

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, June 15, 2023

10:30 AM

Board Room

Board of Commissioners

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

THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

Call Meeting to Order

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

Roll Call

Present: 8 - Yumeka Brown; Cameron Davis; Patricia Theresa Flynn; Marcelino Garcia; Daniel Pogorzelski; Eira L. Corral Sepúlveda; Mariyana T. Spyropoulos; and Kari K. Steele

Approval of Previous Board Meeting Minutes

A motion was made by Marcelino Garcia, seconded by Patricia Theresa Flynn, that the minutes from the last meeting of June 1, 2023 be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Public Comments

Barbara J. McGowan, Retired MWRD Vice-President, addressed the board regarding agenda item #1

Recess and Convene as Committee of the Whole

A motion was made by Marcelino Garcia, seconded by Eira L. Corral Sepúlveda, to recess and convene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

Committee of the Whole

Approval of the Committee of the Whole Consent Agenda with the exception of Items: 32 and 39

A motion was made by Kari K. Steele, seconded by Eira L. Corral Sepúlveda to Amend Agenda Item #1 to include the names of family members. The motion carried by the following roll call vote:

Aye: 8 - Yumeka Brown; Cameron Davis; Patricia Theresa Flynn; Marcelino Garcia; Daniel Pogorzelski; Eira L. Corral Sepúlveda; Mariyana T. Spyropoulos; and Kari K. Steele

A motion was made by Mariyana T. Spyropoulos, seconded by Patricia Theresa Flynn, to defer Agenda Item #32 to the Regular Board Meeting. The motion carried by the following roll call vote:

Aye: 8 - Yumeka Brown; Cameron Davis; Patricia Theresa Flynn; Marcelino Garcia; Daniel Pogorzelski; Eira L. Corral Sepúlveda; Mariyana T. Spyropoulos; and Kari K. Steele

Item # 39 was deferred by Cameron Davis

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

The Committee of the Whole meeting of June 15, 2023 was adjourned at 11:30 a.m.

Recess and Reconvene as Board of Commissioners

At 11:40 a.m. President Kari K. Steele reconvened the regular board meeting to order

Motions, Ordinances and Resolutions

Memorial Resolution

- 1 [23-0606](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners celebrating the life of Paulette Marshall "ADOPTED AS AMENDED REFER TO FILE ID# 23-0606A"

A motion was made by Kari K. Steele, seconded by Eira L. Corral Sepúlveda, that this Memorial Resolution be Adopted as Amended. The motion carried by the following roll call vote:

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

- [23-0606A](#) MOTION to Amend File No. 23-0606 (Agenda Item No. 1) Memorial Resolution sponsored by the Board of Commissioners celebrating the life of Paulette Marshall

A motion was made by Kari K. Steele, seconded by Eira L. Corral Sepúlveda, that this Motion be Adopted. The motion carried by the following roll call vote:

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

Resolution

- 2 [23-0602](#) RESOLUTION sponsored by the Board of Commissioners recognizing June 19th as Juneteenth

Adopted

- 3 [23-0611](#) RESOLUTION sponsored by the Board of Commissioners recognizing National Pollinators Week

Adopted

Finance Committee

Report

- 4 [23-0585](#) Report on the 2022 Annual Comprehensive Financial Reports of the Metropolitan Water Reclamation District of Greater Chicago and of the Metropolitan Water Reclamation District Retiree Health Care Trust

Published and Filed

- 5 [23-0614](#) Report on Cash Disbursements for the Month of May 2023, in the amount of \$26,465,203.11

Attachments: [May 2023 Cash Disbursements Summary.pdf](#)

Published and Filed

Procurement Committee

Report

- 6 [23-0612](#) Report of bid opening of Tuesday, June 6, 2023

Published and Filed

Authorization

- 7 [23-0586](#) Authorization to accept initial annual rental bid for Contract 23-360-11 Proposal to Lease 6,123± square feet of District real estate located along the North Branch of the Chicago River adjacent to 4030 North Rockwell Street in Chicago, Illinois, known as North Shore Channel Parcel 10.05, for a ten (10) year term from Albany, Inc., in the amount of \$11,500.00

Attachments: [Contract 23-360-11 Aerial View - North Shore Channel Parcel 10.05](#)
[Contract 23-360-11 Letter of Support from City of Chicago City Council re. North Shore Channel Parcel 10.05](#)

