

Metropolitan Water Reclamation District of Greater Chicago

*100 East Erie Street
Chicago, IL 60611*



Regular Board Meeting Minutes

Thursday, January 23, 2020

10:30 AM

Board Room

Board of Commissioners

Chairman of Finance Frank Avila, Commissioner Cameron Davis, Commissioner Kimberly Du Buclet, Commissioner Marcelino Garcia, Vice-President Barbara J. McGowan, Commissioner Josina Morita, 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.**

Call Meeting to Order

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

Roll Call

Present: 9 - Frank Avila; Cameron Davis; Kimberly Du Buclet; Marcelino Garcia; Barbara J. McGowan; Josina Morita; Debra Shore; Mariyana T. Spyropoulos; and Kari K. Steele

Approval of Previous Board Meeting Minutes

A motion was made by Cameron Davis, seconded by Frank Avila, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Public Comments

Chelsey Grassfield, Friends of the Chicago River, addressed the Board regarding concerns over the Lake Michigan legal proceeding

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

Motions, Ordinances and Resolutions

Memorial Resolution

- 1 [20-0039](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners celebrating the life of Richard Barnett

Adopted

- 2 [20-0086](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners celebrating the life of William E. Dugan

Adopted

Resolution

- 3 [20-0017](#) RESOLUTION sponsored by the Board of Commissioners recognizing Greencorps Chicago for celebrating 25 years of providing valuable paid job training for individuals with barriers to employment

A motion was made by Frank Avila, seconded by Cameron Davis, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays

- 4 [20-0076](#) RESOLUTION sponsored by the Board of Commissioners celebrating the legacy of Dr. Martin Luther King Jr. and honoring United States Congressman Danny K. Davis

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

Ordinance

- 5 [O20-001](#) Authority to amend the Ethics Ordinance of the Metropolitan Water Reclamation District of Greater Chicago

Attachments: [Ordinance O20-001 - MWRD Ethics Ordinance \(1-15-20\).pdf](#)
[Ordinance O20-001 Amend Ethics Ordinance - Brd Letter.pdf](#)

A motion was made by Frank Avila, seconded by Mariyana T. Spyropoulos, that this Ordinance be Adopted. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Josina Morita, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele

Absent: 1 - Barbara J. McGowan

Recess and Convene as Committee of the Whole

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

Committee of the Whole

Approval of the Committee of the Whole Consent Agenda with the exception of Items: 3, 4, 5, 21, 36, 40 and 42

A motion was made by Cameron Davis, seconded by Marcelino Garcia, to defer Agenda Item #21 to the Regular Board Meeting. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Josina Morita, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele

Absent: 1 - Barbara J. McGowan

Item #36 was deferred by Marcelino Garcia

Item #40 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 Mariyana T. Spyropoulos, seconded by Cameron Davis. President Kari K. Steele called for any objections. No objections were voiced. Motion carried.

The Committee of the Whole meeting of January 23, 2020 was adjourned at 11:40 a.m.

Executive Session

None

Recess and Reconvene as Board of Commissioners

At 11:50 a.m. President Kari K. Steele reconvened the regular board meeting to order

Finance Committee

Report

- 6 [20-0064](#) Report on Cash Disbursements for the Month of November 2019, in the amount of \$28,905,190.70

Attachments: [November 2019 Cash Disbursements Summary](#)

Published and Filed

- 7 [20-0065](#) Report on Cash Disbursements for the Month of December 2019, in the amount of \$27,439,130.23

Attachments: [December 2019 Cash Disbursements Summary](#)

Published and Filed

Authorization

- 8 [20-0059](#) Authority to Transfer \$5,000,000.00 from the Corporate Fund to the Metropolitan Water Reclamation District Retiree Health Care Trust (101-25000-601250)

Approved

- 9 [20-0060](#) 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 2020, Pursuant to the Provisions of 70 ILCS 2605/9c

Approved

- 10 [20-0061](#) Authority to Transfer up to \$271,200,000.00 from the Corporate Working Cash Fund to Finance Corporate Fund Operations of the District in the Year 2020, Pursuant to the Provisions of 70 ILCS 2605/9b

Approved

- 11 [20-0062](#) 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 2020, Pursuant to the Provisions of 70 ILCS 2605/9e

