discharge in November 2019. Charges were filed in December 2019. The employee retired effective January 31, 2020.

In 2020, one employee filed an appeal with the Board in which they protested some action regarding their employment pursuant to the District's Statute or the Personnel Rules. This appeal is currently pending. The details of this case are as follows:

- One employee filed an appeal requesting additional compensation and for this compensation to be included in retirement benefit calculations. This appeal is currently pending before the Board.

Ten appeals to the Board were carried over from 2017 through 2019. Details of these cases are as follows:

- In the 2017 appeal, the employee contests his 30 day suspension pending discharge which involves the same subject matter as the 2017 discharge case described above that is currently on appeal before the Illinois Appellate Court.
- One employee appealed a 30-day suspension pending discharge. This appeal involves the same subject matter as the 2018 discharge action described above in which the employee was discharged.
- One employee appealed a 5-day suspension, which is currently pending before the Board. In February 2019, the District suspended this employee pending discharge. This appeal involves the same subject matter as the 2019 discharge case described above, which is currently pending before the Board.
- Another employee appealed a 5-day suspension issued in 2018, which is currently pending before the Board.
- One employee appealed their performance review. This appeal is currently pending before the Board.
- One employee appealed their performance review. In January 2020, the Board entered an order dismissing this appeal.
- One employee appealed a 10-day suspension issued in 2019. This appeal is currently pending before the Board.
- One employee filed three appeals seeking damages relating to a prior appeal concerning this employee's removal from a promotional eligible list. In February 2020, the Board granted the District's Motion to Dismiss these appeals.

The District presented and requested the Board's approval of five Amendments to the District's Classification Plan and Lines of Promotion. The Board approved these proposed Amendments. There were no Amendments to the Personnel Rules.



John S. Kendall
Chairman



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0037

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Real Estate Development Committee

File Type: Agenda Item

Agenda Number: 39

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON REAL ESTATE

Mr. Brian A. Perkovich, Executive Director

Authority to commence statutory procedures to lease approximately 21± acres of the eastern portion of Cal-Sag Channel Parcel 10.04 located east of Ridgeland Avenue in Alsip, Illinois
(Deferred from the January 7, 2021 Board Meeting)

Dear Sir:

7ez Consulting, Inc. has requested to lease approximately 21+/- acres located east of Ridgeland Avenue on the eastern portion of Cal-Sag Channel Parcel 10.04 in Alsip, Illinois. The proposed use is truck parking and the requested lease term is 39 years.

This site was previously designated as a United States Army Corps of Engineers (the "Corps") regional sediment management facility until federal legislation recently deauthorized the Corps' use of this site. These 21± acres comprise the eastern portion of the District's Ridgeland Avenue drying beds. The section of the site is undeveloped. The western portion of the Ridgeland Avenue drying beds are under permits for use by Christy Weber Landscaping for parking and storing trucks and equipment and by UPS for seasonal parking of trucks.

The District's technical departments have reviewed this site to ensure that it is not currently needed for corporate use and have no technical objections to making this site available for lease.

It is requested that the Executive Director recommend to the Board of Commissioners that it authorize and direct the General Counsel to commence statutory procedures to lease approximately 21± acres of the eastern portion of Cal-Sag Channel Parcel 10.04 located east of Ridgeland Avenue in Alsip, Illinois; upon the terms and conditions set forth herein.

Requested, Susan T. Morakalis, General Counsel STM:EMA:vp

Recommended, Brian A. Perkovich, Executive Director

Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021





Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0049

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Real Estate Development Committee

File Type: Agenda Item

Agenda Number: 40

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON REAL ESTATE

Mr. Brian A. Perkovich, Executive Director

Authority to pay final just compensation in the amount of \$8,035.48 to acquire a permanent easement on the real estate commonly known as 620 Norfolk Avenue in Westchester, Illinois, through summary judgment in the eminent domain lawsuit entitled *The Metropolitan Water Reclamation District of Greater Chicago v. U.S. Bank Trust, N.A., as Trustee for LSF9 Master Participation Trust, et al.*, Case No. 20L050182 in the Circuit Court of Cook County, Illinois, Account 501-50000-667340, Stormwater Management Fund

Dear Sir:

On August 6, 2015, the Board of Commissioners ("Board") adopted Ordinance No. R15-006 establishing the right-of-way for the construction, operation and maintenance of the Addison Creek Channel Improvement Project located in the municipalities of Northlake, Stone Park, Melrose Park, Bellwood, Westchester, and Broadview (Contract 11-187-3F) ("Project"). Ordinance R15-006 was subsequently amended by Ordinances R15-007, R18-003, R19-002, and R20-001 to include additional right-of-way needed for the Project. Said Ordinances authorized and directed the Executive Director to negotiate with the respective owners to acquire fee simple title or such lesser interests, as appropriate, in and to the real estate described in the Ordinances.

On September 6, 2018, the Board authorized the District to enter into intergovernmental agreements with the City of Northlake, Village of Stone Park, Village of Melrose Park, Village of Bellwood, Village of Westchester, and Village of Broadview for the Project. The proposed channel improvements are broken down into nine reaches along approximately 15,300 linear feet of Addison Creek beginning at Hirsch Street in the City of Northlake and continuing to Cermak Road in the Village of Broadview. The Addison Creek channel improvements, along with the proposed Addison Creek Reservoir, will provide flood reduction benefits to approximately 2,200 properties.

The Project requires the acquisition of a permanent easement on the property located at 620 Norfolk Avenue in Westchester, Illinois. The property is located adjacent to the Addison Creek and is improved with a single-family home. The permanent easement area necessary for the project is approximately 3,223 square feet and is located along the creek embankment, so the easement will not impact the residence. The easement is necessary to construct the channel improvements at this location.

On March 16, 2020, after the record owner did not respond to the District's offer, the District filed an eminent domain lawsuit entitled The Metropolitan Water Reclamation District of Greater Chicago v. U.S. Bank Trust, N.A., as Trustee for LSF9 Master Participation Trust, et al., Case No. 20L050182 in the Circuit Court of Cook County, Illinois. All parties with a potential interest in the property have been served and no appearances have been filed. The court entered a Default Judgment Order on December 2, 2020. As a result, the District must file a motion for summary judgment asking the Court to make a finding for the final just compensation due for the District's impressment of the permanent easement. It is the opinion of the General Counsel and Special Counsel, Neal & Leroy, LLC, that the amount of \$8,035.48 is within the range of value for the easement based on comparable land values. Since no residents or personal property will be displaced, no relocation costs are anticipated. Upon entry of a summary judgment order, the District will deposit \$8,035.48 with the Cook County Treasurer. Any party with an interest in the property can petition the Court to withdraw these funds.

Accordingly, it is requested that the Executive Director recommend to the Board of Commissioners that it adopt the following orders:

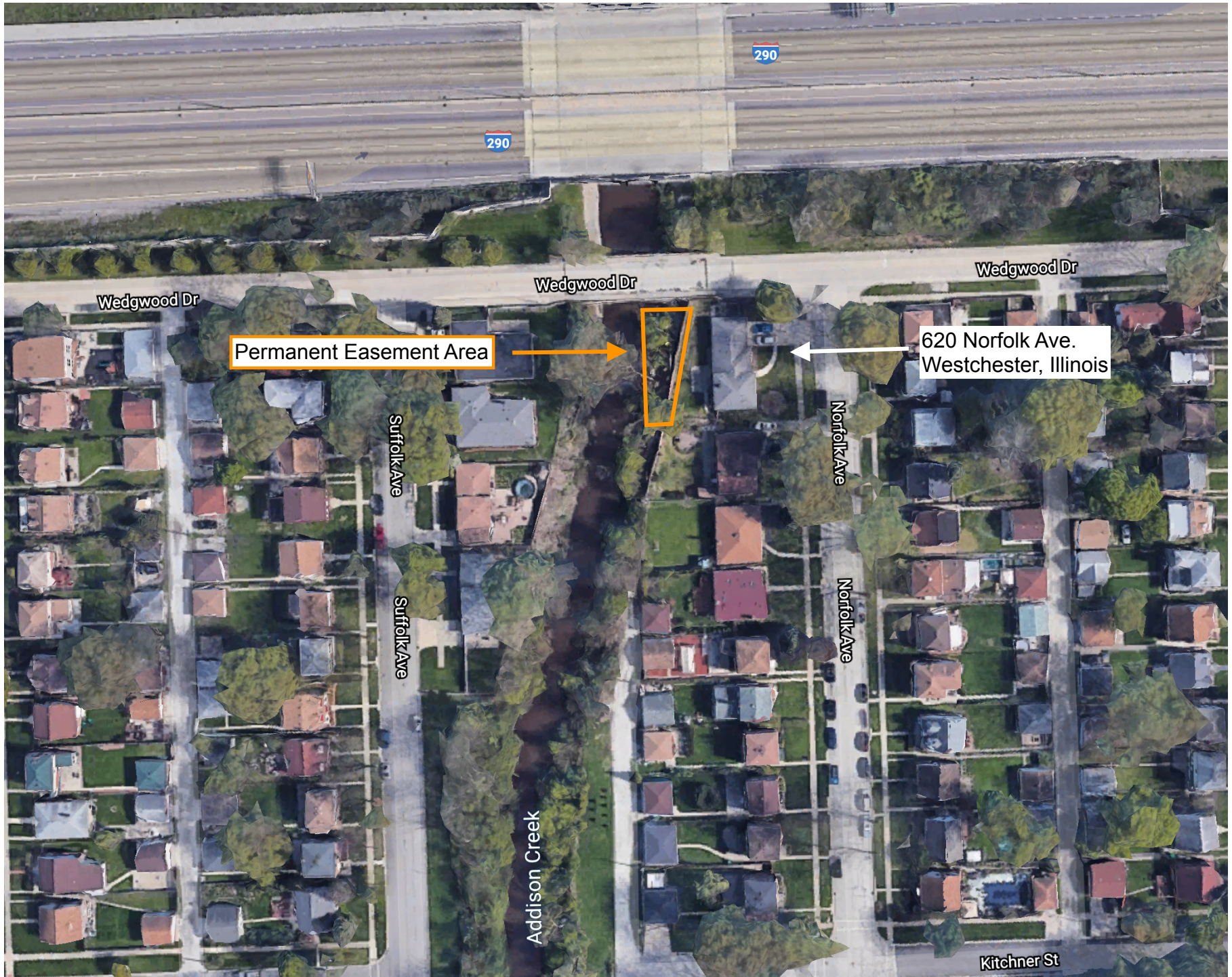
1. That the Board authorize payment of final just compensation in the amount of \$8,035.48 to acquire a permanent easement on the real estate commonly known as 620 Norfolk Avenue in Westchester, Illinois, through summary judgment in the eminent domain lawsuit entitled The Metropolitan Water Reclamation District of Greater Chicago v. U.S. Bank Trust, N.A., as Trustee for LSF9 Master Participation Trust, et al., Case No. 20L050182 in the Circuit Court of Cook County, Illinois; and
2. That the General Counsel be authorized and directed to execute and deliver all other documents and take such other actions as may be necessary to effectuate said summary judgment and to attain possession of said property.

Requested, Susan T. Morakalis, General Counsel and Catherine A. O'Connor, Director of Engineering; STM:CAO:EMA:BJD:CN:nm

Recommended, Brian A. Perkovich, Executive Director

Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021

Attachment



Note: Easement area depicted is approximate; see engineering plans for precise boundaries and legal description.



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0073

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Real Estate Development Committee

File Type: Agenda Item

Agenda Number: 41

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON REAL ESTATE

Mr. Brian A. Perkovich, Executive Director

Authority to grant a 25-year, approximately 50' x 180' non-exclusive easement to the Village of Skokie to continue to operate, maintain, repair, replace and remove an 84" combined interceptor sewer and an 84" overflow outfall sewer on District real estate east of McCormick Boulevard and lying five feet south of the north right-of-way line of Greenwood Street Extended in Skokie, Illinois; North Shore Channel Parcel No. 3.06. Consideration shall be a nominal fee of \$10.00

Dear Sir:

On March 7, 1996, the Board of Commissioners granted a 25-year, approximately 50' x 180' non-exclusive easement to the Village of Skokie ("Skokie") to install, operate, maintain, repair, replace and remove an 84" combined interceptor sewer and an 84" overflow outfall sewer on North Shore Channel Parcel 3.06 for a nominal fee of \$10.00. The easement expires March 6, 2021.

Skokie has requested a new 25-year easement to continue to operate and maintain its combined interceptor and overflow outfall sewers on Parcel 3.06. This parcel is leased to Skokie for public recreational purposes until March 31, 2032.

The District's technical departments have reviewed Skokie's request for continued use of the easement and have no objections thereto. A nominal fee of \$10.00 is recommended as is customary for governmental entities using District property for a public purpose.

It is requested that the Executive Director recommend to the Board of Commissioners that it grant a 25-year, approximately 50' x 180' non-exclusive easement to the Village of Skokie to continue to operate, maintain, repair, replace and remove an 84" combined interceptor sewer and an 84" overflow outfall sewer on District real estate east of McCormick Boulevard and lying five feet south of the north right-of-way line of Greenwood Street Extended in Skokie, Illinois; North Shore Channel Parcel No. 3.06. Consideration shall be a nominal fee of \$10.00.

It is also requested that the Executive Director recommend to the Board of Commissioners that it authorize and direct the Chairman of the Committee on Finance and the Clerk to execute said easement agreement after it is approved by the General Counsel as to form and legality.

Requested, Susan T. Morakalis, General Counsel, STM:EMA:MM:vp

File Number: 21-0073

Recommended, Brian A. Perkovich, Executive Director
Disposition of this agenda item will be documented in the official Regular Board Meeting
Minutes of the Board of Commissioners for January 21, 2021

Attachment

**VILLAGE OF SKOKIE
EASEMENT E-259**





Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0087

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Real Estate Development Committee

File Type: Agenda Item

Agenda Number: 43

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON REAL ESTATE

Mr. Brian A. Perkovich, Executive Director

Authority to issue a two (2) month permit extension to United Parcel Service, Inc. to continue to store and park trucks and trailers on 10 acres of District real estate located at the Cal-Sag Channel and Ridgeland Avenue in Alsip, Illinois and known as the Ridgeland Avenue Drying Facilities; Cal-Sag Channel Parcel 10.04 (portion). Consideration shall be \$80,000.00

Dear Sir:

On September 14, 2017, the Board of Commissioners ("Board") authorized a permit to United Parcel Service, Inc. ("UPS") for seasonal use of District Cal-Sag Channel Parcel 10.04 located at the Cal-Sag Channel and Ridgeland Avenue in Alsip, Illinois and known as the Ridgeland Avenue Drying Facilities ("Ridgeland Facilities") for storing and parking trucks and trailers. The Board subsequently authorized a 10-month extension of UPS's permit and an increase in the permit area to 24.5 acres. The existing permit expires on January 31, 2021.

UPS has submitted a request to extend this permit for (2) months due to its continued need for storing and parking trucks and trailers. Instead of the full 24.5 acres, UPS will use only 10 acres over this time period, which will expire on March 31, 2021. UPS will then continue its regular seasonal use of the site (September through January) starting on September 1, 2021 under the permit extension approved by the Board on December 17, 2021. The District's technical departments have no objections to extending the current permit for two (2) months for such use by UPS.

While the site is not immediately needed for District use, a permit is recommended in this instance because the District may need the site for corporate use sometime over the next few years, such as for biosolids management and related activities. A permit allows the District to terminate the agreement with UPS, if necessary, to accommodate the District's use of the site. UPS is aware of this provision in the permit agreement.

Christy Webber Landscapes ("Christy") currently uses the western 12 acres of the Ridgeland Facilities under a District permit for mulching and storing leaves and for storing and parking trucks and trailers. The Ridgeland Facilities have sufficient acreage to allow both permits. Any permit issued to UPS will require UPS to coordinate its activities with Christy.

The recommended permit fee is \$80,000.00, which is the same per-acre fee as the existing permit, and represents the pro-rata share of over 10% of the fair market value of the land based

upon recent appraisals of nearby comparable sites.

It is requested that the Executive Director recommend to the Board of Commissioners that it authorize and approve the issuance of a two (2) month permit extension to United Parcel Service, Inc. to continue to store and park trucks and trailers on 10 acres of District real estate located at the Cal-Sag Channel and Ridgeland Avenue in Alsip, Illinois and known as the Ridgeland Avenue Drying Facilities; Cal-Sag Channel Parcel 10.04 (portion). Consideration shall be \$80,000.00.

It is also requested that the Executive Director recommend to the Board of Commissioners that it authorize and direct the Chairman of the Committee on Finance and the Clerk to execute the permit extension agreement on behalf of the District after it is approved by the General Counsel as to form and legality.

Requested, Susan T. Morakalis, General Counsel, STM:EMA:BJD:vp

Recommended, Brian A. Perkovich, Executive Director

Disposition of this agenda item will be documented in the official Regular Board Meeting

Minutes of the Board of Commissioners for January 21, 2021

Attachment



Note: Permit areas are approximate; boundaries to be verified with field inspections.



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0096

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: State Legislation & Rules Committee

File Type: Agenda Item

Agenda Number: 44

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON STATE LEGISLATION AND RULES

The Honorable Kari K. Steele, President and Members of the Board of Commissioners

Recommendation for the State of Illinois 2021 Legislative Program

I respectfully submit the following legislative initiatives and recommendations to the Board of Commissioners for their consideration and guidance.

Legislative Initiative No. 1

Amend the District's Act to allow the District's Board of Commissioners the authority to transfer excess revenue from any source legally available for that purpose to the District's pension fund. Currently, the District only has the statutory authority to transfer property tax and interest income sources to the District's pension fund. There are times when excess revenues become available from other sources such that it would be helpful for the District's Board of Commissioners to decide to transfer these excess revenues to the District's pension fund.

For example, the City of Chicago has declared a surplus in certain tax increment financing (TIF) districts in 2020, such that the TIF surplus declared was re-distributed to the units of government whose revenues have gone into the TIF districts. Other examples of revenue sources that may occasionally provide excess revenue, include but are not necessarily limited to personal property replacement tax and resource recovery.