Approved

- 8 [23-0587](#) Authorization to accept initial annual rental bid for Contract 23-362-11 Proposal to Lease 22.9± acres of District real estate located at 15660 Canal Bank Road in Lemont, Illinois, known as Main Channel Parcel 23.03, for a fourteen (14) year term from A. Block Marketing, Inc. in the amount of \$602,000.00

Attachments: [Contract 23-362-11 Aerial View - Main Channel Parcel 23.03](#)
[Contract 23-362-11 Letter of Support from Village of Lemont re. Main Channel Parcel 23.03](#)

Approved

- 9 [23-0601](#) Authorization to exercise an option to extend and amend agreement with Enerwise Global Technologies, LLC dba CPower for energy curtailment services under Contract 20-RFP-17 for years 2024-2027

Approved

Authority to Advertise

- 10 [23-0569](#) Authority to advertise Contract 23-603-11 Furnishing and Delivering Roadway Rock Salt to Various Service Areas, estimated cost \$128,100.00, Accounts 101-67000/68000/69000-623130, Requisitions 1598080, 1598252, and 1598172

Attachments: [Contract 23-603-11 Affirmative Action Goals Report](#)

Approved

- 11 [23-0575](#) Authority to advertise Contract 23-117-11 Identification of Benthic Macroinvertebrates, estimated cost \$14,760.00, Account 101-16000-612490, Requisition 1599759

Approved

- 12 [23-0576](#) Authority to advertise Contract 23-116-11 Analysis of Sediment Toxicity, estimated cost \$11,700.00, Account 101-16000-612490, Requisition 1599758

Approved

- 13 [23-0578](#) Authority to advertise Contract 22-601-21 Furnish, Deliver and Install Bag Filters at the Calumet Water Reclamation Plant, estimated cost \$250,000.00, Account 201-50000-645750 Requisition 1598263

Attachments: [Contract 22-601-21 Affirmative Action Goals Report](#)

Approved

- 14 [23-0579](#) Authority to advertise Contract 23-682-11, Chemical Grouting Services, estimated cost \$90,000.00, Account 101-66000-612600, Requisition 1600886

Attachments: [Contract 23-682-11 Affirmative Action Goals Report - Revised](#)

Approved

- 15 [23-0584](#) Authority to advertise Contract 23-883-1Z, Furnish, Deliver, and Install One Digital Wide Format Scanner and Printer/Copier, Main Office Building Annex, estimated cost \$40,000.00, Accounts 101-50000-634990 and 101-50000-612800, Requisition 1601011

Attachments: [Contract 23-883-1Z Affirmative Action Goals Report](#)

Approved

- 16 [23-0588](#) Authority to advertise Contract 23-419-11 Elevator Maintenance and Repair Service at The Main Office Building Complex, estimated cost \$172,000.00, Accounts 101-15000-612370 and 612390, Requisition 1601240

Attachments: [Contract 23-419-11 Affirmative Action Goals Report](#)

Approved

- 17 [23-0589](#) Authority to advertise Contract 23-RFP-15 Consulting Services to Develop an Executive Level Performance Evaluation Process, estimated cost \$15,000.00, Account 101-25000-612430, Requisition 1601010

Attachments: [Contract 22-RFP-15 Affirmative Action Goals Report - Revised.pdf](#)

Approved

- 18 [23-0591](#) Authority to advertise Contract 23-023-11, Furnish and Deliver Lab Chemicals to Various Locations for a One (1) Year Period, estimated cost \$108,000.00, Account 101-20000-623570

Attachments: [Contract 23-023-11 Affirmative Action Goals Report - Group B](#)
[Contract 23-023-11 Affirmative Action Goals Report - Group A.](#)

Approved

Issue Purchase Order

- 19 [23-0573](#) Issue purchase order to CDW Government LLC for Nearmap Vertical for Government with ArcGIS Integration, in an amount not to exceed \$26,500.00, Account 101-27000-612820, Requisition 1598430 *(As Revised)*

Approved

- 20 [23-0574](#) Issue purchase order and enter into an agreement with SEAL Analytical Inc. to Furnish, Deliver, and Install an Automated Discrete Analyzer, Peripheral Equipment, Preventive Maintenance, and Consumable Supplies in the Analytical Laboratory at the Stickney Water Reclamation Plant in an amount not to exceed \$59,523.00, Accounts 101-16000-612970, 634970, Requisition 1600304

