

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, November 3, 2022

10:30 AM

Board Room

Board of Commissioners

Commissioner Cameron Davis, Commissioner Kimberly Du Buclet, Chairman of Finance Marcelino Garcia, Vice-President Barbara J. McGowan, Commissioner Josina Morita, Commissioner Chakena D. Perry, 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 10:35 a.m.

Roll Call

Present: 9 - Cameron Davis; Kimberly Du Buclet; Marcelino Garcia; Barbara J. McGowan; Josina Morita; Chakena D. Perry; Eira L. Corral Sepúlveda; Mariyana T. Spyropoulos; and Kari K. Steele

Approval of Previous Board Meeting Minutes

A motion was made by Corral Sepúlveda, seconded by Marcelino Garcia, that the minutes from the last meeting of October 20, 2022 be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Public Comments

George Blakemore, concerned citizen, addressed the board regarding various concerns

Recess and Convene as Committee of the Whole

A motion was made by Marcelino Garcia, seconded by Barbara J. McGowan, 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 Agenda Items with the exception of Items: 12, 13, 14, 16, 17, 22 and 41

A motion was made by Cameron Davis, seconded by Marcelino Garcia, to defer Agenda Items #12, 13 and 14. The motion carried by the following roll call vote: Aye: 9 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Chakena D. Perry, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

Item #16 was deferred by Barbara J. McGowan

A motion was made by Eira L. Corral Sepúlveda, seconded by Marcelino Garcia, authorizing the Executive Director to Delete Agenda Item #17. The motion carried by the following roll call vote:

Aye: 9 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Chakena D. Perry, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

Item #22 was deferred by Marcelino Garcia

Item #41 was deleted by the Executive Director

President Kari K. Steele called for a motion to accept the agendas for each Standing Committee that was convened. Moved by Marcelino Garcia, seconded by Cameron Davis. Motion carried by the following roll call vote:

Aye: 9 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Chakena D. Perry, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

The Committee of the Whole meeting of November 3, 2022 was adjourned at 12:20 p.m.

Executive Session

None

Recess and Reconvene as Board of Commissioners

At 12:25 p.m. President Kari K. Steele reconvened the regular board meeting to order

Motions, Ordinances and Resolutions

Memorial Resolution

- 1 [22-0954](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners celebrating the life of Kamran Khan

Adopted

Resolution

- 2 [22-0976](#) RESOLUTION sponsored by the Board of Commissioners congratulating employees that have retired in the last year

Attachments: [MISC NB - Retiree Resolution 2022.pdf](#)

Adopted

- 3 [22-0988](#) RESOLUTION sponsored by the Board of Commissioners recognizing Veterans Day and honoring Team Rubicon North Branch

Adopted

- 4 [22-0989](#) RESOLUTION sponsored by the Board of Commissioners recognizing Veterans Day and honoring Salute, Inc.

Adopted

Finance Committee**Report**

- 5 [22-0982](#) Report on the investment interest income during August 2022

Attachments: [Inv Int Inc 2022-08 att.pdf](#)

Published and Filed

- 6 [22-0983](#) Report on the investment interest income during September 2022

Attachments: [Inv Int Inc 2022-09 att.pdf](#)

Published and Filed

- 7 [22-0984](#) Report on investments purchased during August 2022

Attachments: [Inv Purch 2022-08 att.pdf](#)

Published and Filed

- 8 [22-0985](#) Report on investments purchased during September 2022

Attachments: [Inv Purch 2022-09 att.pdf](#)

Published and Filed

- 9 [22-0986](#) Report on investment inventory statistics at September 30, 2022

Attachments: [Inv Stat 2022 Q3 att.pdf](#)

Published and Filed

Procurement Committee

Report

- 10 [22-0968](#) Report of bid opening of Tuesday, October 18, 2022

Published and Filed

- 11 [22-0979](#) Report of bid opening of Tuesday, October 25, 2022

Published and Filed

Authorization

- 12 [22-0931](#) Authorization for payment to WateReuse Association for 2023 membership dues, in the amount of \$16,725.00, Account 101-15000-612280 (*Deferred from the October 20, 2022 Board Meeting*)

A motion was made by Cameron Davis, seconded by Marcelino Garcia, that this Agenda Item be Deferred. The motion carried by the following roll call vote:

Aye: 9 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Chakena D. Perry, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

- 13 [22-0932](#) Authorization for payment to National Association of Clean Water Agencies (NACWA) for 2022-2023 membership dues in the amount of \$93,880.00, Account 101-15000-612280 (*As Revised*)(*Deferred from the October 20, 2022 Board Meeting*)

A motion was made by Cameron Davis, seconded by Marcelino Garcia, that this Agenda Item be Deferred. The motion carried by the following roll call vote:

Aye: 9 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Chakena D. Perry, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