The goal of the legislative initiative would be to amend the District Act to provide the District's Board of Commissioners the flexibility to make decisions on excess revenue as they come up from time to time in the future. If the District's Board of Commissioners decides to transfer excess revenue to the pension fund, such an action would be brought forth at a public meeting of the District's Board of Commissioners and would require a two-thirds vote approving such action.

On January 13, the Illinois General Assembly (ILGA) passed Senate Bill 1805 (SB 1805), which is this legislative initiative, originally approved by the District's Board of Commissioners on February 6, 2020. Once SB 1805 is transmitted to the Governor, he will have up to sixty days to act, or SB 1805 automatically becomes law. Because SB 1805 is not yet a public act, it is recommended that this item remain as an initiative for the State of Illinois 2021 Legislative Program.

Legislative Initiative No. 2

Amend the District's Act to explicitly grant the District authorization to enforce the Watershed Management Ordinance (WMO) through issuance of violations and assessment of civil penalties along with the authority to place liens on property for the non-payment of assessed civil penalties.

The District currently has the implicit authority to issue civil penalties for violations of the WMO but does not have the authority to file liens on real property for non-payment of said penalties. This amendment to the District Act would grant the District explicit authority to issue civil penalties for violations of the WMO and give the District the authority to place liens on property for the non-payment of assessed civil penalties, similar to the explicit statutory authority the District has for the User Charge Ordinance. (should we reference that this proposed amendment is consistent with the User Charge ordinance)

Legislative Initiative No. 3

Support a statewide legislative initiative on the proper labeling of "flushable" wipes. The use of disposable disinfecting wipes has increased substantially in recent years. Although some disposable wipes can safely be flushed down a toilet, most cannot as they do not disintegrate in water.

Legislation has been discussed that would require non-flushable wipes to be prominently labeled as non-flushable and require manufacturers to develop a public education and outreach campaign regarding product labels and whether disposable wipes can be flushed.

It is recommended that the District support this as a legislative initiative in concept subject to staff review of actual bill language filed in the ILGA. If such a bill is filed in the ILGA, a future Board letter would be brought forward recommending support of a specific bill.

Legislative Initiative No. 4

Support pharmaceutical takeback legislation if introduced. There is an increasing prevalence of unused pharmaceuticals being flushed down toilets. Water reclamation plants are not designed to remove pharmaceuticals from water during the wastewater treatment process and treated effluent with detectable concentrations of various pharmaceuticals makes its way back into the drinking and/or potable use water system such that it is ingested by humans, animals, and plants. Consequently, unused and improperly disposed pharmaceuticals threaten public health and the environment.

It is anticipated that legislation will be introduced in the ILGA creating an Extended Producer Responsibility (EPR) program requiring drug manufacturers to develop, implement and pay for a prescription drug take-back program for residents to safely dispose of their unused drugs.

It is recommended that the District support this as a legislative initiative in concept subject to staff review of actual bill language filed in the ILGA. If such a bill is filed in the ILGA, a future Board letter would be brought forward recommending support of a specific bill.

Recommended, Brian A. Perkovich, Executive Director, BAP:STM:BO'C:mmv
Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0074

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Stormwater Management Committee

File Type: Agenda Item

Agenda Number: 45

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON STORMWATER MANAGEMENT

Mr. Brian A. Perkovich, Executive Director

Authority to enter into an Intergovernmental Agreement with and make payment to the Village of Lansing for the construction, operation, and maintenance of the Washington Street Green Infrastructure Parking Lot Improvements in Lansing, CSA (19-IGA-13), in an amount not to exceed \$250,000.00, Account 501-50000-612400, Requisition 1551311

Dear Sir:

Authorization is requested to enter into an Intergovernmental Agreement (IGA) with and make payment to the Village of Lansing for the construction, operation, and maintenance of the Washington Street Green Infrastructure Parking Lot Improvements in Lansing, CSA (19-IGA-13), in an amount not to exceed \$250,000.00.

On November 15, 2018, the Board of Commissioners authorized the District to negotiate IGAs to assist various local municipalities and other governmental organizations with Green Infrastructure (GI) projects, including the Village. Under this project, the Village proposes constructing bioswales within and adjacent to a parking lot located at 3300 Washington Street at the intersection of Roy Street and Washington Street in Lansing, Illinois. The project is expected to mitigate local flooding in the area by reducing runoff into the local sewer system and to demonstrate to local residents the benefits of constructing GI. The Washington Street Green Infrastructure Parking Lot Improvements will provide an estimated 98,200 gallons of stormwater storage for which the District will seek credit under the GI requirements of the District's Consent Decree, subject to approval by the United States Environmental Protection Agency.

The District and the Village have agreed in principle to the terms of the IGA, which include payment by the District towards construction costs of the captioned project in an amount not to exceed \$250,000.00. Partial payments to the Village will be made at predefined intervals during construction, which is anticipated to commence in 2021. The Village has contributed to engineering and other design-related costs and will also contribute towards the total estimated construction cost of \$475,000.00 for this project. The Village will assume responsibility for design, construction, maintenance, and operation of the project, and be solely responsible for any change orders. The IGA contains provisions which will allow the District to review the project's design and perform inspections after the project is constructed. The IGA also requires the Village to advertise and award all project-related construction contracts using the District's Purchasing Act, Multi-Project Labor Agreement, and Affirmative Action Requirements as

minimum requirements.

The Affirmative Action goals to be applied to the total amount of reimbursement provided by the District for this project are 20 percent for Minority-owned Business Enterprises, 10 percent for Women-owned Business Enterprises, 10 percent for Small Business Enterprises, and 3 percent for Veteran-owned Business Enterprises. The Village will make its best efforts to apply the District's goals to its entire construction contract. The terms of the IGA include a provision for the District to withhold funds from reimbursement requests if the Village is not meeting the goals applied to the District's funding.

Based on the foregoing, it is requested that the Board of Commissioners grant authority for the District to enter into an IGA with and make payment to the Village in an amount not to exceed \$250,000.00. It is further requested that the Chairman of the Committee on Finance, Executive Director and Clerk be authorized to execute said agreement on behalf of the District, as well as any documents necessary to effectuate the transaction and conveyance, upon approval by the Director of Engineering as to technical matters and by the General Counsel as to form and legality.

Funds are available in Account 501-50000-612400.

Requested, Catherine A. O'Connor, Director of Engineering, KMF:JK:HLS

Recommended, Brian A. Perkovich, Executive Director

Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0075

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Stormwater Management Committee

File Type: Agenda Item

Agenda Number: 46

TRANSMITTAL LETTER FOR BOARD MEETING OF JANUARY 21, 2021

COMMITTEE ON STORMWATER MANAGEMENT

Mr. Brian A. Perkovich, Executive Director

Authority to enter into an intergovernmental agreement with and make payment to the City of Northlake for the acquisition of flood-prone properties (20-IGA-27), in an amount not to exceed \$550,000.00, Account 401-50000-612400, Requisition 1555819

Dear Sir:

Authority is requested to enter into an intergovernmental agreement (IGA) with and make payment to the City of Northlake (City) for the acquisition of flood prone properties (20-IGA-27), in an amount not to exceed \$550,000.00.

Per the policy on the selection and prioritization of projects for acquiring flood-prone property adopted by the Board of Commissioners on August 7, 2014, the Engineering Department recently invited each municipality and township within Cook County to submit applications for potential flood-prone property acquisition projects. Between December 2019 and February 2020, the District solicited Acquisition of Flood-Prone Properties Project proposals from municipalities, townships, and other governmental agencies for District assistance. From this solicitation, the City's application was one of five projects identified that met the requirements of the District's policy.

The flood-prone properties identified by the City in its application were recommended by the Engineering Department for acquisition, and on May 7, 2020, the Board of Commissioners granted authority to negotiate an IGA with the City of Northlake.

The City and the District have agreed in principle to the terms of the IGA, which include payment by the District towards the acquisition of two flood-prone properties in an amount not to exceed \$550,000.00. The terms of the IGA also require the City to obtain appraisals, prepare offers, perform closings, deconstruct all purchased structures and restore property to open space, and ensure long term maintenance of the property. The City anticipates acquiring both properties 2021.

Based on the foregoing, it is requested that the Board of Commissioners grant authority for the District to enter into an IGA with and make payment to the City in an amount not to exceed \$550,000.00. It is further requested that the Chairman of the Committee on Finance, Executive Director, and Clerk be authorized to execute said IGA on behalf of the District, as well as any documents necessary to effectuate the transaction and conveyance, upon approval by the

File Number: 21-0075

Director of Engineering as to technical matters and by the General Counsel as to form and legality.

Funds are available in Account 401-50000-612400.

Requested, Catherine A. O'Connor, Director of Engineering, KMF:JK

Recommended Brian A. Perkovich, Executive Director

Disposition of this agenda item will be documented in the official Regular Board Meeting

Minutes of the Board of Commissioners for January 21, 2021



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: 21-0098

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Miscellaneous & New Business

File Type: Motion

Agenda Number: 47

MOTION FOR BOARD MEETING OF JANUARY 21, 2021

MOTION to accept the Chairman and Vice-Chairman Assignments for the 2021-2022 Standing Committees

I move to accept the following Chairman and Vice-Chairman Assignments for the 2021-2022 Standing Committees of the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago:

<u>COMMITTEE</u>	<u>CHAIRMAN</u>	<u>VICE CHAIRMAN</u>
Affirmative Action	McGOWAN	GARCIA
Budget & Employment	MORITA	DU BUCLET
Engineering	STEELE	MORITA
Ethics	SHORE	GARCIA
Federal Legislation	DU BUCLET	DAVIS
Finance	GARCIA	SHORE
Industrial Waste & Water		
Pollution	SHORE	CORRAL SEPÚLVEDA
Information Technology	MORITA	CORRAL SEPÚLVEDA
Judiciary	SPYROPOULOS	GARCIA
Labor & Industrial Relations	DU BUCLET	SPYROPOULOS
Maintenance & Operations	MORITA	SHORE
Monitoring & Research	SHORE	MORITA
Municipalities	CORRAL SEPÚLVEDA	SPYROPOULOS
Pension, Human Resources & Civil Service	SPYROPOULOS	DU BUCLET
Public Health & Welfare	DAVIS	CORRAL SEPÚLVEDA
Public Information & Education	CORRAL SEPÚLVEDA	McGOWAN
Procurement	McGOWAN	STEELE
Real Estate Development	GARCIA	MCGOWAN
State Legislation & Rules	STEELE	GARCIA
Stormwater Management	DAVIS	DU BUCLET

Dated: January 21, 2021

Commissioner



Metropolitan Water Reclamation District of Greater Chicago Text File

100 East Erie Street
Chicago, IL 60611

File Number: O21-002

Agenda Date: 1/21/2021

Version: 1

Status: To Be Introduced

In Control: Miscellaneous & New Business

File Type: Ordinance

Agenda Number: 48

ORDINANCE FOR BOARD MEETING OF JANUARY 21, 2021

Authority to amend the Ethics Ordinance of the Metropolitan Water Reclamation District of
Greater Chicago

MWRDGC Ethics Ordinance for Commissioners, Officers, and Employees

METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO GOVERNMENTAL ETHICS ORDINANCE

ORDINANCE NO. 021-002

Effective April 22, 2004, Amended January 23, 2020

As Amended January 21, 2021

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Short Title: Metropolitan Water Reclamation District of Greater Chicago Ethics Ordinance

ARTICLE I: GENERAL

A. Statement of Purpose

The Metropolitan Water Reclamation District of Greater Chicago (“District”) is committed to the highest standards of legal and ethical conduct in its operations. On April 24, 2004, the Board of Commissioners adopted the District’s “Ethics Ordinance.” Accordingly, the District enacted ethics provisions that coincide with the requirements of the State Officials and Employees Ethics Act (Public Act 93-615, effective November 19, 2003, as amended by Public Act 93-617, effective December 9, 2003). The Board of Commissioners, in keeping with its strong commitment to ethical practices within the District, now intends to amend the existing Ethics Ordinance of April 22, 2004. In doing so, the Board of Commissioners endeavors to continue to regulate political activities and acceptance of Gifts by the Commissioners, Officers and Employees of the District “in a manner no less restrictive” than the provisions of the Illinois Ethics Act of 2003. In addition, the Board of Commissioners seeks to expand upon the provisions of the 2004 Ethics Ordinance by adopting new provisions and expanding upon others that collectively represent best practices, thereby ensuring ethical practices in all aspects of District operations. Accordingly, these amended provisions address Lobbyist registration requirements and heightened conflict of interest provisions for the Commissioners, Officers, Employees and other specified individuals and entities.

No one set of ethics provisions can reasonably cover all potential ethical matters that could arise in District operations considering its size and complexity. Accordingly, it is the express intent of the Board of Commissioners that these provisions should be interpreted and applied in a manner that achieves the highest degree of ethical conduct by all those covered under its provisions.

B. Code of Conduct

All Commissioners, Officers and Employees shall:

1. Remember that they are public servants who must place loyalty to the federal and Illinois constitutions, laws and ethical principles above their private gain or interest.
2. Give a full day’s work for a full day’s pay.
3. Put forth honest effort in the performance of their duties.
4. Treat members of the public with respect and be responsive and forthcoming in meeting their requests for information.
5. Act impartially in the performance of their duties, so that no private organization or individual is given preferential treatment.
6. Refrain from making any unauthorized promises purporting to bind the District.
7. Never use any nonpublic information obtained through the performance of District work for private gain.

8. Engage in no business or financial transaction with any individual, organization or business that is inconsistent with the performance of their District duties.
9. Protect and conserve District property and resources and use District property and resources only for authorized purposes or activities.
10. Disclose waste, fraud, abuse, corruption or ethical misconduct, including unlawful political discrimination or activity, to the appropriate authorities.
11. Adhere to all applicable laws and regulations that provide equal opportunity for all Persons regardless of race, sex, gender, color, racial group or perceived racial group, disability, age, religion, national origin or ethnicity, sexual orientation, current military status, veteran or military discharge status, genetic information, pregnancy-related condition, association with anyone with these characteristics or any other legally protected characteristic.
12. Not engage in, encourage or permit – by action or inaction – behavior constituting harassment, discrimination, violence, bullying, threats, intimidation or retaliation.

This section is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the District, its Commissioners, Officers, Employees, agents or any other Person.

C. Definitions

For purposes of this Ordinance, the following terms shall be given these definitions:

1. “Administrative Action” means the execution or rejection of any rule, regulation, legislative rule, standard, fee, rate, contractual arrangement, purchasing agreement or other delegated legislative or quasi-legislative action to be taken or withheld by the District, including any decision on, or any proposal, consideration, enactment or making of any rule, regulation, or any other official nonministerial action or non-action by the District.
2. “Board of Commissioners” means the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago, which is its corporate authority.
3. “Campaign for Elective Office” means any activity in furtherance of an effort to influence the selection, nomination, election or appointment of any individual to any federal, state or local public office or office in a Political Organization, or the selection, nomination, or election of Presidential or Vice-Presidential electors, but does not include activities (i) relating to the support or opposition of any Executive, Legislative or Administrative Action, (ii) relating to Collective Bargaining or (iii) that are otherwise in furtherance of the Person’s official duties.
4. “Candidate” means a Person who has filed nominating papers or petitions for nomination or election to an elected office, or who has been appointed to fill a vacancy in nomination, and who remains eligible for placement on the ballot at either a general primary election or general election.
5. “Clerk” means the Director of Finance and Clerk of the District.

6. "Client" means any person that provides compensation to a Lobbyist to Lobby the District as provided in subsection 25 of this Section.
7. "Collective Bargaining" has the same meaning as that term is defined in Section 3 of the Illinois Public Labor Relations Act (5 ILCS 315/3).
8. "Commissioner" means an elected or appointed member of the Board of Commissioners.
9. "Compensated Time" means with respect to an Employee, any time worked by or credited to the Employee that counts toward any minimum work time requirement imposed as a condition of his or her employment, but for purposes of this Ordinance, does not include any designated holidays, vacation periods, personal time, Compensatory Time Off or any period when the Employee is on a Leave of Absence. With respect to Commissioners, Officers or Employees whose hours are not fixed, "Compensated Time" includes any period of time when the Commissioner, Officer or Employee is on premises under the control of the District and any other time when the Commissioner, Officer or Employee is executing his or her official duties, regardless of location.
10. "Compensatory Time Off" means authorized time off earned by or awarded to an Employee to compensate in whole or in part for time worked in excess of the minimum work time required of that Employee as a condition of his or her employment.
11. "Compensation" as used in Article IV, means any money, thing of value or financial benefits received or to be received in return for services rendered or to be rendered, for Lobbying as defined in subsection 25 of this Section.
12. "Contribution" has the same meaning as that term is defined in Section 9-1.4 of the Election Code (10 ILCS 5/9-1.4).
13. "District" means the Metropolitan Water Reclamation District of Greater Chicago, an Illinois special district and unit of local government.
14. "District Contractor" means any Person (including their agents or Employees acting within the scope of their employment) who is paid by the District for goods or services.
15. "Employee" means a Person employed by the District, whether on a full-time or part-time basis or pursuant to a contract, whose duties are subject to the direction and control of the District with regard to the material details of how the work is to be performed, but does not include an independent contractor or the Commissioners.
16. "Ethics Commission" means the District's Ethics Commission.
17. "Executive Action" means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection or postponement by the District of a rule, regulation, order, decision, determination, contractual arrangement, purchasing agreement or other quasi-legislative or quasi-judicial action or proceeding.
18. "Executive Director" means the Executive Director and Chief Administrative Officer of the District.

19. “Expenditure” means a payment, distribution, loan, advance, deposit, gift of money or anything of value, and includes a contract, promise or agreement, whether or not legally enforceable, to make an expenditure, for the ultimate purpose of influencing Executive, Legislative or Administrative Action, other than Compensation as defined in subsection 11 of this Section.

20. “Gift” means anything of value given without fair market value consideration and/or any gratuity, discount, entertainment, hospitality, loan, forbearance or other tangible or intangible item having monetary value including, but not limited to, cash, food and drink, and honoraria for speaking engagements related to or attributable to government employment or the official position of a Commissioner, Officer or Employee.