Approved

- 21 [23-0590](#) Issue purchase order and enter into an agreement with Benefitfocus.com for Employee Benefits Software, in an amount not to exceed \$434,000.00, Accounts 101-25000-612430 and 101-27000-612820, Requisition 1601239 *(As Revised)*

Approved

- 22 [23-0597](#) Issue purchase order to Landoll Company, LLC, to Furnish and Deliver One New Narrow Aisle Warehouse Forklift to the Stickney Water Reclamation Plant, under General Services Administration (GSA) Joint Purchasing Contract No. 47QMCA21D000C, in an amount not to exceed \$98,600.40, Account 101-20000-634760, Requisition 1600074

Approved

- 23 [23-0598](#) Issue purchase order to Peterson and Matz, Inc., to Furnish and Deliver One (1) Sulzer Turbo Blower Assembly to the Hanover Park Water Reclamation Plant, in an amount not to exceed \$228,910.00, Account 101-67000-623270, Requisition 1600309.

Approved

- 24 [23-0599](#) Issue purchase order to Russo Hardware, Inc d/b/a Russo Power Equipment to Furnish and Deliver Four (4) Kubota Mowers to the Stickney Water Reclamation Plant, under the Sourcewell (formerly NJPA) Purchasing Co-operative Contract Number 031121-KBA, in an amount not to exceed \$35,096.84, Account 101-69000-634990, Requisition 1597808

Approved

Award Contract

- 25 [23-0593](#) Authority to award Contract 23-004-12 Furnish and Deliver Miscellaneous Steel and Stainless Steel to Various Locations for a One (1) Year Period, Groups A, B and E to RKM Metals LLC, in an amount not to exceed \$86,612.18, and Groups C and D to Super Roco Steel and Tube LTD. II, in an amount not to exceed \$119,429.46. Accounts 101-20000-623030, 623130 *(As Revised)*

Attachments: [Contract 23-004-12 Item Descriptions - Groups A, B, C, D, E AND F.pdf](#)

Approved

- 26 [23-0594](#) Authority to award Contract 23-053-11, Furnish and Deliver Lamps & Emergency Lighting to Various Locations for a One (1) Year Period, Group A to Neher Electric Supply, Inc., in an amount not to exceed \$15,600.19, and Group B to Helsel-Jepperson Electrical, Inc., in an amount not to exceed \$15,882.90 Account 101-20000-623070.

Attachments: [Contract 23-053-11- Item Descriptions - Groups A and B.pdf](#)

Approved

- 27 [23-0596](#) Authority to award Contract 23-083-11, Furnish and Deliver Sump Pumps to Various Locations for a One-Year Period, to Marco Supply Company, Inc. D/B/A Johnson Pipe & Supply Corp., in an amount not to exceed \$25,426.33, Accounts 101-20000-623090, 623270.

Approved

- 28 [23-0600](#) Authority to award Contract 23-659-11, Agricultural Management, Agricultural Fieldside Mowing, and Fence Installation and Repair in Fulton County, Illinois, Group B, to C&J Mowing and Fencing, LLC, in an amount not to exceed \$375,000.00, Accounts 101-69000-612420, Requisition 1576860

Attachments: [Contract 23-659-11 \(Group B\) Revised Appendix D Report - C&J Mowing and Fencing, LLC.pdf](#)

Approved

- 29 [23-0616](#) Authority to award Contract 21-091-3P, Phosphorus Removal Modifications to Battery D at the O'Brien Water Reclamation Plant to IHC Construction Companies LLC, in an amount not to exceed \$14,850,000.00, plus a five (5) percent allowance for change orders in an amount of \$742,500.00, for a total amount not to exceed \$15,592,500.00, Account 401-50000-645650, Requisition 1595818

Attachments: [Contract 21-091-3P Affirmative Action Goals Report - IHC Construction Companies, LLC](#)
[Contract 21-091-3P Revised Appendix D Report - IHC Construction Companies, LLC](#)

Approved

Increase Purchase Order/Change Order

- 30 [23-0577](#) Authority to increase Contract 18-702-31, Furnish, Deliver, and Install Disc Filters at the Egan Water Reclamation Plant, to Independent Mechanical Industries, Inc., in an amount of \$590,000.00 from an amount of \$8,862,316.00 to an amount not to exceed \$9,452,316.00, Account 401-50000-645650, Purchase Order 5001863

Attachments: [Change Order Log - Purchase Order 5001863](#)