- 14 [22-0933](#) Authorization for payment to American Water Works Association for 2023 membership dues, in the amount of \$24,426.00, Account 101-15000-612280 (*Deferred from the October 20, 2022 Board Meeting*)

A motion was made by Cameron Davis, seconded by Marcelino Garcia, that this Agenda Item be Deferred. The motion carried by the following roll call vote:

Aye: 9 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Chakena D. Perry, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

- 15 [22-0957](#) Authorization to amend Board Order of September 15, 2022, regarding Issue purchase order and enter into an agreement with Hach Company to furnish and deliver nineteen FL1500 Series Flow Control Flowmeters and accessories in an amount not to exceed \$138,366.34, Account 101-16000-623570, Requisition 1582522, Agenda Item No. 19, File No. 22-0805

Attachments: [Transmittal Letter for Board Meeting of September 15, 2022 - Agenda Item No. 19, File No. 22-0805](#)

Approved

- 16 [22-0969](#) Authorization to enter into an agreement with The Gordian Group, Inc., for professional services for the development and implementation of the Job Order Contracting system, in an amount not to exceed \$234,000.00, Accounts 101, 201, 401, 501, and 901 Funds

Attachments: [Attachment to File# 22-0969 - Exhibit A](#)

Barbara J. McGowan lifted her earlier deferral

Approved

Authority to Advertise

- 17 [22-0948](#) Authority to advertise Contract 22-RFP-24 Technical Assistance Program, estimated cost \$100,000.00, Account 101-15000-612430, Requisitions 1589283 and 1589284 (*Deferred from the October 20, 2022 Board Meeting*)

A motion was made by Eira L. Corral Sepúlveda, seconded by Marcelino Garcia, authorizing the Executive Director to Delete Agenda Item #17. The motion carried by the following roll call vote:

Aye: 9 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Chakena D. Perry, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

- 18 [22-0960](#) Authority to advertise Contract 23-636-11, Furnishing and Delivering Hydrogen Peroxide, estimated cost \$397,500.00, Account 101-69000-623560, Requisition 1585385

Approved

- 19 [22-0961](#) Authority to advertise Contract 23-935-11, Furnishing and Delivering Sodium Hydroxide, estimated cost \$752,000.00, Account 101-69000-623560, Requisition 1585382

Approved

- 20 [22-0963](#) Authority to advertise Contract 23-630-11, Furnishing and Delivering Ferric Chloride, estimated cost \$3,178,000.00, Accounts 101-68000/69000-623560, Requisitions 1587200 and 1587764

Approved

Issue Purchase Order

- 21 [22-0952](#) Issue purchase order to and enter into an agreement with Omnant Technologies, LLC for licenses, software maintenance and hosting of Omnant Forthsite software for a one-year period, in an amount not to exceed \$16,800.00, Account 101-27000-623800, Requisition 1589614
- Approved**
- 22 [22-0953](#) Issue purchase order and enter into an agreement with Kofax, Inc. for Readsoft Process Director software maintenance and license renewal for a three-year period, in an amount not to exceed \$100,777.76, Account 101-27000-612820, Requisition 1589077 *(As Revised)*
- Deferred by Marcelino Garcia**
- 23 [22-0955](#) Issue purchase order and enter into an agreement for Contract 22-RFP-16, On-Site Mobile Drug and Alcohol Testing Services for Selected Employees, with Mobile Health and Testing Services, Inc. (MHTS) in an amount not to exceed \$45,000.00, Account 101-25000-612260, Requisition 1582817
- Attachments:** [Contract 22-RFP-16 Affirmative Action Goals Report](#)
- Approved**
- 24 [22-0959](#) Issue purchase order and enter into an agreement with Illinois Department of Innovation and Technology, an Illinois State Agency, for LEADS Access and Support, in an amount not to exceed \$69,087.60, Account 101-27000-612210, Requisition 1590101
- Approved**
- 25 [22-0967](#) Issue purchase order to Verizon Connect Fleet USA LLC, for the maintenance of a Vehicle Location System under the Sourcwell Purchasing Contract No. 020221-NWF in an amount not to exceed \$53,439.00, Account 101-15000-612860, Requisition 1590098
- Approved**
- 26 [22-0973](#) Issue purchase order for Contract 22-823-11, Furnish and Deliver One Hard-Bearing Balancing Machine to the Calumet Water Reclamation Plant, to Abro Balancing, Inc., in an amount not to exceed \$59,000.00, Account 101-68000-634990, Requisition 1578692
- Approved**
- 27 [22-0974](#) Issue purchase order for Contract 21-652-12 (Re-Bid) Furnishing and Delivering Various Types of Manhole Covers, Frames, and Associated Miscellaneous Parts (Group A and Group B), to EJ USA, Inc., in an amount not to exceed \$210,000.00, Account 101-66000-623300, Requisition 1554200 *(As Revised)*
- Approved**