Approved

Procurement Committee

Report

- 12 [20-0049](#) Report of bid opening of Tuesday, January 7, 2020

Published and Filed

- 13 [20-0066](#) Report on rejection of bids for Contract 20-653-11, Underground Infrastructure Cleaning at Various Locations, estimated cost \$1,670,100.00

Published and Filed

Authorization

- 14 [20-0038](#) Authorization for payment to the Water Research Foundation for the 2020 Annual Research Commitment in an amount not to exceed \$152,290.00, Account 101-15000-612280

Attachments: [WRF Projects.pdf](#)

Approved

Authority to Advertise

- 15 [19-1310](#) Authority to advertise Contract 20-753-11 Contract Farming at the Hanover Park Water Reclamation Plant, estimated cost \$440,000.00, Accounts 101-67000-612520/612530, Requisition 1521339 (*Deferred from the January 9, 2020 Board Meeting*)

Attachments: [Contract 20-753-11 AA Goal Review](#)

Approved

Issue Purchase Order

- 16 [20-0040](#) Issue purchase order and enter into an agreement with Skalar, Inc. for preventive maintenance, repairs and consumable supplies for five Skalar analyzer systems, in an amount not to exceed \$119,900.00, Accounts 101-16000-612970, 623570, Requisition 1531762

Approved

Award Contract

- 17 [20-0067](#) Authority to award Contract 20-625-11, Diving Services at Various Locations, to Global Infrastructure LLC, in an amount not to exceed \$140,000.00, Account 101-66000-612490, Requisition 1523120

Approved

- 18 [20-0068](#) Authority to award Contract 20-002-11 Furnish and Deliver Cylinder Gases and Bulk Liquid Argon to Various Locations for a One (1) Year Period, Groups A, B, and C to Matheson Tri-Gas, Inc., in amounts not to exceed \$56,855.21, and Group D to American Gases Corporation. in an amount not to exceed \$772.00, Account 101-20000-623840.

Attachments: [Contract 20-002-11 Item Descriptions.pdf](#)

Approved

- 19 [20-0074](#) Authority to award Contract 18-248-3P, S2EBPR Pilot Study, to Independent Mechanical Industries, Inc., in an amount not to exceed \$1,859,000.00, plus a five (5) percent allowance for change orders in an amount of \$92,950.00, for a total amount not to exceed \$1,951,950.00, Account 401-50000-645650, Requisition 1527152

Attachments: [Contract 18-248-3P Revised Appendix D and Appendix V Reports.pdf](#)
[Contract 18-248-3P Project View.pdf](#)

Approved

Increase Purchase Order/Change Order

- 20 [20-0048](#) Authority to increase purchase order for Contract 17-633-11, Furnish and Deliver Polymer, to Polydyne Inc., in an amount of \$3,800,000.00, from an amount of \$14,340,617.55, to an amount not to exceed \$18,140,617.55, Accounts 101-67000/68000/69000-623560, Purchase Order 3096188

Attachments: [Change Order Log - Contract 17-633-11](#)

Approved

- 21 [20-0051](#) Authority to increase purchase order 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 \$300,000.00, from an amount of \$900,000.00, to an amount not to exceed \$1,200,000.00, Account 501-50000-612430, Purchase Order 3094927

Attachments: [PUR - Increase PO to Neal and Leroy.pdf](#)

A motion was made by Cameron Davis, seconded by Frank Avila, that this Agenda Item be Approved. The motion carried by the following roll call vote:

Aye: 7 - Frank Avila, Kimberly Du Buclet, Marcelino Garcia, Josina Morita, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele

Nay: 1 - Cameron Davis

Absent: 1 - Barbara J. McGowan

- 22 [20-0052](#) Authority to increase purchase orders for Contract 18-632-11, Furnishing and Delivering Sodium Hypochlorite, to Rowell Chemical Corporation, in an amount of \$211,561.08 from an amount of \$1,691,735.31 to an amount not to exceed \$1,903,296.39, Accounts 101-67000/68000-623560, Purchase Orders 3101417 and 3101418

Attachments: [18-632-11 102319.pdf](#)

Approved

- 23 [20-0082](#) Authority to increase and extend purchase order with AT&T Corporation, as part of Contract 16-RFP-05 Point to Point Communications, in an amount of \$41,365.08, from an amount of \$34,586.64, to an amount not to exceed \$75,951.72, Account 101-27000-612210, Purchase Order 3096760