21. “Influencing” means any communication, action, reportable expenditure as prescribed in Article IV, Section F, or other means used to promote, support, affect, modify, oppose or delay any Executive, Legislative or Administrative Action or to promote goodwill with Commissioners, Officers or Employees.

22. “Inspector General” means the Office of the Independent Inspector General, Cook County, Illinois or successor individual or entity pursuant to statute, ordinance and/or resolution.

23. “Leave of Absence” means any period during which an Officer or Employee does not receive (i) compensation for employment, (ii) service credit towards pension benefits and (iii) health insurance benefits paid for by the employer.

24. “Legislative Action” means the development, drafting, introduction, consideration, modification, adoption, rejection, review, enactment, or passage or defeat of any ordinance, amendment, resolution, motion, report, nomination, administrative rule or other agenda item by the Board of Commissioners or a committee thereof, or by a Commissioner. Legislative Action also means the action of the President in approving or vetoing any agenda item or portion thereof, and the action of the President or any Commissioner, Officer or Employee in the development of a proposal for presentation before the Board of Commissioners.

25. “Lobby” or “Lobbying” means any communication with Commissioners, Officers or Employees for the ultimate purpose of influencing any Executive, Legislative or Administrative Action, as well as the conduct described in subsection 26 of this Section.

26. “Lobbyist” means any Person who undertakes to influence any Executive, Legislative or Administrative Action, including but not limited to: the introduction, passage or other action to be taken on an ordinance, resolution, motion, order, appointment or other matter before the Board of Commissioners; the preparation of contract specifications; the solicitation, award or administration of a contract or permit; the award or administration of a grant, loan, or other agreement involving the disbursement of public monies; or any other determination made by a Commissioner, Officer or Employee with respect to the procurement of goods, services or construction; provided, however, that a Person shall not be deemed to have undertaken to influence any Executive, Legislative or Administrative Action solely by submitting an application for a District permit or license or by responding to a District request for proposals or qualifications.

The term “Lobbyist” shall include, but is not limited to, any attorney, accountant, or consultant engaged in the above-described activities; provided, however, that an attorney shall not be considered a Lobbyist while representing Clients in a formal adversarial hearing.

27. “Officer” means a Person who holds, by appointment by the Board of Commissioners or the Executive Director, an office created by statute or ordinance.

28. “Person” means any individual, entity, corporation, partnership, firm, association, union, trust, estate, as well as any parent or subsidiary of any of the foregoing, whether or not operated for profit.

29. “Political Activity” means any activity in support of or in connection with any Campaign for Elective Office or any Political Organization, but does not include activities (i) if in furtherance of the Person’s official duties, relating to the support or opposition of any Executive, Legislative or Administrative Action, (ii) relating to Collective Bargaining, or (iii) that are otherwise in furtherance of the Person’s official duties.

30. “Political Organization” means a party, committee, association, fund or other organization (whether or not incorporated) that is required to file a statement of organization with the State Board of Elections or a county clerk, under Section 9-3 of the Election Code (10 ILCS 5/9-3), but only with regard to those activities that require filing with the State Board of Elections or a county clerk.

31. “Political Committee” means a Political Committee as defined in Article 9 of the Illinois Election Code, codified at 10 ILCS 5/9-1 et seq.

32. “President” means the President of the Board of Commissioners of the District.

33. “Prohibited Political Activity” means:

- a) Preparing for, organizing or participating in any political meeting, political rally, political demonstration or other political event.
- b) Soliciting Contributions, including but not limited to the purchase of, selling, distributing or receiving payment for tickets for any political fundraiser, political meeting or other political event.
- c) Soliciting, planning the solicitation of, or preparing any document or report regarding anything of value intended as a campaign Contribution.
- d) Planning, conducting or participating in a public opinion poll in connection with a Campaign for Elective Office or on behalf of a Political Organization for political purposes or for or against any referendum question.
- e) Surveying or gathering information from potential or actual voters in an election to determine probable vote outcome in connection with a Campaign for Elective Office, or on behalf of a Political Organization for political purposes or for or against any referendum question.
- f) Assisting at the polls on election day on behalf of any Political Organization or Candidate for elective office, or for or against any referendum question.
- g) Soliciting votes on behalf of a Candidate for elective office or a Political Organization, or for or against any referendum question, or helping in an effort to get voters to the polls.

- h) Initiating for circulation, preparing, circulating, reviewing, or filing any petition on behalf of a Candidate for elective office, or for or against any referendum question.
- i) Making Contributions on behalf of any Candidate for elective office in that capacity or in connection with a Campaign for Elective Office.
- j) Preparing or reviewing responses to Candidate questionnaires in connection with a Campaign for Elective Office, or on behalf of a Political Organization for political purposes.
- k) Distributing, preparing for distribution, or mailing campaign literature, campaign signs or other campaign material on behalf of any Candidate for elective office or for or against any referendum question.
- l) Campaigning for any elective office or for or against any referendum question.
- m) Managing or working on a Campaign for Elective Office or for or against any referendum question.
- n) Serving as a delegate, alternate, or proxy to a political party convention.
- o) Participating in any recount or challenge to the outcome of any election.
- p) Any conduct in violation of 70 ILCS 2605/4.22-28.

34. “Prohibited Source” means any Person or entity who:

- a) Is seeking official action (i) by a Commissioner or an Officer or (ii) by an Employee, or by the Commissioner, Officer or another Employee directing the Employee;
- b) Does business or seeks to do business (i) with the Commissioner or Officer or (ii) with an Employee, or with the Commissioner, Officer or another Employee directing that Employee;
- c) Conducts activities regulated (i) by the Commissioner or Officer, or (ii) by an Employee, or by the Commissioner, Officer, or another Employee directing that Employee;
- d) Has interests that may be substantially affected by the performance or non-performance of the official duties of the Commissioner, Officer or Employee;
- e) Is registered or required to be registered with the Secretary of State under the Lobbyist Registration Act, except that an entity not otherwise a Prohibited Source does not become a Prohibited Source merely because a registered Lobbyist is one of its members or serves on its Board of Directors; or
- f) Is an agent of, a spouse of, or an immediate family member of a “Prohibited Source.”

35. “Relative” means with respect to Commissioners, Officers and Employees, an individual who is related to the Commissioner, Officer or Employee through blood, marriage, or legal action, such as father, mother, son, daughter, grandfather, grandmother, grandson, granddaughter, brother, sister,

uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, grandson-in-law, granddaughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, step-grandson, step-granddaughter, half-brother, half-sister, foster parent, foster child, legal ward, documented domestic partner, or civil union partner.

ARTICLE II: SUBSTANTIVE CODE OF CONDUCT PROVISIONS

A. Duty to Report and Whistleblower Protection

1. Duty to Report Corrupt or Prohibited Political Activity

a) Every Commissioner, Officer and Employee shall report, directly and without undue delay, to the Inspector General, any and all information concerning conduct which such Commissioner, Officer or Employee knows or should reasonably know to involve corrupt or other Prohibited Political Activity (i) by another Commissioner, Officer or Employee which concerns such Commissioner's, Officer's or Employee's employment or office; or (ii) by any Person dealing with the District which concerns the Person's dealings with the District. Any Officer or Employee who knowingly fails to report a corrupt or Prohibited Political Activity as required in this section shall be subject to employment sanctions, including discharge, in accordance with procedures under which the Officer or Employee may otherwise be disciplined.

b) Every District Contractor shall report, directly and without undue delay, to the Inspector General any and all information concerning conduct by any Person which such contractor knows to involve corrupt activity. A District Contractor's knowing failure to report corrupt activity as required in this subsection b) shall constitute an event of default under the contract.

c) For purposes of subsections a) and b), "corrupt activity" shall mean conduct involving:

- (1) bribery or attempted bribery, or its equivalent under any local, state or federal law, of any Commissioner, Officer or Employee; or
- (2) theft, fraud, forgery, perjury, dishonesty or deceit, or attempted theft, fraud, forgery, perjury, dishonesty or deceit, or its equivalent under any local, state or federal law, against the District; or
- (3) conspiring to engage in any of the acts set forth in items (1) or (2) of this subsection c).

"Knowing" and "knowingly" mean that a Person, with respect to information:

- (1) has actual knowledge of the information;
- (2) acts in deliberate ignorance of the truth or falsity of the information; or
- (3) acts in reckless disregard of the truth or falsity of the information, regardless of whether there is specific proof of intent to defraud.

- d) For purposes of this section, a report made to the Inspector General's toll-free hotline may be considered a report under this section.

2. Whistleblower Protection

- a) For the purposes of this section:

(1) "Public body" means: (i) any office or department of the District; (ii) the state or federal government; (iii) any local law enforcement agency or prosecutorial office; (iv) any federal or state judiciary, grand or petit jury, or law enforcement agency; and (v) any official, employee, department, agency, or other division of any of the foregoing.

(2) "Retaliatory action" means: (i) the reprimand, discharge, suspension, demotion, or denial of promotion or transfer of any Employee that is taken in retaliation for an Employee's involvement in protected activity as set forth in subsection b) of this section; or (ii) the denial or revocation of any District permit, license, certification, loan, grant, tax credit or other financial subsidy, the denial of any District service, or the denial of employment with the District for which a Person is qualified, that is made in retaliation for that Person having engaged in a protected activity as set forth in subsection b) of this section.

- b) No Person shall take any retaliatory action against an Employee or any other Person because the Employee or the Person does any of the following:

(1) Discloses or threatens to disclose to a supervisor or to a public body an activity, policy or practice of any Commissioner, Officer, Employee or District Contractor that the Employee or other Person reasonably believes evidences: (i) an unlawful use of District funds or District funding for actions performed by or on behalf of the District, unlawful use of official authority, or other unlawful official conduct that poses a substantial and specific danger to public health or safety by any official, Employee or District Contractor; or (ii) any other violation of a law, rule or regulation by any official, Employee or District Contractor that relates to their work performed for, or on behalf of, the District; or

(2) Provides information to or testifies before any public body conducting an investigation, hearing, or inquiry into any official activity, policy, or practice described in subsection b)(1).

- c) If any retaliatory action, as defined in subsection a)(2)(i), is taken against an Employee in violation of this section, the Employee shall be entitled to the following relief, if applicable:

(1) Reinstatement of the Employee to either the same position held before the retaliatory action or to an equivalent position;

(2) Two times the amount of back pay; and

(3) Reinstatement of full fringe benefits and seniority rights.

- d) If any retaliatory action, as defined in subsection a)(2)(ii), is taken against any Person in violation of this section, the Person shall be entitled to the following relief, if applicable:

(1) Reconsideration of a District permit, license, certification, loan, grant, tax credit, other financial subsidy, or District service denied or revoked as a result of the violation, to the extent such reconsideration is practically possible and funds are available.

(2) Reconsideration of a job application rejected as a result of the violation, to the extent such reconsideration is practically possible and such job position is not yet filled.

(3) Actual damages proved to be directly and specifically caused by, and that would not have occurred but for the retaliatory action, but in no case shall such actual damages include claimed lost profits.

e) It shall be a prerequisite to the bringing of an action against the District for relief under paragraph d) of this section that the Person seeking relief first provide written notice to the head of the District department or agency involved in an alleged retaliatory action and to the corporation counsel within 30 days of the Person's awareness of facts giving rise to the claim of retaliatory action. The purpose of this notice requirement is to allow such department or agency a timely opportunity to recognize, correct and/or minimize any harm resulting from any retaliatory action. The notice shall specify in detail the facts and circumstances that constitute the alleged retaliatory action. Upon receiving this notice, the head of such department or agency shall investigate the allegations and take all necessary and appropriate actions to remedy any retaliatory action.

Any action for relief under paragraph d) of this section may only be brought against the District and must be brought within six months of the alleged retaliatory action for which relief is sought.

f) The remedies set forth in paragraphs c) and d) of this section shall be the sole and exclusive remedies for any violations of this section.

B. Fiduciary Duty

Commissioners, Officers and Employees shall at all times in their performance of their public duties owe a fiduciary duty to the District. The fiduciary duty owed by Commissioners, Officers and Employees shall include, but is not limited to, the following duties:

1. Commissioners, Officers and Employees shall act impartially in the performance of their duties, so that no private organization or individual is given preferential treatment.
2. Commissioners, Officers and Employees have a special relationship of trust with the public and therefore must avoid conduct that gives the appearance of impropriety and/or that they are violating their fiduciary duties to the District. Whether particular circumstances create an appearance of impropriety or can be considered a violation of fiduciary duties to the District shall be determined from the perspective of a reasonable person with knowledge of the relevant facts.
3. Comply with laws and regulations by avoiding both the violation of any applicable law or regulation and the creation of a strong risk of a violation of any other law or regulation.
4. Conserve District property and assets and avoid their wasteful use.
5. Conduct business on behalf of the District in a financially responsible manner.

6. Protect the District's best interests when contracting for outside services.
7. Report any violations, suspected violations, or other misconduct under this Ordinance to the Ethics Commission, Department of Human Resources and/or the Inspector General in a timely manner.

C. Conflicts of Interest and Improper Influence

1. Conflicts of Interest

- a) No Commissioner, Officer or Employee shall make, or participate in making, any District governmental decision with respect to any matter in which the Commissioner, Officer or Employee or their Relative, has any economic interest distinguishable from that of the general public.
- b) Any Employee who has a conflict of interest as described by subsection a) of this section shall advise his or her supervisor of the conflict or potential conflict. The immediate supervisor shall either:
 - (1) Assign the matter to another Employee; or
 - (2) Require the Employee to eliminate the economic interest giving rise to the conflict and only thereafter shall the Employee continue to participate in the matter.
- c) Any Commissioner, Officer or Employee who has a conflict of interest as described by subsection a) of this Section shall disclose and describe the nature and extent of the conflict of interest in writing to the District's General Counsel and the President as soon as the Commissioner, Officer or Employee becomes aware of such conflict and shall not take any action or make any decisions regarding that particular matter. A Commissioner shall vote present on any matter in which they may have a conflict of interest and shall also notify the General Counsel and the President of such interest within 24 hours of introduction of any ordinance, resolution, contract, order or other matter before the Board of Commissioners, or as soon thereafter as the Commissioner is or should be aware of such conflict of interest.
- d) Commissioners, Officers and Employees should consult the Ethics Advisor for guidance whenever questions occur related to the existence of a conflict of interest or when unsure whether a conflict of interest exists.
- e) Commissioners, Officers and Employees must immediately report a potential conflict of interest to the District's Ethics Advisor so that a determination can be made whether a conflict of interest actually exists prior to the occurrence of the transaction that may result in a conflict of interest. Officers must immediately report a potential conflict of interest to the Executive Director, and Employees must immediately report a potential conflict of interest to their Department Head.
- f) No Commissioner, Officer or Employee shall engage in any non-District activity that conflicts either directly or indirectly with the daily operations of the District.

2. District-Owned Property

No Commissioner, Officer or Employee shall engage in or permit the unauthorized use of any real or personal property owned or leased by the District for District business.

3. Representation of Other Persons

- a) No Commissioner, Officer or Employee may represent, formally or informally, or derive any income, compensation or other tangible benefit from the representation of any Person other than the District in any formal or informal proceeding or transaction in which the District's action or non-action is of a nonministerial nature; provided that nothing in this subsection shall preclude any Employees from performing the duties of their employment.
- b) No Commissioner, Officer or Employee may represent, formally or informally, or derive income, compensation or other tangible benefit from the representation of any Person in any judicial or quasi-judicial or other proceeding before any administrative agency or court (i) in which the District is an adverse party or (ii) that may result in an adverse effect on District revenue, District finances, or the health, safety, welfare, or relative tax burden of any District residents.
- c) No Commissioner, Officer or Employee may derive any income, compensation or other tangible benefit from providing opinion evidence as an expert against the interests of the District in any judicial or quasi-judicial proceeding before any administrative agency or court.

4. Prohibited Political Activities

- a) No Commissioner, Officer or Employee shall intentionally perform any Prohibited Political Activity during any Compensated Time as defined herein. No Commissioner, Officer or Employee shall intentionally use any property or resources of the District in connection with any Prohibited Political Activity.
- b) At no time shall any Commissioner, Officer or Employee intentionally require any other Commissioner, Officer or Employee to perform any Prohibited Political Activity (i) as part of that Commissioner's, Officer's or Employee's duties, (ii) as a condition of employment, or (iii) during any Compensated Time Off (such as holidays, vacation or personal time off).
- c) No Commissioner, Officer or Employee shall be required at any time to participate in any Prohibited Political Activity in consideration for that Commissioner, Officer or Employee being awarded additional compensation or any benefit whether in the form of a salary adjustment, bonus, Compensatory Time Off, continued employment or otherwise, nor shall any Commissioner, Officer or Employee be awarded additional compensation or any benefit in consideration for his or her participation in any Prohibited Political Activity.
- d) Nothing in this Article prohibits activities that are permissible for a Commissioner, Officer or Employee to engage in as part of his or her official duties, or activities that are undertaken by a Commissioner, Officer or Employee on a voluntary basis as permitted by law.
- e) No Person either (i) in a position that is subject to recognized merit principles of public employment or (ii) in a position the salary for which is paid in whole or in part by federal funds and that is subject to the Federal Standards for a Merit System or Personnel Administration

applicable to grant-in-aid programs, shall be denied or deprived of employment or tenure solely because he or she is a member or an Officer of a Political Committee, of a political party, or of a Political Organization or club.

5. Secondary Employment

No Commissioner, Officer or Employee shall accept other employment that impairs the ability to perform District duties and responsibilities.

No Commissioner, Officer or Employee shall accept other employment that impairs independence of judgment in the exercise of official District duties.

It is the Commissioner's, Officer's and Employee's obligation to ensure that any outside employment does not violate the District's rules and policies or business or professional ethics and is not in conflict with the interests of the District. Such work shall not be done during any District Compensated Time or using District resources.

Secondary Employment Report Form. All Commissioners, Officers and Employees are required to complete and submit a Secondary Employment Report Form, attesting that the Commissioner, Officer or Employee does or does not have compensated secondary employment. Amended reports are required within 14 days of any change in secondary employment status. Compensated secondary employment includes traditional employment, independent contractor, and self-employment arrangements. The Human Resources Department shall be responsible for administering the Secondary Employment Report Form.