- 28 [22-0975](#) Issue purchase order for Contract 22-738-11, Snow Plowing at the Hanover Park Water Reclamation Plant, to Santa's Village, LLC d/b/a Santa's Village Enterprise, in an amount not to exceed \$32,000.00, Account 101-67000-612420, Requisition 1584021

Approved

Award Contract

- 29 [22-0970](#) Authority to award Contract 22-055-11 Furnish and Deliver Pipe Covering & Insulation to Various Locations for a One-Year Period, to Bay Insulation of Illinois Inc., in an amount not to exceed \$48,603.65, Account 101-20000-623170

Attachments: [Contract 22-055-11 Item Descriptions.pdf](#)

Approved

- 30 [22-0971](#) Authority to award Contract 23-646-51, Small Streams Maintenance in Cook County, Illinois, Group A to J & L Contractors, Inc., in an amount not to exceed \$3,647,350.00, Accounts 101/501-50000/66000-612620/612420, Requisition 1580501 (As Revised)

Attachments: [Contract 23-646-51 \(Group A\) Affirmative Action Goals Report - J & L Contractors, Inc.](#)
[Contract 23-646-51 \(Group A\) Revised Appendix D Report - J & L Contractor's Inc.](#)

Approved

- 31 [22-0972](#) Authority to award Contract 22-942-11, Job Order Contracting Services, Groups A and C, to McDonagh Demolition, Inc., in an amount not to exceed \$6,000,000.00, and Group B, to Anchor Mechanical, Inc., in an amount not to exceed \$6,000,000.00, Accounts 101, 201, 401, 501, and 901 Funds

Attachments: [Contract 22-942-11 \(Group A and Group C\) Affirmative Action Goals Report.pdf](#)
[Contract 22-942-11 \(Group B\) Affirmative Action Goals Report.pdf](#)

Approved

Increase Purchase Order/Change Order

- 32 [22-0949](#) Authority to increase Contract 21-911-21, Rehabilitate Locomotive #4 at the Stickney Water Reclamation Plant, to Motive Power Resources, Inc., in an amount of \$159,354.83 from an amount of \$825,000.00 to an amount not to exceed \$984,354.83, Account 201-50000-645790, Purchase Order 5001870

Approved

- 33 [22-0956](#) Authority to decrease purchase order for Contract 22-641-11, Furnishing and Delivering Liquid Carbon Dioxide to the Stickney Water Reclamation Plant, to American Gases Corporation, in an amount of \$666,805.39, from an amount of \$841,200.00, to an amount not to exceed \$174,394.61, Account 101-69000-623560, Purchase Order 3116476

Approved

- 34 [22-0958](#) Authority to increase purchase order to Illinois Department of Innovation and Technology, an Illinois State Agency, to Furnish and Deliver LEADS Access and Support in an amount of \$141.12, from an amount of \$71,167.62 to an amount not to exceed \$71,308.74, Account 101-27000-612210, Purchase Order 3105693

Attachments: [Change Order Log - Purchase Order 310569](#)

Approved

- 35 [22-0962](#) Authority to increase purchase order and exercise an option to extend agreement for a one-year period, for Contract 21-RFP-20 Perform Federal Legislative Consulting Services, with O'Connell & Dempsey, LLC, in an amount of \$175,000.00, from an amount of \$175,000.00, to an amount not to exceed \$350,000.00, Account 101-15000-612430, Purchase Order 3116931 (As Revised)

Approved

- 36 [22-0990](#) Authority to decrease purchase order for Contract 22-087-11, Furnish and Deliver an Articulated Forklift to the Stickney Water Reclamation Plant, in an amount of \$89,500.00, from an amount of \$89,500.00, to an amount of \$0.00, Account 101-20000-634760, Purchase Order 3120435

Approved

Budget & Employment Committee

Report

- 37 [22-0991](#) Report on Budgetary Revenues and Expenditures for the third quarter of 2022, ended September 30, 2022

Attachments: [2022 Budget Summary Report_Q3.pdf](#)

Published and Filed

Judiciary Committee

Authorization

- 38 [22-0987](#) Authority to settle the Workers' Compensation Claim of Peter Hopp vs. MWRDGC, Claim number 19WC6924, Illinois Workers' Compensation Commission (IWCC), in the sum of \$49,236.16, Account 901-30000-601090
- Approved

Real Estate Development Committee

Authorization

- 39 [22-0977](#) Authority to issue a 5-year permit extension to the U.S. Fish and Wildlife Service to continue to use the boat ramp located on an approximately 50' x 8' area of Main Channel Parcel 15.05, and access road, in Lockport, Will County, Illinois to access the Main Channel for the purpose of conducting sonar surveys of fish populations near the aquatic nuisance dispersal barriers. Consideration shall be a nominal fee of \$10.00