Approved

- 31 [23-0580](#) Authority to increase and extend the agreement for Contract 17-483-12 with TierPoint, LLC, Provide Co-Location Services for District Infrastructure, in an amount of \$21,300.00, from an amount of \$321,246.66, to an amount not to exceed \$342,546.66, Account 101-27000-612330, Purchase Order 3105936

Attachments: [Change Order Log - Purchase Order 3105936](#)

Approved

- 32 [23-0582](#) Authority to increase Contract 15-830-3D Replacement of Tailrace Stop Logs, Headrace Gates, and Equipment at Lockport Powerhouse, Stickney Service Area, to IHC Construction Companies, L.L.C. in an amount of \$327,758.26, from an amount of \$13,782,011.82, to an amount not to exceed \$14,109,770.08, Account 401-50000-645720, Purchase Order 4000070

Attachments: [Change Order Log - Purchase Order 4000070](#)

A motion was made by Mariyana T. Spyropoulos, seconded by Eira L. Corral Sepúlveda, to lift her earlier deferral of this Agenda Item. The motion carried by the following roll call vote:

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

Approved

- 33 [23-0604](#) Authority to increase Contract 04-128-3P Westside Primary Settling Tanks 1-9 and Aerated Grit Facility, Stickney Water Reclamation Plant, to IHC Construction and F.H. Paschen/S.N. Nielsen Joint Venture in an amount of \$860,528.33, from an amount of \$234,103,064.64, to an amount not to exceed \$234,963,592.97, Accounts 401-50000-645650, 645780, 645680, Purchase Order 4000020 (*As Revised*)

Attachments: [Change Order Log - Purchase Order 4000020](#)

Approved

Judiciary Committee

Authorization

- 34 [23-0566](#) Authority to settle the Workers' Compensation Claim of George Pacius vs. MWRDGC, Claim number 22WC007157, Illinois Workers' Compensation Commission (IWCC), in the sum of \$59,272.21, Account 901-30000-601090
- 35 [23-0568](#) Authority to settle the Illinois Workers' Compensation Claims of Chaz Payne vs. MWRDGC, Claim Number 23WC012268 in the sum of \$76,276.38, Account 901-30000-601090

Approved

Approved

- 36 [23-0603](#) Authority to settle the Workers' Compensation Claim of Kevin Devereux vs. MWRDGC, Claim number 20 WC 28936, Illinois Workers' Compensation Commission (IWCC), in the sum of \$45,000.00, Account 901-30000-601090

Approved

- 37 [23-0609](#) Request for Order approving and adopting the Hearing Officer's Report consisting of Findings of Fact, Conclusions of Law and Orders to the Board of Commissioners in the administrative appeal of *City Colleges of Chicago Community College District No. 508 v. Metropolitan Water Reclamation District of Greater Chicago*, Appeal No. 22B-004

Attachments: [JUD - City Colleges Hearing Officer Report Approval REPORT.pdf](#)

Approved

Maintenance & Operations Committee

Authorization

- 38 [23-0621](#) Declaration of an operational emergency and ratification of Emergency Contract 23-700-01, Repair of West Side Sludge Line on Devon Avenue in Chicago, Illinois, with Joel Kennedy Constructing Corp., Account 901-67000-667220, Requisition 1601433

Approved

Pension, Human Resources & Civil Service Committee**Authorization**

- 39 [23-0619](#) Requesting the advice and consent of the Board of Commissioners to the appointment of Thaddeus J. Kosowski as the Director of Human Resources for the Metropolitan Water Reclamation District of Greater Chicago

Attachments: [Kosowski Thaddeus - Resume.pdf](#)

Deferred by Cameron Davis

Real Estate Development Committee**Authorization**

- 41 [23-0605](#) Authority to approve and execute a 3,125± sq. ft. permanent, non-exclusive access easement from NeighborSpace for the East Garfield Park Eco Orchard Project (18-IGA-05) near Sacramento Boulevard and 5th Avenue in Chicago, Illinois

Attachments: [RE - Eco Orchard IGA Easement Aerial.pdf](#)

Approved

- 42 [23-0607](#) Authority to issue a 3-month soil boring permit to the Chicago Transit Authority on portions of the District's Calumet Water Reclamation Plant in Chicago, Illinois. Consideration shall be a permit fee of \$5,000.00

Attachments: [RE - CTA Soil Boring Permit Aerial.pdf](#)