6. Supervision and Employment of Relatives

Commissioners, Officers and Employees shall not directly supervise or evaluate a Relative's job performance. This prohibition shall not apply to supervisory relationships in effect prior to the passage of this amended ethics ordinance.

The Executive Director shall not appoint his or her Relative to an exam-exempt or civil service exempt office or position.

7. Post-Employment Restrictions

No former Commissioner, Officer or Employee shall assist or represent any Person other than the District in any judicial or administrative proceeding involving the District if the official or Employee was counsel of record or participated personally and substantially in the proceeding during his or her term of office or employment.

No former Commissioner, Officer or Employee shall assist or represent any Person in any business transaction involving the District, if the official or Employee participated personally and substantially in that transaction during his or her term of office or employment.

No former Commissioner, Officer or Employee may, for a period of one year after the termination of his or her term of office or employment, knowingly accept employment or receive compensation or fees for services from an employer if the Commissioner, Officer or Employee, during the year immediately preceding termination of District employment and on behalf of the District, participated

personally and substantially in the decision to award District contracts with a cumulative value of over \$10,000.00 to a Person.

No former Commissioner, Officer or Employee may, for a period of one year after the termination of his or her term of office or employment, knowingly and for compensation Lobby any District Commissioner, Officer or Employee on behalf of any other entity.

No former Commissioner, Officer or Employee may, for a period of one year after the termination of his or her term of office or employment, contract with the District to provide more than \$5,000.00 in compensated professional services to the District or otherwise receive more than \$5,000.00 in compensation for his or her labor from the District.

This section applies only to Persons who terminate an affected position on or after the effective date of this Article.

8. Gift Ban

a) Gift Ban. Except as permitted by this Article, no Commissioner, Officer or Employee, and no spouse of, or immediate family member living with, any Commissioner, Officer or Employee (collectively referred to herein as “recipients”), shall intentionally solicit or accept any Gift from any Prohibited Source, as defined herein, or which is otherwise prohibited by law or ordinance. No Prohibited Source shall intentionally offer or make a Gift that violates this Article.

b) Exceptions. Subsection a) is not applicable to the following:

(1) Opportunities, benefits and services that are available on the same conditions as for the general public.

(2) Anything for which the Commissioner, Officer or Employee, or his or her spouse or immediate family member, pays the fair market value.

(3) Any (i) Contribution that is lawfully made under the Election Code or the Illinois Ethics Act or (ii) activities associated with a fundraising event in support of a Political Organization or Candidate.

(4) Educational materials and missions.

(5) A Gift from a Relative.

(6) Anything provided by an individual on the basis of a personal friendship, unless the recipient has reason to believe that, under the circumstances, the Gift was provided because of the official position or employment of the recipient or his or her spouse or immediate family member and not because of the personal friendship. In determining whether a Gift is provided on the basis of personal friendship, the recipient shall consider the circumstances under which the Gift was offered, such as:

(i) the history of the relationship between the individual giving the Gift and the recipient of the Gift, including any previous exchange of Gifts between those individuals;

(ii) whether, to the actual knowledge of the recipient, the individual who gave the Gift personally paid for the Gift or sought a tax deduction or business reimbursement for the Gift; and

(iii) whether, to the actual knowledge of the recipient, the individual who gave the Gift also at the same time gave the same or similar Gifts to other Commissioners, Officers or Employees, or their spouses or immediate family members.

(7) Food or refreshments not exceeding \$75 per Person in value on a single calendar day; provided that the food or refreshments are (i) consumed on the premises from which they were purchased or prepared, or (ii) catered. For the purposes of this Ordinance, “catered” means food or refreshments that are purchased ready to consume which are delivered by any means.

(8) Food, refreshments, lodging, transportation, and other benefits resulting from outside business or employment activities (or outside activities that are not connected to the duties of a Commissioner, Officer or Employee), if the benefits have not been offered or enhanced because of the official position or employment of the Commissioner, Officer or Employee, and are customarily provided to others in similar circumstances.

(9) Intra-governmental and inter-governmental Gifts. For the purpose of this Ordinance, “intra- governmental Gift” means any Gift given to a Commissioner, Officer or Employee from another Commissioner, Officer or Employee, and “inter-governmental Gift” means any Gift given to a Commissioner, Officer or Employee by an Officer or Employee of another governmental entity.

(10) Bequests, inheritances and other transfers at death.

(11) Any item or items from any one Prohibited Source during any calendar year having a cumulative total value of less than \$100.

Each of the exceptions listed in this Section is mutually exclusive and independent of every other.

c) Disposition of Gifts. A Commissioner, Officer or Employee, his or her spouse or an immediate family member living with the Commissioner, Officer or Employee, does not violate this Ordinance if the recipient promptly takes reasonable action to return the prohibited Gift to its source or gives the Gift or an amount equal to its value to an appropriate charity that is exempt from income taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as now or hereafter amended, renumbered or succeeded.

D. Training

1. Ethics Training

a) Each Lobbyist, Commissioner, Officer and Employee shall be required to complete in each consecutive twelve-month period an ethics education training course developed by the Human Resources Department. A Lobbyist registered under this Ordinance must complete the training no later than 30 days after registration or renewal under this Ordinance.

- b) The training course may be offered in-person, through an internet-based program, or other manner prescribed by the Human Resources Department. Compliance with the ethics training requirement shall be monitored by the Inspector General.
- c) The Human Resources Department shall submit to the Inspector General annual reports that: (1) summarize ethics training during the previous year, the number of training session(s) delivered, and the number of participants in those training session(s); and (2) lay out the plan for the ethics training programs in the coming year. The Inspector General shall compile these reports and submit them to the Board of Commissioners on an annual basis. The Inspector General shall report to the Board of Commissioners any noncompliance with the training obligations set out in this section.
- d) This training shall include, at a minimum, appropriate information about the requirements, responsibilities, and opportunities imposed by or arising under this Ordinance, the District's Inspector General Ordinance, the Illinois Lobbyist Registration Act, the Metropolitan Water Reclamation District Act, the State Officials and Employees Ethics Act, and applicable District administrative procedures and personnel rules.
- e) District Contractors shall receive a copy of this Ordinance and must comply with its provisions, including Article II.A.1. Duty to Report Corruption and 2. Whistleblower Protection; Article II.C.4. Prohibited Political Activities; and Article II.C.8. Gift Ban.

2. Sexual Harassment Training

- a) Each Commissioner, Officer and Employee of the District must complete, at least annually, beginning in 2020, a sexual harassment training program. This sexual harassment training program shall be formulated by the Human Resources Department or established by the Illinois Department of Human Rights and adopted for use by the District. The Human Resources Department shall deliver the training to Commissioners, Officers and Employees of the District. Compliance with the sexual harassment training program shall be monitored by the Inspector General.
- b) The Human Resources Department shall submit to the Inspector General annual reports that: (1) summarize sexual harassment training during the previous year, the number of training session(s) delivered, and the number of participants in those training session(s); and (2) lay out the plan for the sexual harassment training programs in the coming year. The Inspector General shall compile these reports and submit them to the Board of Commissioners on an annual basis. The Inspector General shall report to the Board of Commissioners any noncompliance with the training obligations set out in this section.
- c) This training shall include, at a minimum, the following:
 - (1) an explanation of sexual harassment consistent with this state and federal law;
 - (2) examples of conduct that constitutes unlawful sexual harassment;
 - (3) a summary of relevant federal and state statutory provisions concerning sexual harassment, including remedies available to victims of sexual harassment; and

- (4) a summary of responsibilities of employers in the prevention, investigation and corrective measures of sexual harassment.

d) District Contractors and their Employees shall receive annual training in accordance with the Illinois Human Rights Act.

ARTICLE III: FINANCIAL DISCLOSURE

Commissioners, Officers and Employees shall not engage in any business or financial transaction with any individual, organization or business that compromises their fiduciary duties to the District or gives the appearance of impropriety.

No Commissioners, Officers or Employees shall make, participate in making or in any way attempt to use their position to influence any District governmental decision or action in which they know or have reason to know that they have any economic interest distinguishable from that of the general public.

No Commissioners, Officers or Employees shall participate in a decision whether to contract with any Person with whom or in which the Officer or Employee knows that a Relative of that Commissioner, Officer or Employee has a financial interest. No Commissioner, Officer or Employee shall exercise contract management authority where any Relative of the Commissioner, Officer or Employee is employed by or has contracts with Persons doing District work over which the Commissioner, Officer or Employee has or exercises contract management authority.

Any Person doing business with the District shall disclose to the District's Director of Procurement, at the time of bid, or if no bid is required, before entering into an agreement, whether they are a Relative of any Commissioner, Officer or Employee and provide the names of such Commissioners, Officers and Employees.

ARTICLE IV: LOBBYIST REGISTRATION AND REPORTING

A. Persons Required to Register

Each Lobbyist shall register and file reports with the Clerk as provided in this Article.

B. Persons Not Required to Register

This Article is not intended and shall not be construed to apply to the following:

1. Persons who own, publish, or are employed by a newspaper or other regularly published periodical, or who own or are employed by a radio station, television station, or other bona fide news medium, that in the ordinary course of business, disseminates news, editorial or other comment, or paid advertisements that directly urge the passage or defeat of legislation. This exemption is not applicable to such Persons insofar as they receive additional Compensation or expenses from some source other than the bona fide news medium for the purpose of influencing Executive, Legislative or Administrative Action. This exemption does not apply to newspapers and periodicals owned by or published by trade associations and not-for-profit corporations engaged primarily in endeavors other than dissemination of news.

2. Commissioners, Officers and Employees, including those of any other unit of government, who appear in their official capacities before the District for the purpose of explaining the effect of any legislative or administrative matter pending before it.
3. A unit of local government or a school district.
4. An elected or appointed official or an employee of a unit of local government or school district who, in the scope of his or her public office or employment, seeks to influence Executive, Legislative or Administrative Action exclusively on behalf of that unit of local government or school district.
5. Employees of the District, legislators, legislative agencies and legislative commissions who, in the course of their official duties only, engage in activities that otherwise qualify as Lobbying.
6. Persons whose contact with the District is limited to public testimony, either in person or through other public communications media (social media, email, or in writing) that is entered into the public record before the Board of Commissioners, a committee, or other subdivision of the Board, for the purpose of influencing any Executive, Legislative or Administrative Action and who do not make Expenditures that are reportable pursuant to Section F, and appear without Compensation or promise thereof, or who seek without Compensation or promise thereof the approval or veto of any legislation by the President.
7. Persons who have a direct, noncommercial interest in legislative or administrative matters who contact Commissioners, Officers or Employees for the redress of grievances, or other proper purposes in their capacity as constituents, unless those persons make Expenditures that are reportable under Section F.
8. Persons who, in the scope of their employment as a vendor, offer or solicit a Commissioner, Officer or Employee for the purchase of any goods or services when (1) the solicitation is limited to either an oral inquiry or written advertisements and informative literature; or (2) the goods and services are subject to competitive bidding requirements of the District's Purchasing Act; or (3) the goods and services are for sale at a cost not to exceed \$5,000.00; and (4) the Persons do not make Expenditures that are reportable under Section F.
9. Persons in possession of technical skills and knowledge relevant to certain areas of Executive, Legislative or Administrative Actions, whose skills and knowledge would be helpful to Commissioners, Officers or Employees when considering those actions, whose activities are limited to making occasional appearances for or communicating on behalf of a registrant, and who do not make Expenditures that are reportable under Section F even though receiving expense reimbursement for those occasional appearances.
10. Persons performing professional services in drafting bills or in advising and rendering opinions to Clients as to the construction and effect of proposed or pending legislation when those professional services are not otherwise, directly or indirectly, connected with Executive, Legislative or Administrative Action.
11. Any full-time employee of a bona fide church or religious organization who represents that organization solely for the purpose of protecting the right of the members thereof to practice the religious doctrines of that church or religious organization, or any such bona fide church or religious organization.

12. Persons that receive no Compensation other than reimbursement for expenses of up to \$500 per year while engaged in Lobbying Commissioners, Officers or Employees, unless those Persons make Expenditures that are reportable under Section F.

13. Any attorney or group or firm of attorneys in the course of representing a Client in any administrative or judicial proceeding, or any witness providing testimony in any administrative or judicial proceeding, in which ex parte communications are not allowed and who does not make Expenditures that are reportable pursuant to Section F.

14. Any attorney or group or firm of attorneys in the course of representing a Client in an Administrative or Executive Action involving a contractual or purchasing arrangement and who does not make Expenditures that are reportable pursuant to Section F.

15. Nothing in this Article shall be construed to infringe in any way the right of a citizen to lawfully petition a member of the Board of Commissioners or any other public official as guaranteed in the Constitution of the State of Illinois.

C. Information Required of Registrants

Every Person required to register under this Article shall before any service is performed, which requires such Person to register, but in any event not later than two business days after being employed or retained, and annually thereafter on or before each January 31, file with the Clerk a certified written statement on a form prescribed by the Clerk containing the following information:

1. The registrant's name, photograph, permanent address, email address, business telephone number, and temporary address (if any) while Lobbying;
2. With respect to each Client and each business entity on behalf of which the registrant expects to act as a Lobbyist:
 - a) The name, business address, permanent address and nature of the business of the Client or business entity;
 - b) Whether the relationship is expected to involve Compensation or Expenditures or both;
 - c) A brief description of the Legislative or Administrative Action in reference to which such service is to be rendered;
 - d) The nature of the Client's business; and
 - e) A confirmation that the registrant has a sexual harassment policy and has completed training as required by the Lobbyist Registration Act and that the registrant recognizes the Inspector General has jurisdiction to review any allegations of sexual harassment alleged against the registrant or Lobbyists hired by the registrant.
3. The registration statement required under this section shall contain a written statement certifying that all information contained therein is true and correct, and an annual, nonrefundable registration fee of \$150.00 per Person identified as a Lobbyist in the registration statement; and

4. All Persons registered as a Lobbyist with the District shall be required to disclose to the Clerk if they are a Relative of any Commissioner, Officer or Employee and provide the names of such Commissioners, Officers and Employees. This disclosure shall be filed by January 31 of each calendar year and in amended statements as required by this Article.

D. Amendment of Registration Statements

In the event any substantial change or addition occurs with respect to the information required by this Article to be contained in the registration statement, the registrant shall file an amendment to the statement with the Clerk within 14 days.

E. Failure to Register

Whenever it is determined that any Person has failed to register as required in this Article, the Clerk shall notify such Person of the failure to register.

F. Reports of Lobbying Activities

Beginning February 1, 2020, each registrant shall file with the Clerk a written report of Lobbying activities and Expenditures. Reports shall be filed semi-monthly as follows: for the period beginning the first day of the month through the 15th day of the month, the report shall be filed no later than the 20th day of the month, and for the period beginning on the 16th day of the month through the last day of the month, the report shall be filed no later than the 5th day of the following month.

The report shall be on a form prescribed by the Clerk, which may include electronic submission, and shall contain:

1. The registrant's name, permanent address, and temporary address (if any) while Lobbying;
2. With respect to each Client:
 - a) The name, business and permanent address and nature of business of the Client and of any other business entities on whose behalf Lobbying was performed;
 - b) A statement of the amount of Compensation received from each Client;
3. An itemized list of every Gift given to any Commissioner, Officer or Employee of the District, including Expenditures for travel and lodging on behalf of others; meals, beverages and other entertainment; honoraria; and any other thing or service of value;
4. An itemized list of every political Contribution made to any of the following Persons: (1) any Candidate for District office; (2) any Commissioner; and (3) any Commissioner, Officer or Employee seeking election to an office other than a District office; and
5. An itemized list of each individual Expenditure or transaction, including the name of the official or the official's immediate family member on whose behalf the Expenditure was made, the name of the Client if the Expenditure was made on behalf of a Client, the total amount of the Expenditure, a

description of the Expenditure, the vendor or purveyor to whom the Expenditure was made, the date on which the Expenditure occurred and the subject matter of the Lobbying activity, if any.

G. Inactive Lobbyists

Registrants who received no Compensation during a one-year reporting period shall nevertheless file reports as required herein. Such reports shall state that no Compensation was received during the reporting period.

H. Failure to File Reports

If a registrant fails to file a report as required herein, the Clerk shall, within 5 business days after the filing deadline, notify the registrant of the failure to file by the required date. The registrant shall thereafter file a report within 5 business days of the issuance of the notice.

The registration of any Person who fails to file a timely report for three or more reporting periods may be suspended by the Ethics Commission for a one-year period.

I. Termination of Lobbying

A registrant who terminates the activities that require registration and filing under this Article shall file with the Clerk a Termination Notice which shall include a report of Compensation and Expenditures, covering the period of time since the filing of the last report to the date of termination of activities as a Lobbyist. Such notice and report shall be final and relieve such registrant of further reporting under this Article, unless and until the registrant later undertakes activities requiring registration again under this Article.

J. Access to Information

The Clerk shall maintain and make publicly available all filed registration statements, amendments to statements, reports of Compensation, and notices of termination, by means of a searchable database that is accessible through the District's website. By February 15th of each year, the Clerk shall compile a list of registered Lobbyists, which list shall be posted on the District's website and updated as additional registration statements are received.

K. Duty to Report Persons Who Have Failed to Register

Commissioners, Officers and Employees designated with policy making authority by the Department Head shall be required to report to the Ethics Commission any Person who they believe has undertaken to influence any Executive, Legislative or Administrative Action when such Commissioner, Officer and Employees designated with policy making authority by the Department Head have knowledge that the

Person who they believe has undertaken to influence Executive, Legislative or Administrative Action is not registered as a Lobbyist as required by this Article.

The Ethics Commission, Inspector General, and/or the Director of Human Resources may recommend an employment sanction for any violation of this Article.

ARTICLE V: ETHICS ADVISOR AND ETHICS COMMISSION

A. Ethics Advisor

The Executive Director, with the advice and consent of the Board of Commissioners, shall designate an Ethics Advisor for the District. The duties of the Ethics Advisor may be delegated to an Officer or Employee of the District, unless the position has been created as an office by the District.