Attachments: [RE - 5-Year U.S. Fish and Wildlife Service Permit MC 15.05 Aerial.pdf](#)

Approved

- 40 [22-0978](#) Authority to grant Peoples Gas Light and Coke Company a 25-year, approximately 2,505 sq. ft., non-exclusive easement to construct, install, operate, maintain, repair, replace and remove a cathodic protection system and appurtenances thereto upon and below a portion of North Shore Channel Parcel 9.04 near the intersection of West Ainslie Street and North Sacramento Avenue in Chicago, Illinois. Consideration shall be an initial annual easement fee of \$5,000.00

Attachments: [RE - 25-Year Peoples Gas Easement NSC 9.04 Aerial.pdf](#)

Approved

- 41 [22-0994](#) Authority to grant to the County of Cook a 75-year, .43± acre non-exclusive easement to construct, install, operate, maintain, repair, and remove a public road across North Shore Channel Parcels 1.08 and 1.11, north of Isabella Street and east of the CTA railroad tracks in Wilmette and Evanston, Illinois. Consideration shall be a nominal fee of \$10.00

Attachments: [RE - County of Cook a 75-year easement NSCPs 1.08 and 1.11, Isabella Street and east of the CTA Wilmette and Evanston - Aerial.pdf](#)

Deleted by the Executive Director

Stormwater Management Committee

Authorization

- 42 [22-0980](#) Authority to approve, execute, and make payment to the Illinois Central Railroad Company for construction and easement agreements for the Lyons and McCook Levee Improvements Project (Contract 13-199-3F), Consideration shall be a one-time fee of \$2,500.00 for the easement and a deposit of \$99,598.00 for the construction agreement, Account 401-50000-667340

Approved

- 43 [22-0981](#) Authority to enter into an intergovernmental agreement with and make payment to the Village of Winnetka for the acquisition of flood-prone property (21-IGA-27) in an amount not to exceed \$900,000.00, Account 501-50000-612400, Requisition 1582979

Approved

Approval of the Consent Agenda with the exception of Items: 12, 13, 14, 17, 22, 41, and 44

A motion was made by Mariyana T. Spyropoulos, seconded by Barbara J. McGowan, to Approve the Consent Agenda. The motion carried by the following roll call vote:

- Aye:** 9 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Josina Morita, Chakena D. Perry, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

- 44 [O22-014](#) Authority to review amendments to the Affirmative Action Ordinance, Revised Appendix D of the Metropolitan Water Reclamation District of Greater Chicago

Attachments: [MISC NB - O22-014 - Affirmative Action Ordinance Appendix D - Board Letter](#)
[MISC NB - O22-014 - Affirmative Action Ordinance Appendix D - Redline.pdf](#)
[MISC NB - O22-014 - Affirmative Action Ordinance Appendix D - Final.pdf](#)

A motion was made by Eira L. Corral Sepúlveda, seconded by Cameron Davis, that this Ordinance be Adopted. The motion carried by the following roll call vote:

- Aye:** 8 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Barbara J. McGowan, Chakena D. Perry, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

- Absent:** 1 - Josina Morita

Miscellaneous and New Business

Meeting Summary

Speakers

None

Summary of Requests

Procurement Items #12, 13 and 14

- 1. Cameron Davis requested stating polluter pays principal in legislation
- 3. Josina Morita requested holding a meeting with the heads of the organizations
- 4. Eira L. Corral Sepúlveda requested routing a draft ahead of the next meeting
- 5. Cameron Davis requested working with National Trade Organizations to discuss polluters pay principal and understanding what the district can and can't do
- 6. Eira L. Corral Sepúlveda requested a memo on how staff will be engaging and advocating on these positions
- 7. Chakena D. Perry requested the memo include the list of committees, if there is room for improvement, and the meeting schedule
- 8. Kari K. Steele requested the number of individual memberships
- 9. Josina Morita requested feedback from staff on the loss if the District does not renew and the staff benefit of these memberships

Ordinance Item #44

- 1. Josina Morita requested holding a study session to further discuss

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for November 17, 2022, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: November 4, 2022.

Date all agenda items are due to the Executive Director: November 8, 2022.

Adjournment

A motion was made by Mariyana T. Spyropoulos, seconded by Marcelino Garcia, that when the Board Adjourns, it adjourns to meet again on Thursday, November 17, 2022 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 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Chakena D. Perry, Eira L. Corral Sepúlveda, Mariyana T. Spyropoulos, Kari K. Steele

Absent: 2 - Barbara J. McGowan, Josina Morita

APPROVAL:

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this November 3, 2022 are hereby approved.

APPROVED:

/s/ Kari K. Steele

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

November 3, 2022