Approved

Stormwater Management Committee**Authorization**

- 43 [23-0581](#) Authorization for payment to the City of Oak Forest, Illinois, for the disposal of sediment from the La Crosse Avenue and Laporte Avenue culverts on Natalie Creek in connection with Contract 14-252-5F, Flood Control Project on Natalie Creek in Oak Forest and Midlothian, CSA, in an amount not to exceed \$10,000.00, Account 501-50000-612400

Approved

- 44 [23-0608](#) Authority to negotiate and enter into an American Rescue Plan Act Subrecipient Agreement with Cook County for joint funding of stormwater management projects located in Cook County

Attachments: [ARPA Stormwater Projects List.pdf](#)

Approved

- 45 [23-0610](#) Authorization to amend the Board Order of December 15, 2022, regarding Authority to negotiate and enter into an Intergovernmental Agreement with and make payment to the Village of River Forest for the design, construction, operation and maintenance of Green Alley Improvements in River Forest, SSA (23-IGA-08) in an amount not to exceed \$250,000.00, Account 501-50000-612400, Requisition 1591897, Agenda Item No. 54, File No. 22-1140

Attachments: [River Forest 23-IGA-08 - File #22-1140.pdf](#)

Approved

- 46 [23-0622](#) Authority to award Contract 06-360-3SR, Upper Des Plaines Intercepting Sewer 14B Rehabilitation, NSA (Re-Bid), to Michels Trenchless, Inc., in an amount not to exceed \$36,082,848.50, plus a five (5) percent allowance for change orders in an amount of \$1,804,142.42, for a total amount not to exceed \$37,886,990.92, Account 401-50000-645700, Requisition 1554039

Approved

- 47 [23-0623](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners celebrating the life of Maggie Singleton

Adopted

Approval of the Consent Agenda with the exception of Items: 1, 39 and 48

A motion was made by Marcelino Garcia, seconded by Patricia Theresa Flynn, to Approve the Consent Agenda. The motion carried by the following roll call vote:

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

- 48 [23-0613](#) MOTION to nominate Patricia Theresa Flynn as Vice President of the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago

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

Aye: 6 - Patricia Theresa Flynn, Marcelino Garcia, Daniel Pogorzelski, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

Nay: 2 - Yumeka Brown, Cameron Davis

Executive Session

**A motion was made by Mariyana T. Spyropolous, seconded by Cameron Davis, that an executive session be held for the Committee on Pension, Human Resources, and Civil Service to discuss the employment, compensation, and performance of specific employees. Motion carried by the following roll call vote:
8:0**

Recess and Reconvene as Board of Commissioners

At 1:15 p.m. President Kari K. Steele reconvened the regular board meeting to order

Miscellaneous and New Business

Meeting Summary

Speakers

Jodi Dobson, Partner at Baker Tilly, and Brian Nichols, Principal at Baker Tilly, gave a presentation to the board on the 2022 Audit Results of the Metropolitan Water Reclamation District of Greater Chicago and of the Metropolitan Water Reclamation District Retiree Health Care Trust Fund (Re: Finance Item #4)

Summary of Requests

Procurement Committee Item #10

- 1. Mariyana T. Spyropolous requested a report on friendly alternatives to rock salt*
- 2. Eira L. Corral Sepúlveda requested an annual snow removal plan*

Procurement Committee Item #25

- 1. Marcelino Garcia requested how the District can improve systems to prevent zero dollar bids*

Study Session

None

Announcements

Kari K. Steele announced the Juneteenth celebration will be held on June 15, 2023 at 4:45 p.m. in the Main Office Building, 100 E. Erie St, Chicago.

Board Letter Submission Dates

The next regular board meeting is scheduled for July 13, 2023, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: June 30, 2023

Date all agenda items are due to the Executive Director: 1:00 p.m., July 5, 2023

Adjournment

A motion was made by Mariyana T. Spyropoulos, seconded by Cameron Davis, that when the Board Adjourns, it adjourns to meet again on Thursday, July 13, 2023 at 10:30 a.m. and also move that today's meeting be Adjourned. The motion carried by the following roll call vote: /s/ Jacqueline Torres, Clerk

Aye: 7 - Yumeka Brown, Cameron Davis, Patricia Theresa Flynn, Daniel Pogorzelski, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

Absent: 1 - Marcelino Garcia

APPROVAL:

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this June 15, 2023, are hereby approved.

APPROVED:

/s/ Kari K. Steele

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

June 15, 2023