The Ethics Advisor shall provide guidance to the Commissioners, Officers and Employees of the District concerning the interpretation of and compliance with the provisions of this Ordinance and State ethics laws. The Ethics Advisor shall perform such other duties as may be delegated by the Board of Commissioners.

The Executive Director shall designate an Officer or Employee in each department to serve as an ethics liaison. The Human Resources Department shall provide training and guidelines for Officers and Employees designated as an ethics liaison.

B. Ethics Commission

1. Creation, Appointment, and Removal

The Ethics Commission of the Metropolitan Water Reclamation District of Greater Chicago shall aid in the enforcement of Article II, Section C.4. "Prohibited Political Activities," Article II, Section C.8. "Gift Ban" and Article IV, "Lobbyist Registration" of this Ordinance.

The Ethics Commission shall be comprised of three members appointed by the Executive Director, with the advice and consent of the Board of Commissioners. No Person shall be appointed as a member of the Ethics Commission who is related, either by blood or by marriage up to the degree of first cousin, to any member of the Board of Commissioners. No appointment shall be based on political affiliation or non-affiliation.

All Ethics Commissioners shall be appointed to 2-year terms and may be reappointed to serve subsequent terms.

The Ethics Commissioners shall choose a chairperson from their number. Meetings shall be held at the call of the chairperson or any 2 Ethics Commissioners. A quorum shall consist of 2 Ethics Commissioners, and official action by the Ethics Commission shall require the affirmative vote of 2 members.

The Executive Director, with the advice and consent of the Board of Commissioners, may remove an Ethics Commissioner in case of incompetency, neglect of duty or malfeasance in office after service on the Ethics Commission, of a copy of the written charges against the Ethics Commissioner and after providing an opportunity to be heard in person, or by counsel, upon not less than 10 days' notice. Vacancies shall be filled in the same manner as original appointments.

2. Powers and Duties

To promulgate procedures and rules governing the performance of its duties and the exercise of its powers.

To receive information from the public pertaining to its investigations and to require additional information and documents from Persons who may have violated the provisions of Article II, Section C.4. “Prohibited Political Activities,” Article II, Section C.8. “Gift Ban” or Article IV “Lobbyist Registration” of this Ordinance.

To compel the attendance of witnesses and to compel the production of books and papers pertinent to an investigation. It is the obligation of all Officers and Employees of the District to cooperate with the Ethics Commission during the course of its investigations. Failure or refusal to cooperate with requests by the Ethics Commission shall constitute grounds for discipline or discharge.

The powers and duties of the Ethics Commission are limited to matters clearly within the purview of this Article.

3. Complaints and Hearings

Ethics complaints alleging violations related to Prohibited Political Activities and Gift Ban shall be filed with the Ethics Commission. Such complaints must be filed within one year after the alleged violation. Violations related to Prohibited Political Activity shall also be reported to the Inspector General. Violations of the Gift Ban and Lobbyist registration may also be reported to the Inspector General. All other violations of this Ordinance must be reported to the Inspector General.

Upon receipt of a written complaint, the Ethics Commission shall have the power to investigate, conduct hearings and deliberations, issue recommendations for disciplinary actions, impose fines, and refer violations of Article II, Section C.4. “Prohibited Political Activities” or Article II, Section C.8. “Gift Ban” of this Ordinance to the appropriate attorney for prosecution. The Ethics Commission shall, however, act only upon the receipt of a written complaint alleging a violation of Article II, Section C.4. “Prohibited Political Activities” or Article II, Section C.8. “Gift Ban” of this Ordinance and not upon its own prerogative.

Within 3 business days after the receipt of a complaint, the Ethics Commission shall send by certified mail, return receipt requested, a notice to the respondent that a complaint has been filed against him or her, and a copy of the complaint. The Ethics Commission shall send by certified mail, return receipt requested, a confirmation of the receipt of the complaint to the complainant within 3 business days after receipt by the Ethics Commission. The notices to the respondent and the complainant shall also advise them of the date, time and place of the meeting to determine the sufficiency of the complaint and to establish whether probable cause exists to proceed.

Upon not less than 48 hours’ public notice, the Ethics Commission shall meet to review the sufficiency of the complaint and, if the complaint is deemed sufficient to allege a violation of Article II, Section C.4. “Prohibited Political Activities” or Article II, Section C.8. “Gift Ban” of this Ordinance, to determine whether there is probable cause, based on the evidence presented by the complainant, to proceed. The meeting may be closed to the public to the extent authorized by the Open Meetings Act. The Ethics Commission shall issue notice to the complainant and the respondent of the Commission’s ruling on the sufficiency of the complaint and, if necessary, on probable cause to proceed within 7 business days after receiving the complaint.

If the complaint is deemed sufficient to allege a violation of Article II, Section C.4. “Prohibited Political Activities” of this Ordinance, then the Ethics Commission shall notify, in writing, the

attorney designated by the Board of Commissioners to prosecute such actions and shall transmit to the attorney the complaint and all additional documents in the custody of the Ethics Commission concerning the alleged violation.

If the complaint is deemed sufficient to allege a violation of Article II, Section C.8. “Gift Ban” of this Ordinance, and there is a determination of probable cause, then the Ethics Commission’s notice to the parties shall include a hearing date scheduled within 4 weeks after the complaint’s receipt. Alternatively, the Ethics Commission may elect to notify, in writing, an attorney designated by the Board of Commissioners to prosecute such actions and request that the complaint be adjudicated judicially. If the complaint is deemed not sufficient to allege a violation, or if there is no determination of probable cause, then the Ethics Commission shall send, by certified mail, return receipt requested, a notice to the parties of the decision to dismiss the complaint, and that notice shall be made public.

If the Ethics Commission elects to schedule a hearing date regarding an alleged violation of Article II, Section C.8. “Gift Ban” of this Ordinance, on the scheduled date and upon at least 48 hours’ public notice of the meeting, the Ethics Commission shall conduct a hearing on the complaint and shall allow both parties the opportunity to present testimony and evidence. The hearing may be closed to the public only if authorized by the Open Meetings Act.

Within 30 days after the date of the hearing, or any recessed hearing, is concluded, the Ethics Commission shall either (i) dismiss the complaint or (ii) issue a recommendation for discipline to the alleged violator and to the Executive Director, or impose a fine upon the violator, or both. The particular findings in the case, any recommendation for discipline, and any fine imposed shall be a matter of public information.

If a complaint is filed during the 60 days preceding the date of any election at which the respondent is a Candidate, the Ethics Commission shall render its decision as required under the preceding paragraph within 7 days after the complaint is filed, and during the 7 days preceding that election, the Ethics Commission shall render such decision before the date of that election, if possible.

If the hearing was closed to the public, the respondent may file a written demand for a public hearing on the complaint within 7 business days after the issuance of the recommendation for discipline or imposition of a fine, or both. The filing of the demand shall stay the enforcement of the recommendation or fine. Within 14 days after receiving the demand, the Ethics Commission shall conduct a public hearing on the complaint upon at least 48 hours’ public notice of the hearing and allow both parties the opportunity to present testimony and evidence. Within 7 days thereafter, the Ethics Commission shall publicly issue a final recommendation to the alleged violator and to the Executive Director, or impose a fine upon the violator, or both.

4. Penalties for “Gift Ban” and “Prohibited Political Activities” Violations

A Person who intentionally violates any provision of Article II, Section C.8. “Gift Ban” of this Ordinance is subject to a fine in an amount of not less than \$1,001 and not more than \$5,000.

A Person who intentionally violates any provision of Article II, Section C.4. “Prohibited Political Activities” of this Ordinance may be punished by a term of incarceration in a penal institution other than a penitentiary for a period of not more than 364 days and may be fined in an amount not to exceed \$2,500.

Any Person who intentionally makes a false report alleging a violation of Article II, Section C.8. “Gift Ban” or Article 2, Section C.4. “Prohibited Political Activities” of this Ordinance to the local enforcement authorities, the State’s Attorney or any other law enforcement official, may be punished by a term of incarceration in a penal institution other than a penitentiary for a period of not more than 364 days, and may be fined in amount not to exceed \$2,500.

A violation of Article II, Section C.4. “Prohibited Political Activities” of this Ordinance shall be prosecuted as a criminal offense by an attorney for the District by filing in the Circuit Court an information, or sworn complaint, charging such offense. The prosecution shall be under and conform to the rules of criminal procedure. Conviction shall require the establishment of the guilt of the defendant beyond a reasonable doubt.

A violation of Article II, Section C.8. “Gift Ban” of this Ordinance may be prosecuted as a quasi-criminal offense by an attorney for the District.

In addition to any other penalty that may be applicable, whether criminal or civil, an Officer or Employee who intentionally violates any provision of Article 2, Section C.4. “Prohibited Political Activities” or Article 2, Section C.8. “Gift Ban” of this Ordinance is subject to discipline or discharge.

The Ethics Commission may fine any Person who intentionally violates any provision of Article II, Section C.8. “Gift Ban” of this Ordinance in an amount of not less than \$1,001 and not more than \$5,000.

The Ethics Commission may fine any Person who knowingly files a frivolous complaint alleging a violation of Article II, Section C.4. “Prohibited Political Activities” or Article II, Section C.8. “Gift Ban” of this Ordinance in an amount of not less than \$1,001 and not more than \$5,000. The Ethics Commission may recommend any appropriate discipline up to an including discharge.

5. Powers and Duties Related to Lobbyist Registration Enforcement

a) The Ethics Commission shall initiate investigations of violations of Article IV “Lobbyist Registration”, upon receipt of credible evidence of a violation. If upon conclusion of an investigation, the Ethics Commission reasonably believes a violation of this Article IV has occurred, the Ethics Commission shall provide the alleged violator with written notification of the alleged violation. Within 30 calendar days after receipt of the notification, the alleged violator shall submit a written response to the Ethics Commission. The response shall indicate whether the alleged violator (i) disputes the alleged violation, including any facts that reasonably prove the alleged violation did not violate the Act or (ii) agrees to take action to correct the alleged violation within 30 calendar days, including a description of the action the alleged violator has taken or will take to correct the alleged violation. If the alleged violator disputes the alleged violation or fails to respond to the notification of the alleged violation, the Ethics Commission shall transmit the evidence to the appropriate State's Attorney or Attorney General. If the alleged violator agrees to take action to correct the alleged violation, the Ethics Commission shall make available to the public the notification from the Ethics Commission and the response from the alleged violator and shall not transmit the evidence to the appropriate State's Attorney or Attorney General. Nothing in this Ordinance requires the Ethics Commission to notify an alleged violator of an ongoing investigation or to notify the alleged violator of a referral of any evidence to a law enforcement agency, a State's Attorney, or the Attorney General pursuant to subsection c).

Failure to cooperate in an investigation initiated by the Ethics Commission is a separate and punishable offense for which the Ethics Commission has the discretion to strike or suspend the Lobbyist's registration, after providing the alleged violator a reasonable opportunity to be heard. Nothing in this Section limits or alters a Person's existing rights or protections under State or federal law.

b) Any violation of the Lobbyist provisions in this Ordinance may be prosecuted in the county where the offense is committed or in Sangamon County. In addition to the State's Attorney of the appropriate county, the Attorney General of Illinois also is authorized to prosecute any violation of Article IV.

c) Notwithstanding any other Lobbyist provisions in this Ordinance, the Ethics Commission may at any time refer evidence of a violation of State or federal law, in addition to a violation of this Article, to the appropriate law enforcement agency, State's Attorney, or Attorney General.

6. Penalties for Violations Related to Lobbyist Registration

a) Any Person who violates any of the provisions of Article IV or the Lobbyist related provisions of this Article, shall be guilty of a business offense and shall be fined not more than \$10,000 for each violation. Every day that a report or registration is late shall constitute a separate violation. In determining the appropriate fine for each violation, the trier of fact in the county where the violation is prosecuted shall consider the scope of the entire Lobbying project, the nature of activities conducted during the time the Person was in violation of this Article, and whether or not the violation was intentional or unreasonable.

b) In addition to the penalties provided for in subsection a), any Person convicted of any violation of any provision of Article IV or the Lobbyist related provisions of this Article is prohibited for a period of three years from the date of such conviction from Lobbying.

c) There is created a special fund to be known as the District's Lobbyist Registration Administration Fund. All fees and fines collected in the enforcement of the provisions of Article IV or the Lobbyist related provisions of this Article shall be deposited into the Fund. These funds shall, subject to appropriation, be used by the Clerk for implementation and administration of Article IV.

ARTICLE VI: REPORTING VIOLATIONS

Violations related to Prohibited Political Activity, Gift Ban, and Lobbyist registration shall be reported to the Ethics Commission. Violations related to Prohibited Political Activity shall also be reported to the Inspector General. Violations of the Gift Ban and Lobbyist registration may also be reported to the Inspector General. All other violations of this Ordinance must be reported to the Inspector General. The Inspector General shall take appropriate action concerning all reported violations of this Ordinance which may include referring the reported violation to a proper authority for investigation and/or disposition.

Violations of this Ordinance may subject an Officer or Employee to disciplinary action, up to and including removal or discharge.

ARTICLE VII: EFFECT OF COURT DECISIONS, RELATIONSHIP TO OTHER LAWS AND OTHER REMEDIES

If the provisions of any Article of this Ordinance shall be declared unconstitutional or invalid by the final decision of any court of competent jurisdiction, the provision of the remaining paragraphs shall nevertheless continue in full force and effect.

Nothing in this Ordinance is intended to repeal or is to be construed as repealing in any way the provisions of any other law or ordinance.

Nothing in this Ordinance shall preclude the District from maintaining an action for an accounting for any pecuniary benefit received by any Person in violation of this Ordinance or other law, or to recover damages for violation of this Ordinance.

ARTICLE VIII: EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage.

DATED: January 21, 2021

APPROVED:

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

Approved as to Form and Legality:

Susan T. Morakalis, General Counsel

MWRDGC Ethics Ordinance for Commissioners, Officers, and Employees

METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO GOVERNMENTAL ETHICS ORDINANCE

ORDINANCE NO. ~~O20-001~~ O21-002

Effective April 22, 2004, Amended January 23, 2020

As Amended January 21, 2021

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Short Title: Metropolitan Water Reclamation District of Greater Chicago Ethics Ordinance

ARTICLE I: GENERAL

A. Statement of Purpose

The Metropolitan Water Reclamation District of Greater Chicago (“District”) is committed to the highest standards of legal and ethical conduct in its operations. On April 24, 2004, the Board of Commissioners adopted the District’s “Ethics Ordinance.” Accordingly, the District enacted ethics provisions that coincide with the requirements of the State Officials and Employees Ethics Act (Public Act 93-615, effective November 19, 2003, as amended by Public Act 93-617, effective December 9, 2003). The Board of Commissioners, in keeping with its strong commitment to ethical practices within the District, now intends to amend the existing Ethics Ordinance of April 22, 2004. In doing so, the Board of Commissioners endeavors to continue to regulate political activities and acceptance of Gifts by the Commissioners, Officers and Employees of the District “in a manner no less restrictive” than the provisions of the Illinois Ethics Act of 2003. In addition, the Board of Commissioners seeks to expand upon the provisions of the 2004 Ethics Ordinance by adopting new provisions and expanding upon others that collectively represent best practices, thereby ensuring ethical practices in all aspects of District operations. Accordingly, these amended provisions address Lobbyist registration requirements and heightened conflict of interest provisions for the Commissioners, Officers, Employees and other specified individuals and entities.

No one set of ethics provisions can reasonably cover all potential ethical matters that could arise in District operations considering its size and complexity. Accordingly, it is the express intent of the Board of Commissioners that these provisions should be interpreted and applied in a manner that achieves the highest degree of ethical conduct by all those covered under its provisions.

B. Code of Conduct

All Commissioners, Officers and Employees shall:

1. Remember that they are public servants who must place loyalty to the federal and Illinois constitutions, laws and ethical principles above their private gain or interest.
2. Give a full day’s work for a full day’s pay.
3. Put forth honest effort in the performance of their duties.
4. Treat members of the public with respect and be responsive and forthcoming in meeting their requests for information.
5. Act impartially in the performance of their duties, so that no private organization or individual is given preferential treatment.
6. Refrain from making any unauthorized promises purporting to bind the District.
7. Never use any nonpublic information obtained through the performance of District work for private gain.

8. Engage in no business or financial transaction with any individual, organization or business that is inconsistent with the performance of their District duties.
9. Protect and conserve District property and resources and use District property and resources only for authorized purposes or activities.
10. Disclose waste, fraud, abuse, corruption or ethical misconduct, including unlawful political discrimination or activity, to the appropriate authorities.
11. Adhere to all applicable laws and regulations that provide equal opportunity for all Persons regardless of race, sex, gender, color, racial group or perceived racial group, disability, age, religion, national origin or ethnicity, sexual orientation, current military status, veteran or military discharge status, genetic information, pregnancy-related condition, association with anyone with these characteristics or any other legally protected characteristic.
12. Not engage in, encourage or permit – by action or inaction – behavior constituting harassment, discrimination, violence, bullying, threats, intimidation or retaliation.

This section is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the District, its Commissioners, Officers, Employees, agents or any other Person.

C. Definitions

For purposes of this Ordinance, the following terms shall be given these definitions:

1. “Administrative Action” means the execution or rejection of any rule, regulation, legislative rule, standard, fee, rate, contractual arrangement, purchasing agreement or other delegated legislative or quasi-legislative action to be taken or withheld by the District, including any decision on, or any proposal, consideration, enactment or making of any rule, regulation, or any other official nonministerial action or non-action by the District.
2. “Board of Commissioners” means the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago, which is its corporate authority.
3. “Campaign for Elective Office” means any activity in furtherance of an effort to influence the selection, nomination, election or appointment of any individual to any federal, state or local public office or office in a Political Organization, or the selection, nomination, or election of Presidential or Vice-Presidential electors, but does not include activities (i) relating to the support or opposition of any Executive, Legislative or Administrative Action, (ii) relating to Collective Bargaining or (iii) that are otherwise in furtherance of the Person’s official duties.
4. “Candidate” means a Person who has filed nominating papers or petitions for nomination or election to an elected office, or who has been appointed to fill a vacancy in nomination, and who remains eligible for placement on the ballot at either a general primary election or general election.
5. “Clerk” means the Director of Finance and Clerk of the District.

6. "Client" means any person that provides compensation to a Lobbyist to Lobby the District as provided in subsection 25 of this Section.
7. "Collective Bargaining" has the same meaning as that term is defined in Section 3 of the Illinois Public Labor Relations Act (5 ILCS 315/3).
8. "Commissioner" means an elected or appointed member of the Board of Commissioners.
9. "Compensated Time" means with respect to an Employee, any time worked by or credited to the Employee that counts toward any minimum work time requirement imposed as a condition of his or her employment, but for purposes of this Ordinance, does not include any designated holidays, vacation periods, personal time, Compensatory Time Off or any period when the Employee is on a Leave of Absence. With respect to Commissioners, Officers or Employees whose hours are not fixed, "Compensated Time" includes any period of time when the Commissioner, Officer or Employee is on premises under the control of the District and any other time when the Commissioner, Officer or Employee is executing his or her official duties, regardless of location.
10. "Compensatory Time Off" means authorized time off earned by or awarded to an Employee to compensate in whole or in part for time worked in excess of the minimum work time required of that Employee as a condition of his or her employment.
11. "Compensation" as used in Article IV, means any money, thing of value or financial benefits received or to be received in return for services rendered or to be rendered, for Lobbying as defined in subsection 25 of this Section.
12. "Contribution" has the same meaning as that term is defined in Section 9-1.4 of the Election Code (10 ILCS 5/9-1.4).
13. "District" means the Metropolitan Water Reclamation District of Greater Chicago, an Illinois special district and unit of local government.
14. "District Contractor" means any Person (including their agents or Employees acting within the scope of their employment) who is paid by the District for goods or services.
15. "Employee" means a Person employed by the District, whether on a full-time or part-time basis or pursuant to a contract, whose duties are subject to the direction and control of the District with regard to the material details of how the work is to be performed, but does not include an independent contractor or the Commissioners.
16. "Ethics Commission" means the District's Ethics Commission.
17. "Executive Action" means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection or postponement by the District of a rule, regulation, order, decision, determination, contractual arrangement, purchasing agreement or other quasi-legislative or quasi-judicial action or proceeding.
18. "Executive Director" means the Executive Director and Chief Administrative Officer of the District.

19. “Expenditure” means a payment, distribution, loan, advance, deposit, gift of money or anything of value, and includes a contract, promise or agreement, whether or not legally enforceable, to make an expenditure, for the ultimate purpose of influencing Executive, Legislative or Administrative Action, other than Compensation as defined in subsection 11 of this Section.

20. “Gift” means anything of value given without fair market value consideration and/or any gratuity, discount, entertainment, hospitality, loan, forbearance or other tangible or intangible item having monetary value including, but not limited to, cash, food and drink, and honoraria for speaking engagements related to or attributable to government employment or the official position of a Commissioner, Officer or Employee.

21. “Influencing” means any communication, action, reportable expenditure as prescribed in Article IV, Section F, or other means used to promote, support, affect, modify, oppose or delay any Executive, Legislative or Administrative Action or to promote goodwill with Commissioners, Officers or Employees.

22. “Inspector General” means the Office of the Independent Inspector General, Cook County, Illinois or successor individual or entity pursuant to statute, ordinance and/or resolution.

23. “Leave of Absence” means any period during which an Officer or Employee does not receive (i) compensation for employment, (ii) service credit towards pension benefits and (iii) health insurance benefits paid for by the employer.

24. “Legislative Action” means the development, drafting, introduction, consideration, modification, adoption, rejection, review, enactment, or passage or defeat of any ordinance, amendment, resolution, motion, report, nomination, administrative rule or other agenda item by the Board of Commissioners or a committee thereof, or by a Commissioner. Legislative Action also means the action of the President in approving or vetoing any agenda item or portion thereof, and the action of the President or any Commissioner, Officer or Employee in the development of a proposal for presentation before the Board of Commissioners.

25. “Lobby” or “Lobbying” means any communication with Commissioners, Officers or Employees for the ultimate purpose of influencing any Executive, Legislative or Administrative Action, as well as the conduct described in subsection 26 of this Section.

26. “Lobbyist” means any Person who undertakes to influence any Executive, Legislative or Administrative Action, including but not limited to: the introduction, passage or other action to be taken on an ordinance, resolution, motion, order, appointment or other matter before the Board of Commissioners; the preparation of contract specifications; the solicitation, award or administration of a contract or permit; the award or administration of a grant, loan, or other agreement involving the disbursement of public monies; or any other determination made by a Commissioner, Officer or Employee with respect to the procurement of goods, services or construction; provided, however, that a Person shall not be deemed to have undertaken to influence any Executive, Legislative or Administrative Action solely by submitting an application for a District permit or license or by responding to a District request for proposals or qualifications.

The term “Lobbyist” shall include, but is not limited to, any attorney, accountant, or consultant engaged in the above-described activities; provided, however, that an attorney shall not be considered a Lobbyist while representing Clients in a formal adversarial hearing.

27. “Officer” means a Person who holds, by appointment by the Board of Commissioners or the Executive Director, an office created by statute or ordinance.

28. “Person” means any individual, entity, corporation, partnership, firm, association, union, trust, estate, as well as any parent or subsidiary of any of the foregoing, whether or not operated for profit.

29. “Political Activity” means any activity in support of or in connection with any Campaign for Elective Office or any Political Organization, but does not include activities (i) if in furtherance of the Person’s official duties, relating to the support or opposition of any Executive, Legislative or Administrative Action, (ii) relating to Collective Bargaining, or (iii) that are otherwise in furtherance of the Person’s official duties.

30. “Political Organization” means a party, committee, association, fund or other organization (whether or not incorporated) that is required to file a statement of organization with the State Board of Elections or a county clerk, under Section 9-3 of the Election Code (10 ILCS 5/9-3), but only with regard to those activities that require filing with the State Board of Elections or a county clerk.

31. “Political Committee” means a Political Committee as defined in Article 9 of the Illinois Election Code, codified at 10 ILCS 5/9-1 et seq.

32. “President” means the President of the Board of Commissioners of the District.

33. “Prohibited Political Activity” means:

- a) Preparing for, organizing or participating in any political meeting, political rally, political demonstration or other political event.
- b) Soliciting Contributions, including but not limited to the purchase of, selling, distributing or receiving payment for tickets for any political fundraiser, political meeting or other political event.
- c) Soliciting, planning the solicitation of, or preparing any document or report regarding anything of value intended as a campaign Contribution.
- d) Planning, conducting or participating in a public opinion poll in connection with a Campaign for Elective Office or on behalf of a Political Organization for political purposes or for or against any referendum question.
- e) Surveying or gathering information from potential or actual voters in an election to determine probable vote outcome in connection with a Campaign for Elective Office, or on behalf of a Political Organization for political purposes or for or against any referendum question.
- f) Assisting at the polls on election day on behalf of any Political Organization or Candidate for elective office, or for or against any referendum question.
- g) Soliciting votes on behalf of a Candidate for elective office or a Political Organization, or for or against any referendum question, or helping in an effort to get voters to the polls.

- h) Initiating for circulation, preparing, circulating, reviewing, or filing any petition on behalf of a Candidate for elective office, or for or against any referendum question.
- i) Making Contributions on behalf of any Candidate for elective office in that capacity or in connection with a Campaign for Elective Office.
- j) Preparing or reviewing responses to Candidate questionnaires in connection with a Campaign for Elective Office, or on behalf of a Political Organization for political purposes.
- k) Distributing, preparing for distribution, or mailing campaign literature, campaign signs or other campaign material on behalf of any Candidate for elective office or for or against any referendum question.
- l) Campaigning for any elective office or for or against any referendum question.
- m) Managing or working on a Campaign for Elective Office or for or against any referendum question.
- n) Serving as a delegate, alternate, or proxy to a political party convention.
- o) Participating in any recount or challenge to the outcome of any election.
- p) Any conduct in violation of 70 ILCS 2605/4.22-28.

34. “Prohibited Source” means any Person or entity who:

- a) Is seeking official action (i) by a Commissioner or an Officer or (ii) by an Employee, or by the Commissioner, Officer or another Employee directing the Employee;
- b) Does business or seeks to do business (i) with the Commissioner or Officer or (ii) with an Employee, or with the Commissioner, Officer or another Employee directing that Employee;
- c) Conducts activities regulated (i) by the Commissioner or Officer, or (ii) by an Employee, or by the Commissioner, Officer, or another Employee directing that Employee;
- d) Has interests that may be substantially affected by the performance or non-performance of the official duties of the Commissioner, Officer or Employee;
- e) Is registered or required to be registered with the Secretary of State under the Lobbyist Registration Act, except that an entity not otherwise a Prohibited Source does not become a Prohibited Source merely because a registered Lobbyist is one of its members or serves on its Board of Directors; or
- f) Is an agent of, a spouse of, or an immediate family member of a “Prohibited Source.”

35. “Relative” means with respect to Commissioners, Officers and Employees, an individual who is related to the Commissioner, Officer or Employee through blood, marriage, or legal action, such as father, mother, son, daughter, grandfather, grandmother, grandson, granddaughter, brother, sister,

uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, grandson-in-law, granddaughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, step-grandson, step-granddaughter, half-brother, half-sister, foster parent, foster child, legal ward, documented domestic partner, or civil union partner.

ARTICLE II: SUBSTANTIVE CODE OF CONDUCT PROVISIONS

A. Duty to Report and Whistleblower Protection

1. Duty to Report Corrupt or Prohibited Political Activity

a) Every Commissioner, Officer and Employee shall report, directly and without undue delay, to the Inspector General, any and all information concerning conduct which such Commissioner, Officer or Employee knows or should reasonably know to involve corrupt or other Prohibited Political Activity (i) by another Commissioner, Officer or Employee which concerns such Commissioner's, Officer's or Employee's employment or office; or (ii) by any Person dealing with the District which concerns the Person's dealings with the District. Any Officer or Employee who knowingly fails to report a corrupt or Prohibited Political Activity as required in this section shall be subject to employment sanctions, including discharge, in accordance with procedures under which the Officer or Employee may otherwise be disciplined.

b) Every District Contractor shall report, directly and without undue delay, to the Inspector General any and all information concerning conduct by any Person which such contractor knows to involve corrupt activity. A District Contractor's knowing failure to report corrupt activity as required in this subsection b) shall constitute an event of default under the contract.

c) For purposes of subsections a) and b), "corrupt activity" shall mean conduct involving:

- (1) bribery or attempted bribery, or its equivalent under any local, state or federal law, of any Commissioner, Officer or Employee; or
- (2) theft, fraud, forgery, perjury, dishonesty or deceit, or attempted theft, fraud, forgery, perjury, dishonesty or deceit, or its equivalent under any local, state or federal law, against the District; or
- (3) conspiring to engage in any of the acts set forth in items (1) or (2) of this subsection c).

"Knowing" and "knowingly" mean that a Person, with respect to information:

- (1) has actual knowledge of the information;
- (2) acts in deliberate ignorance of the truth or falsity of the information; or
- (3) acts in reckless disregard of the truth or falsity of the information, regardless of whether there is specific proof of intent to defraud.

- d) For purposes of this section, a report made to the Inspector General's toll-free hotline may be considered a report under this section.

2. Whistleblower Protection

- a) For the purposes of this section:

(1) "Public body" means: (i) any office or department of the District; (ii) the state or federal government; (iii) any local law enforcement agency or prosecutorial office; (iv) any federal or state judiciary, grand or petit jury, or law enforcement agency; and (v) any official, employee, department, agency, or other division of any of the foregoing.

(2) "Retaliatory action" means: (i) the reprimand, discharge, suspension, demotion, or denial of promotion or transfer of any Employee that is taken in retaliation for an Employee's involvement in protected activity as set forth in subsection b) of this section; or (ii) the denial or revocation of any District permit, license, certification, loan, grant, tax credit or other financial subsidy, the denial of any District service, or the denial of employment with the District for which a Person is qualified, that is made in retaliation for that Person having engaged in a protected activity as set forth in subsection b) of this section.

- b) No Person shall take any retaliatory action against an Employee or any other Person because the Employee or the Person does any of the following:

(1) Discloses or threatens to disclose to a supervisor or to a public body an activity, policy or practice of any Commissioner, Officer, Employee or District Contractor that the Employee or other Person reasonably believes evidences: (i) an unlawful use of District funds or District funding for actions performed by or on behalf of the District, unlawful use of official authority, or other unlawful official conduct that poses a substantial and specific danger to public health or safety by any official, Employee or District Contractor; or (ii) any other violation of a law, rule or regulation by any official, Employee or District Contractor that relates to their work performed for, or on behalf of, the District; or

(2) Provides information to or testifies before any public body conducting an investigation, hearing, or inquiry into any official activity, policy, or practice described in subsection b)(1).

- c) If any retaliatory action, as defined in subsection a)(2)(i), is taken against an Employee in violation of this section, the Employee shall be entitled to the following relief, if applicable:

(1) Reinstatement of the Employee to either the same position held before the retaliatory action or to an equivalent position;

(2) Two times the amount of back pay; and

(3) Reinstatement of full fringe benefits and seniority rights.

- d) If any retaliatory action, as defined in subsection a)(2)(ii), is taken against any Person in violation of this section, the Person shall be entitled to the following relief, if applicable:

(1) Reconsideration of a District permit, license, certification, loan, grant, tax credit, other financial subsidy, or District service denied or revoked as a result of the violation, to the extent such reconsideration is practically possible and funds are available.

(2) Reconsideration of a job application rejected as a result of the violation, to the extent such reconsideration is practically possible and such job position is not yet filled.

(3) Actual damages proved to be directly and specifically caused by, and that would not have occurred but for the retaliatory action, but in no case shall such actual damages include claimed lost profits.

e) It shall be a prerequisite to the bringing of an action against the District for relief under paragraph d) of this section that the Person seeking relief first provide written notice to the head of the District department or agency involved in an alleged retaliatory action and to the corporation counsel within 30 days of the Person's awareness of facts giving rise to the claim of retaliatory action. The purpose of this notice requirement is to allow such department or agency a timely opportunity to recognize, correct and/or minimize any harm resulting from any retaliatory action. The notice shall specify in detail the facts and circumstances that constitute the alleged retaliatory action. Upon receiving this notice, the head of such department or agency shall investigate the allegations and take all necessary and appropriate actions to remedy any retaliatory action.

Any action for relief under paragraph d) of this section may only be brought against the District and must be brought within six months of the alleged retaliatory action for which relief is sought.

f) The remedies set forth in paragraphs c) and d) of this section shall be the sole and exclusive remedies for any violations of this section.

B. Fiduciary Duty

Commissioners, Officers and Employees shall at all times in their performance of their public duties owe a fiduciary duty to the District. The fiduciary duty owed by Commissioners, Officers and Employees shall include, but is not limited to, the following duties:

1. Commissioners, Officers and Employees shall act impartially in the performance of their duties, so that no private organization or individual is given preferential treatment.
2. Commissioners, Officers and Employees have a special relationship of trust with the public and therefore must avoid conduct that gives the appearance of impropriety and/or that they are violating their fiduciary duties to the District. Whether particular circumstances create an appearance of impropriety or can be considered a violation of fiduciary duties to the District shall be determined from the perspective of a reasonable person with knowledge of the relevant facts.
3. Comply with laws and regulations by avoiding both the violation of any applicable law or regulation and the creation of a strong risk of a violation of any other law or regulation.
4. Conserve District property and assets and avoid their wasteful use.
5. Conduct business on behalf of the District in a financially responsible manner.

6. Protect the District's best interests when contracting for outside services.
7. Report any violations, suspected violations, or other misconduct under this Ordinance to the Ethics Commission, Department of Human Resources and/or the Inspector General in a timely manner.

C. Conflicts of Interest and Improper Influence

1. Conflicts of Interest

- a) No Commissioner, Officer or Employee shall make, or participate in making, any District governmental decision with respect to any matter in which the Commissioner, Officer or Employee or their Relative, has any economic interest distinguishable from that of the general public.
- b) Any Employee who has a conflict of interest as described by subsection a) of this section shall advise his or her supervisor of the conflict or potential conflict. The immediate supervisor shall either:
 - (1) Assign the matter to another Employee; or
 - (2) Require the Employee to eliminate the economic interest giving rise to the conflict and only thereafter shall the Employee continue to participate in the matter.
- c) Any Commissioner, Officer or Employee who has a conflict of interest as described by subsection a) of this Section shall disclose and describe the nature and extent of the conflict of interest in writing to the District's General Counsel and the President as soon as the Commissioner, Officer or Employee becomes aware of such conflict and shall not take any action or make any decisions regarding that particular matter. A Commissioner shall vote present on any matter in which they may have a conflict of interest and shall also notify the General Counsel and the President of such interest within 24 hours of introduction of any ordinance, resolution, contract, order or other matter before the Board of Commissioners, or as soon thereafter as the Commissioner is or should be aware of such conflict of interest.
- d) Commissioners, Officers and Employees should consult the Ethics Advisor for guidance whenever questions occur related to the existence of a conflict of interest or when unsure whether a conflict of interest exists.
- e) Commissioners, Officers and Employees must immediately report a potential conflict of interest to the District's Ethics Advisor so that a determination can be made whether a conflict of interest actually exists prior to the occurrence of the transaction that may result in a conflict of interest. Officers must immediately report a potential conflict of interest to the Executive Director, and Employees must immediately report a potential conflict of interest to their Department Head.
- f) No Commissioner, Officer or Employee shall engage in any non-District activity that conflicts either directly or indirectly with the daily operations of the District.

2. District-Owned Property

No Commissioner, Officer or Employee shall engage in or permit the unauthorized use of any real or personal property owned or leased by the District for District business.

3. Representation of Other Persons

- a) No Commissioner, Officer or Employee may represent, formally or informally, or derive any income, compensation or other tangible benefit from the representation of any Person other than the District in any formal or informal proceeding or transaction in which the District's action or non-action is of a nonministerial nature; provided that nothing in this subsection shall preclude any Employees from performing the duties of their employment.
- b) No Commissioner, Officer or Employee may represent, formally or informally, or derive income, compensation or other tangible benefit from the representation of any Person in any judicial or quasi-judicial or other proceeding before any administrative agency or court (i) in which the District is an adverse party or (ii) that may result in an adverse effect on District revenue, District finances, or the health, safety, welfare, or relative tax burden of any District residents.
- c) No Commissioner, Officer or Employee may derive any income, compensation or other tangible benefit from providing opinion evidence as an expert against the interests of the District in any judicial or quasi-judicial proceeding before any administrative agency or court.

4. Prohibited Political Activities

- a) No Commissioner, Officer or Employee shall intentionally perform any Prohibited Political Activity during any Compensated Time as defined herein. No Commissioner, Officer or Employee shall intentionally use any property or resources of the District in connection with any Prohibited Political Activity.
- b) At no time shall any Commissioner, Officer or Employee intentionally require any other Commissioner, Officer or Employee to perform any Prohibited Political Activity (i) as part of that Commissioner's, Officer's or Employee's duties, (ii) as a condition of employment, or (iii) during any Compensated Time Off (such as holidays, vacation or personal time off).
- c) No Commissioner, Officer or Employee shall be required at any time to participate in any Prohibited Political Activity in consideration for that Commissioner, Officer or Employee being awarded additional compensation or any benefit whether in the form of a salary adjustment, bonus, Compensatory Time Off, continued employment or otherwise, nor shall any Commissioner, Officer or Employee be awarded additional compensation or any benefit in consideration for his or her participation in any Prohibited Political Activity.
- d) Nothing in this Article prohibits activities that are permissible for a Commissioner, Officer or Employee to engage in as part of his or her official duties, or activities that are undertaken by a Commissioner, Officer or Employee on a voluntary basis as permitted by law.
- e) No Person either (i) in a position that is subject to recognized merit principles of public employment or (ii) in a position the salary for which is paid in whole or in part by federal funds and that is subject to the Federal Standards for a Merit System or Personnel Administration

applicable to grant-in-aid programs, shall be denied or deprived of employment or tenure solely because he or she is a member or an Officer of a Political Committee, of a political party, or of a Political Organization or club.

5. Secondary Employment

No Commissioner, Officer or Employee shall accept other employment that impairs the ability to perform District duties and responsibilities.

No Commissioner, Officer or Employee shall accept other employment that impairs independence of judgment in the exercise of official District duties.

It is the Commissioner's, Officer's and Employee's obligation to ensure that any outside employment does not violate the District's rules and policies or business or professional ethics and is not in conflict with the interests of the District. Such work shall not be done during any District Compensated Time or using District resources.

Secondary Employment Report Form. All Commissioners, Officers and Employees are required to complete and submit a Secondary Employment Report Form, attesting that the Commissioner, Officer or Employee does or does not have compensated secondary employment. Amended reports are required within 14 days of any change in secondary employment status. Compensated secondary employment includes traditional employment, independent contractor, and self-employment arrangements. The Human Resources Department shall be responsible for administering the Secondary Employment Report Form.

6. Supervision and Employment of Relatives

Commissioners, Officers and Employees shall not directly supervise or evaluate a Relative's job performance. This prohibition shall not apply to supervisory relationships in effect prior to the passage of this amended ethics ordinance.

The Executive Director shall not appoint his or her Relative to an exam-exempt or civil service exempt office or position.

7. Post-Employment Restrictions

No former Commissioner, Officer or Employee shall assist or represent any Person other than the District in any judicial or administrative proceeding involving the District if the official or Employee was counsel of record or participated personally and substantially in the proceeding during his or her term of office or employment.

No former Commissioner, Officer or Employee shall assist or represent any Person in any business transaction involving the District, if the official or Employee participated personally and substantially in that transaction during his or her term of office or employment.

No former Commissioner, Officer or Employee may, for a period of one year after the termination of his or her term of office or employment, knowingly accept employment or receive compensation or fees for services from an employer if the Commissioner, Officer or Employee, during the year immediately preceding termination of District employment and on behalf of the District, participated

personally and substantially in the decision to award District contracts with a cumulative value of over \$10,000.00 to a Person.

No former Commissioner, Officer or Employee may, for a period of one year after the termination of his or her term of office or employment, knowingly and for compensation Lobby any District Commissioner, Officer or Employee on behalf of any other entity.

No former Commissioner, Officer or Employee may, for a period of one year after the termination of his or her term of office or employment, contract with the District to provide more than \$5,000.00 in compensated professional services to the District or otherwise receive more than \$5,000.00 in compensation for his or her labor from the District.

This section applies only to Persons who terminate an affected position on or after the effective date of this Article.

8. Gift Ban

a) Gift Ban. Except as permitted by this Article, no Commissioner, Officer or Employee, and no spouse of, or immediate family member living with, any Commissioner, Officer or Employee (collectively referred to herein as “recipients”), shall intentionally solicit or accept any Gift from any Prohibited Source, as defined herein, or which is otherwise prohibited by law or ordinance. No Prohibited Source shall intentionally offer or make a Gift that violates this Article.

b) Exceptions. Subsection a) is not applicable to the following:

(1) Opportunities, benefits and services that are available on the same conditions as for the general public.

(2) Anything for which the Commissioner, Officer or Employee, or his or her spouse or immediate family member, pays the fair market value.

(3) Any (i) Contribution that is lawfully made under the Election Code or the Illinois Ethics Act or (ii) activities associated with a fundraising event in support of a Political Organization or Candidate.

(4) Educational materials and missions.

(5) A Gift from a Relative.

(6) Anything provided by an individual on the basis of a personal friendship, unless the recipient has reason to believe that, under the circumstances, the Gift was provided because of the official position or employment of the recipient or his or her spouse or immediate family member and not because of the personal friendship. In determining whether a Gift is provided on the basis of personal friendship, the recipient shall consider the circumstances under which the Gift was offered, such as:

(i) the history of the relationship between the individual giving the Gift and the recipient of the Gift, including any previous exchange of Gifts between those individuals;

(ii) whether, to the actual knowledge of the recipient, the individual who gave the Gift personally paid for the Gift or sought a tax deduction or business reimbursement for the Gift; and

(iii) whether, to the actual knowledge of the recipient, the individual who gave the Gift also at the same time gave the same or similar Gifts to other Commissioners, Officers or Employees, or their spouses or immediate family members.

(7) Food or refreshments not exceeding \$75 per Person in value on a single calendar day; provided that the food or refreshments are (i) consumed on the premises from which they were purchased or prepared, or (ii) catered. For the purposes of this Ordinance, “catered” means food or refreshments that are purchased ready to consume which are delivered by any means.

(8) Food, refreshments, lodging, transportation, and other benefits resulting from outside business or employment activities (or outside activities that are not connected to the duties of a Commissioner, Officer or Employee), if the benefits have not been offered or enhanced because of the official position or employment of the Commissioner, Officer or Employee, and are customarily provided to others in similar circumstances.

(9) Intra-governmental and inter-governmental Gifts. For the purpose of this Ordinance, “intra- governmental Gift” means any Gift given to a Commissioner, Officer or Employee from another Commissioner, Officer or Employee, and “inter-governmental Gift” means any Gift given to a Commissioner, Officer or Employee by an Officer or Employee of another governmental entity.

(10) Bequests, inheritances and other transfers at death.

(11) Any item or items from any one Prohibited Source during any calendar year having a cumulative total value of less than \$100.

Each of the exceptions listed in this Section is mutually exclusive and independent of every other.

c) Disposition of Gifts. A Commissioner, Officer or Employee, his or her spouse or an immediate family member living with the Commissioner, Officer or Employee, does not violate this Ordinance if the recipient promptly takes reasonable action to return the prohibited Gift to its source or gives the Gift or an amount equal to its value to an appropriate charity that is exempt from income taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as now or hereafter amended, renumbered or succeeded.

D. Training

1. Ethics Training

a) Each Lobbyist, Commissioner, Officer and Employee shall be required to complete in each consecutive twelve-month period an ethics education training course developed by the Human Resources Department. A Lobbyist registered under this Ordinance must complete the training no later than 30 days after registration or renewal under this Ordinance.

- b) The training course may be offered in-person, through an internet-based program, or other manner prescribed by the Human Resources Department. Compliance with the ethics training requirement shall be monitored by the Inspector General.
- c) The Human Resources Department shall submit to the Inspector General annual reports that: (1) summarize ethics training during the previous year, the number of training session(s) delivered, and the number of participants in those training session(s); and (2) lay out the plan for the ethics training programs in the coming year. The Inspector General shall compile these reports and submit them to the Board of Commissioners on an annual basis. The Inspector General shall report to the Board of Commissioners any noncompliance with the training obligations set out in this section.
- d) This training shall include, at a minimum, appropriate information about the requirements, responsibilities, and opportunities imposed by or arising under this Ordinance, the District's Inspector General Ordinance, the Illinois Lobbyist Registration Act, the Metropolitan Water Reclamation District Act, the State Officials and Employees Ethics Act, and applicable District administrative procedures and personnel rules.
- e) District Contractors shall receive a copy of this Ordinance and must comply with its provisions, including Article II.A.1. Duty to Report Corruption and 2. Whistleblower Protection; Article II.C.4. Prohibited Political Activities; and Article II.C.8. Gift Ban.

2. Sexual Harassment Training

- a) Each Commissioner, Officer and Employee of the District must complete, at least annually, beginning in 2020, a sexual harassment training program. This sexual harassment training program shall be formulated by the Human Resources Department or established by the Illinois Department of Human Rights and adopted for use by the District. The Human Resources Department shall deliver the training to Commissioners, Officers and Employees of the District. Compliance with the sexual harassment training program shall be monitored by the Inspector General.
- b) The Human Resources Department shall submit to the Inspector General annual reports that: (1) summarize sexual harassment training during the previous year, the number of training session(s) delivered, and the number of participants in those training session(s); and (2) lay out the plan for the sexual harassment training programs in the coming year. The Inspector General shall compile these reports and submit them to the Board of Commissioners on an annual basis. The Inspector General shall report to the Board of Commissioners any noncompliance with the training obligations set out in this section.
- c) This training shall include, at a minimum, the following:
 - (1) an explanation of sexual harassment consistent with this state and federal law;
 - (2) examples of conduct that constitutes unlawful sexual harassment;
 - (3) a summary of relevant federal and state statutory provisions concerning sexual harassment, including remedies available to victims of sexual harassment; and

- (4) a summary of responsibilities of employers in the prevention, investigation and corrective measures of sexual harassment.

d) District Contractors and their Employees shall receive annual training in accordance with the Illinois Human Rights Act.

ARTICLE III: FINANCIAL DISCLOSURE

Commissioners, Officers and Employees shall not engage in any business or financial transaction with any individual, organization or business that compromises their fiduciary duties to the District or gives the appearance of impropriety.

No Commissioners, Officers or Employees shall make, participate in making or in any way attempt to use their position to influence any District governmental decision or action in which they know or have reason to know that they have any economic interest distinguishable from that of the general public.

No Commissioners, Officers or Employees shall participate in a decision whether to contract with any Person with whom or in which the Officer or Employee knows that a Relative of that Commissioner, Officer or Employee has a financial interest. No Commissioner, Officer or Employee shall exercise contract management authority where any Relative of the Commissioner, Officer or Employee is employed by or has contracts with Persons doing District work over which the Commissioner, Officer or Employee has or exercises contract management authority.

Any Person doing business with the District shall disclose to the District's Director of Procurement, at the time of bid, or if no bid is required, before entering into an agreement, whether they are a Relative of any Commissioner, Officer or Employee and provide the names of such Commissioners, Officers and Employees.

ARTICLE IV: LOBBYIST REGISTRATION AND REPORTING

A. Persons Required to Register

Each Lobbyist shall register and file reports with the Clerk as provided in this Article.

B. Persons Not Required to Register

This Article is not intended and shall not be construed to apply to the following:

1. Persons who own, publish, or are employed by a newspaper or other regularly published periodical, or who own or are employed by a radio station, television station, or other bona fide news medium, that in the ordinary course of business, disseminates news, editorial or other comment, or paid advertisements that directly urge the passage or defeat of legislation. This exemption is not applicable to such Persons insofar as they receive additional Compensation or expenses from some source other than the bona fide news medium for the purpose of influencing Executive, Legislative or Administrative Action. This exemption does not apply to newspapers and periodicals owned by or published by trade associations and not-for-profit corporations engaged primarily in endeavors other than dissemination of news.

2. Commissioners, Officers and Employees, including those of any other unit of government, who appear in their official capacities before the District for the purpose of explaining the effect of any legislative or administrative matter pending before it.
3. A unit of local government or a school district.
4. An elected or appointed official or an employee of a unit of local government or school district who, in the scope of his or her public office or employment, seeks to influence Executive, Legislative or Administrative Action exclusively on behalf of that unit of local government or school district.
5. Employees of the District, legislators, legislative agencies and legislative commissions who, in the course of their official duties only, engage in activities that otherwise qualify as Lobbying.
6. Persons whose contact with the District is limited to public testimony, either in person or through other public communications media (social media, email, or in writing) that is entered into the public record before the Board of Commissioners, a committee, or other subdivision of the Board, for the purpose of influencing any Executive, Legislative or Administrative Action and who do not make Expenditures that are reportable pursuant to Section F, and appear without Compensation or promise thereof, or who seek without Compensation or promise thereof the approval or veto of any legislation by the President.
7. Persons who have a direct, noncommercial interest in legislative or administrative matters who contact Commissioners, Officers or Employees for the redress of grievances, or other proper purposes in their capacity as constituents, unless those persons make Expenditures that are reportable under Section F.
8. Persons who, in the scope of their employment as a vendor, offer or solicit a Commissioner, Officer or Employee for the purchase of any goods or services when (1) the solicitation is limited to either an oral inquiry or written advertisements and informative literature; or (2) the goods and services are subject to competitive bidding requirements of the District's Purchasing Act; or (3) the goods and services are for sale at a cost not to exceed \$5,000.00; and (4) the Persons do not make Expenditures that are reportable under Section F.
9. Persons in possession of technical skills and knowledge relevant to certain areas of Executive, Legislative or Administrative Actions, whose skills and knowledge would be helpful to Commissioners, Officers or Employees when considering those actions, whose activities are limited to making occasional appearances for or communicating on behalf of a registrant, and who do not make Expenditures that are reportable under Section F even though receiving expense reimbursement for those occasional appearances.
10. Persons performing professional services in drafting bills or in advising and rendering opinions to Clients as to the construction and effect of proposed or pending legislation when those professional services are not otherwise, directly or indirectly, connected with Executive, Legislative or Administrative Action.
11. Any full-time employee of a bona fide church or religious organization who represents that organization solely for the purpose of protecting the right of the members thereof to practice the religious doctrines of that church or religious organization, or any such bona fide church or religious organization.

12. Persons that receive no Compensation other than reimbursement for expenses of up to \$500 per year while engaged in Lobbying Commissioners, Officers or Employees, unless those Persons make Expenditures that are reportable under Section F.

13. Any attorney or group or firm of attorneys in the course of representing a Client in any administrative or judicial proceeding, or any witness providing testimony in any administrative or judicial proceeding, in which ex parte communications are not allowed and who does not make Expenditures that are reportable pursuant to Section F.

14. Any attorney or group or firm of attorneys in the course of representing a Client in an Administrative or Executive Action involving a contractual or purchasing arrangement and who does not make Expenditures that are reportable pursuant to Section F.

15. Nothing in this Article shall be construed to infringe in any way the right of a citizen to lawfully petition a member of the Board of Commissioners or any other public official as guaranteed in the Constitution of the State of Illinois.

C. Information Required of Registrants

Every Person required to register under this Article shall before any service is performed, which requires such Person to register, but in any event not later than two business days after being employed or retained, and annually thereafter on or before each January 31, file with the Clerk a certified written statement on a form prescribed by the Clerk containing the following information:

1. The registrant's name, photograph, permanent address, email address, business telephone number, and temporary address (if any) while Lobbying;
2. With respect to each Client and each business entity on behalf of which the registrant expects to act as a Lobbyist:
 - a) The name, business address, permanent address and nature of the business of the Client or business entity;
 - b) Whether the relationship is expected to involve Compensation or Expenditures or both;
 - c) A brief description of the Legislative or Administrative Action in reference to which such service is to be rendered;
 - d) The nature of the Client's business; and
 - e) A confirmation that the registrant has a sexual harassment policy and has completed training as required by the Lobbyist Registration Act and that the registrant recognizes the Inspector General has jurisdiction to review any allegations of sexual harassment alleged against the registrant or Lobbyists hired by the registrant.
3. The registration statement required under this section shall contain a written statement certifying that all information contained therein is true and correct, and an annual, nonrefundable registration fee of ~~\$300.00~~ \$150.00 per Person identified as a Lobbyist in the registration statement; and

4. All Persons registered as a Lobbyist with the District shall be required to disclose to the Clerk if they are a Relative of any Commissioner, Officer or Employee and provide the names of such Commissioners, Officers and Employees. This disclosure shall be filed by January 31 of each calendar year and in amended statements as required by this Article.

D. Amendment of Registration Statements

In the event any substantial change or addition occurs with respect to the information required by this Article to be contained in the registration statement, the registrant shall file an amendment to the statement with the Clerk within 14 days.

E. Failure to Register

Whenever it is determined that any Person has failed to register as required in this Article, the Clerk shall notify such Person of the failure to register.

F. Reports of Lobbying Activities

Beginning February 1, 2020, each registrant shall file with the Clerk a written report of Lobbying activities and Expenditures. Reports shall be filed semi-monthly as follows: for the period beginning the first day of the month through the 15th day of the month, the report shall be filed no later than the 20th day of the month, and for the period beginning on the 16th day of the month through the last day of the month, the report shall be filed no later than the 5th day of the following month.

The report shall be on a form prescribed by the Clerk, which may include electronic submission, and shall contain:

1. The registrant's name, permanent address, and temporary address (if any) while Lobbying;
2. With respect to each Client:
 - a) The name, business and permanent address and nature of business of the Client and of any other business entities on whose behalf Lobbying was performed;
 - b) A statement of the amount of Compensation received from each Client;
3. An itemized list of every Gift given to any Commissioner, Officer or Employee of the District, including Expenditures for travel and lodging on behalf of others; meals, beverages and other entertainment; honoraria; and any other thing or service of value;
4. An itemized list of every political Contribution made to any of the following Persons: (1) any Candidate for District office; (2) any Commissioner; and (3) any Commissioner, Officer or Employee seeking election to an office other than a District office; and
5. An itemized list of each individual Expenditure or transaction, including the name of the official or the official's immediate family member on whose behalf the Expenditure was made, the name of the Client if the Expenditure was made on behalf of a Client, the total amount of the Expenditure, a

description of the Expenditure, the vendor or purveyor to whom the Expenditure was made, the date on which the Expenditure occurred and the subject matter of the Lobbying activity, if any.

G. Inactive Lobbyists

Registrants who received no Compensation during a one-year reporting period shall nevertheless file reports as required herein. Such reports shall state that no Compensation was received during the reporting period.

H. Failure to File Reports

If a registrant fails to file a report as required herein, the Clerk shall, within 5 business days after the filing deadline, notify the registrant of the failure to file by the required date. The registrant shall thereafter file a report within 5 business days of the issuance of the notice.

The registration of any Person who fails to file a timely report for three or more reporting periods may be suspended by the Ethics Commission for a one-year period.

I. Termination of Lobbying

A registrant who terminates the activities that require registration and filing under this Article shall file with the Clerk a Termination Notice which shall include a report of Compensation and Expenditures, covering the period of time since the filing of the last report to the date of termination of activities as a Lobbyist. Such notice and report shall be final and relieve such registrant of further reporting under this Article, unless and until the registrant later undertakes activities requiring registration again under this Article.

J. Access to Information

The Clerk shall maintain and make publicly available all filed registration statements, amendments to statements, reports of Compensation, and notices of termination, by means of a searchable database that is accessible through the District's website. By February 15th of each year, the Clerk shall compile a list of registered Lobbyists, which list shall be posted on the District's website and updated as additional registration statements are received.

K. Duty to Report Persons Who Have Failed to Register

Commissioners, Officers and Employees designated with policy making authority by the Department Head shall be required to report to the Ethics Commission any Person who they believe has undertaken to influence any Executive, Legislative or Administrative Action when such Commissioner, Officer and Employees designated with policy making authority by the Department Head have knowledge that the

Person who they believe has undertaken to influence Executive, Legislative or Administrative Action is not registered as a Lobbyist as required by this Article.

The Ethics Commission, Inspector General, and/or the Director of Human Resources may recommend an employment sanction for any violation of this Article.

ARTICLE V: ETHICS ADVISOR AND ETHICS COMMISSION

A. Ethics Advisor

The Executive Director, with the advice and consent of the Board of Commissioners, shall designate an Ethics Advisor for the District. The duties of the Ethics Advisor may be delegated to an Officer or Employee of the District, unless the position has been created as an office by the District.

The Ethics Advisor shall provide guidance to the Commissioners, Officers and Employees of the District concerning the interpretation of and compliance with the provisions of this Ordinance and State ethics laws. The Ethics Advisor shall perform such other duties as may be delegated by the Board of Commissioners.

The Executive Director shall designate an Officer or Employee in each department to serve as an ethics liaison. The Human Resources Department shall provide training and guidelines for Officers and Employees designated as an ethics liaison.

B. Ethics Commission

1. Creation, Appointment, and Removal

The Ethics Commission of the Metropolitan Water Reclamation District of Greater Chicago shall aid in the enforcement of Article II, Section C.4. "Prohibited Political Activities," Article II, Section C.8. "Gift Ban" and Article IV, "Lobbyist Registration" of this Ordinance.

The Ethics Commission shall be comprised of three members appointed by the Executive Director, with the advice and consent of the Board of Commissioners. No Person shall be appointed as a member of the Ethics Commission who is related, either by blood or by marriage up to the degree of first cousin, to any member of the Board of Commissioners. No appointment shall be based on political affiliation or non-affiliation.

All Ethics Commissioners shall be appointed to 2-year terms and may be reappointed to serve subsequent terms.

The Ethics Commissioners shall choose a chairperson from their number. Meetings shall be held at the call of the chairperson or any 2 Ethics Commissioners. A quorum shall consist of 2 Ethics Commissioners, and official action by the Ethics Commission shall require the affirmative vote of 2 members.

The Executive Director, with the advice and consent of the Board of Commissioners, may remove an Ethics Commissioner in case of incompetency, neglect of duty or malfeasance in office after service on the Ethics Commission, of a copy of the written charges against the Ethics Commissioner and after providing an opportunity to be heard in person, or by counsel, upon not less than 10 days' notice. Vacancies shall be filled in the same manner as original appointments.

2. Powers and Duties

To promulgate procedures and rules governing the performance of its duties and the exercise of its powers.

To receive information from the public pertaining to its investigations and to require additional information and documents from Persons who may have violated the provisions of Article II, Section C.4. “Prohibited Political Activities,” Article II, Section C.8. “Gift Ban” or Article IV “Lobbyist Registration” of this Ordinance.

To compel the attendance of witnesses and to compel the production of books and papers pertinent to an investigation. It is the obligation of all Officers and Employees of the District to cooperate with the Ethics Commission during the course of its investigations. Failure or refusal to cooperate with requests by the Ethics Commission shall constitute grounds for discipline or discharge.

The powers and duties of the Ethics Commission are limited to matters clearly within the purview of this Article.

3. Complaints and Hearings

Ethics complaints alleging violations related to Prohibited Political Activities and Gift Ban shall be filed with the Ethics Commission. Such complaints must be filed within one year after the alleged violation. Violations related to Prohibited Political Activity shall also be reported to the Inspector General. Violations of the Gift Ban and Lobbyist registration may also be reported to the Inspector General. All other violations of this Ordinance must be reported to the Inspector General.

Upon receipt of a written complaint, the Ethics Commission shall have the power to investigate, conduct hearings and deliberations, issue recommendations for disciplinary actions, impose fines, and refer violations of Article II, Section C.4. “Prohibited Political Activities” or Article II, Section C.8. “Gift Ban” of this Ordinance to the appropriate attorney for prosecution. The Ethics Commission shall, however, act only upon the receipt of a written complaint alleging a violation of Article II, Section C.4. “Prohibited Political Activities” or Article II, Section C.8. “Gift Ban” of this Ordinance and not upon its own prerogative.

Within 3 business days after the receipt of a complaint, the Ethics Commission shall send by certified mail, return receipt requested, a notice to the respondent that a complaint has been filed against him or her, and a copy of the complaint. The Ethics Commission shall send by certified mail, return receipt requested, a confirmation of the receipt of the complaint to the complainant within 3 business days after receipt by the Ethics Commission. The notices to the respondent and the complainant shall also advise them of the date, time and place of the meeting to determine the sufficiency of the complaint and to establish whether probable cause exists to proceed.

Upon not less than 48 hours’ public notice, the Ethics Commission shall meet to review the sufficiency of the complaint and, if the complaint is deemed sufficient to allege a violation of Article II, Section C.4. “Prohibited Political Activities” or Article II, Section C.8. “Gift Ban” of this Ordinance, to determine whether there is probable cause, based on the evidence presented by the complainant, to proceed. The meeting may be closed to the public to the extent authorized by the Open Meetings Act. The Ethics Commission shall issue notice to the complainant and the respondent of the Commission’s ruling on the sufficiency of the complaint and, if necessary, on probable cause to proceed within 7 business days after receiving the complaint.

If the complaint is deemed sufficient to allege a violation of Article II, Section C.4. “Prohibited Political Activities” of this Ordinance, then the Ethics Commission shall notify, in writing, the

attorney designated by the Board of Commissioners to prosecute such actions and shall transmit to the attorney the complaint and all additional documents in the custody of the Ethics Commission concerning the alleged violation.

If the complaint is deemed sufficient to allege a violation of Article II, Section C.8. “Gift Ban” of this Ordinance, and there is a determination of probable cause, then the Ethics Commission’s notice to the parties shall include a hearing date scheduled within 4 weeks after the complaint’s receipt. Alternatively, the Ethics Commission may elect to notify, in writing, an attorney designated by the Board of Commissioners to prosecute such actions and request that the complaint be adjudicated judicially. If the complaint is deemed not sufficient to allege a violation, or if there is no determination of probable cause, then the Ethics Commission shall send, by certified mail, return receipt requested, a notice to the parties of the decision to dismiss the complaint, and that notice shall be made public.

If the Ethics Commission elects to schedule a hearing date regarding an alleged violation of Article II, Section C.8. “Gift Ban” of this Ordinance, on the scheduled date and upon at least 48 hours’ public notice of the meeting, the Ethics Commission shall conduct a hearing on the complaint and shall allow both parties the opportunity to present testimony and evidence. The hearing may be closed to the public only if authorized by the Open Meetings Act.

Within 30 days after the date of the hearing, or any recessed hearing, is concluded, the Ethics Commission shall either (i) dismiss the complaint or (ii) issue a recommendation for discipline to the alleged violator and to the Executive Director, or impose a fine upon the violator, or both. The particular findings in the case, any recommendation for discipline, and any fine imposed shall be a matter of public information.

If a complaint is filed during the 60 days preceding the date of any election at which the respondent is a Candidate, the Ethics Commission shall render its decision as required under the preceding paragraph within 7 days after the complaint is filed, and during the 7 days preceding that election, the Ethics Commission shall render such decision before the date of that election, if possible.

If the hearing was closed to the public, the respondent may file a written demand for a public hearing on the complaint within 7 business days after the issuance of the recommendation for discipline or imposition of a fine, or both. The filing of the demand shall stay the enforcement of the recommendation or fine. Within 14 days after receiving the demand, the Ethics Commission shall conduct a public hearing on the complaint upon at least 48 hours’ public notice of the hearing and allow both parties the opportunity to present testimony and evidence. Within 7 days thereafter, the Ethics Commission shall publicly issue a final recommendation to the alleged violator and to the Executive Director, or impose a fine upon the violator, or both.

4. Penalties for “Gift Ban” and “Prohibited Political Activities” Violations

A Person who intentionally violates any provision of Article II, Section C.8. “Gift Ban” of this Ordinance is subject to a fine in an amount of not less than \$1,001 and not more than \$5,000.

A Person who intentionally violates any provision of Article II, Section C.4. “Prohibited Political Activities” of this Ordinance may be punished by a term of incarceration in a penal institution other than a penitentiary for a period of not more than 364 days and may be fined in an amount not to exceed \$2,500.

Any Person who intentionally makes a false report alleging a violation of Article II, Section C.8. “Gift Ban” or Article 2, Section C.4. “Prohibited Political Activities” of this Ordinance to the local enforcement authorities, the State’s Attorney or any other law enforcement official, may be punished by a term of incarceration in a penal institution other than a penitentiary for a period of not more than 364 days, and may be fined in amount not to exceed \$2,500.

A violation of Article II, Section C.4. “Prohibited Political Activities” of this Ordinance shall be prosecuted as a criminal offense by an attorney for the District by filing in the Circuit Court an information, or sworn complaint, charging such offense. The prosecution shall be under and conform to the rules of criminal procedure. Conviction shall require the establishment of the guilt of the defendant beyond a reasonable doubt.

A violation of Article II, Section C.8. “Gift Ban” of this Ordinance may be prosecuted as a quasi-criminal offense by an attorney for the District.

In addition to any other penalty that may be applicable, whether criminal or civil, an Officer or Employee who intentionally violates any provision of Article 2, Section C.4. “Prohibited Political Activities” or Article 2, Section C.8. “Gift Ban” of this Ordinance is subject to discipline or discharge.

The Ethics Commission may fine any Person who intentionally violates any provision of Article II, Section C.8. “Gift Ban” of this Ordinance in an amount of not less than \$1,001 and not more than \$5,000.

The Ethics Commission may fine any Person who knowingly files a frivolous complaint alleging a violation of Article II, Section C.4. “Prohibited Political Activities” or Article II, Section C.8. “Gift Ban” of this Ordinance in an amount of not less than \$1,001 and not more than \$5,000. The Ethics Commission may recommend any appropriate discipline up to an including discharge.

5. Powers and Duties Related to Lobbyist Registration Enforcement

a) The Ethics Commission shall initiate investigations of violations of Article IV “Lobbyist Registration”, upon receipt of credible evidence of a violation. If upon conclusion of an investigation, the Ethics Commission reasonably believes a violation of this Article IV has occurred, the Ethics Commission shall provide the alleged violator with written notification of the alleged violation. Within 30 calendar days after receipt of the notification, the alleged violator shall submit a written response to the Ethics Commission. The response shall indicate whether the alleged violator (i) disputes the alleged violation, including any facts that reasonably prove the alleged violation did not violate the Act or (ii) agrees to take action to correct the alleged violation within 30 calendar days, including a description of the action the alleged violator has taken or will take to correct the alleged violation. If the alleged violator disputes the alleged violation or fails to respond to the notification of the alleged violation, the Ethics Commission shall transmit the evidence to the appropriate State's Attorney or Attorney General. If the alleged violator agrees to take action to correct the alleged violation, the Ethics Commission shall make available to the public the notification from the Ethics Commission and the response from the alleged violator and shall not transmit the evidence to the appropriate State's Attorney or Attorney General. Nothing in this Ordinance requires the Ethics Commission to notify an alleged violator of an ongoing investigation or to notify the alleged violator of a referral of any evidence to a law enforcement agency, a State's Attorney, or the Attorney General pursuant to subsection c).

Failure to cooperate in an investigation initiated by the Ethics Commission is a separate and punishable offense for which the Ethics Commission has the discretion to strike or suspend the Lobbyist's registration, after providing the alleged violator a reasonable opportunity to be heard. Nothing in this Section limits or alters a Person's existing rights or protections under State or federal law.

b) Any violation of the Lobbyist provisions in this Ordinance may be prosecuted in the county where the offense is committed or in Sangamon County. In addition to the State's Attorney of the appropriate county, the Attorney General of Illinois also is authorized to prosecute any violation of Article IV.

c) Notwithstanding any other Lobbyist provisions in this Ordinance, the Ethics Commission may at any time refer evidence of a violation of State or federal law, in addition to a violation of this Article, to the appropriate law enforcement agency, State's Attorney, or Attorney General.

6. Penalties for Violations Related to Lobbyist Registration

a) Any Person who violates any of the provisions of Article IV or the Lobbyist related provisions of this Article, shall be guilty of a business offense and shall be fined not more than \$10,000 for each violation. Every day that a report or registration is late shall constitute a separate violation. In determining the appropriate fine for each violation, the trier of fact in the county where the violation is prosecuted shall consider the scope of the entire Lobbying project, the nature of activities conducted during the time the Person was in violation of this Article, and whether or not the violation was intentional or unreasonable.

b) In addition to the penalties provided for in subsection a), any Person convicted of any violation of any provision of Article IV or the Lobbyist related provisions of this Article is prohibited for a period of three years from the date of such conviction from Lobbying.

c) There is created a special fund to be known as the District's Lobbyist Registration Administration Fund. All fees and fines collected in the enforcement of the provisions of Article IV or the Lobbyist related provisions of this Article shall be deposited into the Fund. These funds shall, subject to appropriation, be used by the Clerk for implementation and administration of Article IV.

ARTICLE VI: REPORTING VIOLATIONS

Violations related to Prohibited Political Activity, Gift Ban, and Lobbyist registration shall be reported to the Ethics Commission. Violations related to Prohibited Political Activity shall also be reported to the Inspector General. Violations of the Gift Ban and Lobbyist registration may also be reported to the Inspector General. All other violations of this Ordinance must be reported to the Inspector General. The Inspector General shall take appropriate action concerning all reported violations of this Ordinance which may include referring the reported violation to a proper authority for investigation and/or disposition.

Violations of this Ordinance may subject an Officer or Employee to disciplinary action, up to and including removal or discharge.

ARTICLE VII: EFFECT OF COURT DECISIONS, RELATIONSHIP TO OTHER LAWS AND OTHER REMEDIES

If the provisions of any Article of this Ordinance shall be declared unconstitutional or invalid by the final decision of any court of competent jurisdiction, the provision of the remaining paragraphs shall nevertheless continue in full force and effect.

Nothing in this Ordinance is intended to repeal or is to be construed as repealing in any way the provisions of any other law or ordinance.

Nothing in this Ordinance shall preclude the District from maintaining an action for an accounting for any pecuniary benefit received by any Person in violation of this Ordinance or other law, or to recover damages for violation of this Ordinance.

ARTICLE VIII: EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage.

DATED: ~~January 23, 2020~~ January 21, 2021

APPROVED:

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

Approved as to Form and Legality:

Susan T. Morakalis, General Counsel

TRANSMITTAL LETTER FOR THE BOARD MEETING OF JANUARY 21, 2021**COMMITTEE ON ETHICS**

Mr. Brian Perkovich, Executive Director

..Title

Authority to amend the Ethics Ordinance of the Metropolitan Water Reclamation District of Greater Chicago

..Body

Dear Sir:

The Metropolitan Water Reclamation District of Greater Chicago ("District") is committed to the highest standards of legal and ethical conduct in its operations. The State Officials and Employees Ethics Act (Illinois Ethics Act) required all units of local government to adopt ordinances or resolutions regulating political activities and the making and accepting of gifts "in a manner no less restrictive than the provisions of the Act" by May 19, 2004. On April 22, 2004, the Board of Commissioners adopted the District's Ethics Ordinance regulating the political activities and solicitation and acceptance of gifts by the District's officers and employees.

On January 23, 2020, to ensure continued ethical practices in all aspects of District operations, the Board amended the Ethics Ordinance to add new provisions including a code of conduct, heightened conflict of interest provisions for the District's commissioners, officers, employees, and lobbyist registration and reporting requirements.

Now that the lobbyist registration and reporting requirements have been in effect for nearly one year, the Board believes it is appropriate to amend the Ethics Ordinance to reduce the annual lobbyist registration fee for all lobbyists from \$300 to \$150.

Therefore, it is respectfully requested that the Executive Director recommend to the Board of Commissioners that the Board approve this amendment to the Ethics Ordinance, which will be effective immediately upon passage.

Requested, Susan T. Morakalis, General Counsel, STM:JBM:mmv

Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for January 21, 2021