Approved

- 24 [20-0083](#) Authority to increase and extend the purchase order with AT&T Corporation, as part of Contract 16-RFP-05 Point to Point Communications, in an amount of \$187,243.27, from an amount of \$307,902.14, to an amount not to exceed \$495,145.41, Account 101-27000-612210, Purchase Order 3096748

Attachments: [3096748 Change Log 1-9-2020.pdf](#)

Approved

- 25 [20-0084](#) Authority to increase and extend purchase order with AT&T Corporation, for point to point telemetry services in an amount of \$493,625.20, from an amount of \$491,621.28, to an amount not to exceed \$985,246.48, Account 101-27000-612210, Purchase Order 3102511

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

Approved

Engineering Committee

Report

- 26 [20-0055](#) Report on change orders authorized and approved by the Director of Engineering during the month of December 2019

Attachments: [Attachment 1 CO Report December 2019 5% Contingency.pdf](#)
[Attachment 2 CO Status Report December 2019.pdf](#)

Published and Filed

Authorization

- 27 [20-0045](#) Authority to enter into an Intergovernmental Agreement and make payment to the Fox River Water Reclamation District for Phosphorus Removal Liquid Facilities for the Albin D. Pagorski Water Reclamation Facility of the Fox River Water Reclamation District (18-IGA-36) in an amount not to exceed \$7,504,968.00, Account 401-50000-612400, Requisition 1537616

Approved

Judiciary Committee

Report

- 28 [20-0050](#) Report on the Settlement of Workers' Compensation Claims and Miscellaneous Claims under \$10,000.00

Published and Filed

Authorization

- 29 [20-0069](#) Authority to settle the Workers' Compensation Claim of Marek Bielecki vs. MWRDGC, Claim number 19 WC 06705, Illinois Workers' Compensation Commission (IWCC), in the sum of \$66,665.48, Account 901-30000-601090

Approved

- 30 [20-0070](#) Authority to settle the Property Loss of the Village of Roselle Claim # AP 1460, in the sum of \$42,740.32, arising out of the December 17, 2018 Village of Roselle Main Force Repair, Account 901-30000-667220

Approved

- 31 [20-0078](#) Authority to settle the Illinois Workers' Compensation Claim of Barbara McGowan vs. MWRDGC, Claim W002034554 in the sum of \$19,000.00, Account 901-30000-601090

Approved

Maintenance & Operations Committee

Reports

- 32 [20-0072](#) Report on change orders authorized and approved by the Director of Maintenance and Operations during the month of December 2019

Attachments: [R-98 Report December 2019.pdf](#)

Published and Filed

Pension, Human Resources & Civil Service Committee

Report

- 33 [20-0063](#) 2019 Annual Report of the Civil Service Board

Attachments: [CSB Annual Report 2019.pdf](#)

Published and Filed

Real Estate Development Committee

Authorization

- 34 [20-0054](#) Authority to grant a 25-year, 3.223± acre non-exclusive easement to West Shore Pipe Line Company to continue to construct, operate, maintain, repair and remove a 16-inch subterranean petroleum pipeline on Main Channel Parcels 26.02, 26.03 and 26.07 and suspended over the Main Channel in Lemont Township, Illinois. Consideration shall be an initial annual fee of \$29,000.00

Attachments: [Authority to grant easement - West Shore - Aerial.pdf](#)

Approved

- 35 [20-0073](#) Authority to grant a second 10-year, non-exclusive easement extension to Skokie Eruv Committee, Inc. to continue to operate and maintain eight decorative poles and two 48-inch chain link fences upon and over District real estate along the west bank of the North Shore Channel between Oakton Street and Church Street in Skokie, Illinois. Consideration shall be a nominal fee of \$10.00

Attachments: [Grant Easement to Skokie Eruv Committee - Aerial.pdf](#)

Approved

State Legislation & Rules Committee

Authorization

- 36 [20-0053](#) Recommendation for the State of Illinois 2020 Legislative Program (*Deferred from the January 23, 2020 Board Meeting*)

Deferred by Marcelino Garcia

Stormwater Management Committee

Report

- 37 [20-0047](#) Report on Green Infrastructure, Detention, and Compensatory Storage Volumes Required by the Watershed Management Ordinance

Attachments: [2019 Q4.pdf](#)

Published and Filed

Authorization

- 38 [20-0044](#) Authority to approve, execute, and make payment for temporary and permanent easements from the Westchester Park District, Cook County, Illinois for the Addison Creek Channel Improvements (Contract 11-187-3F) located at 1100 to 1130 Norfolk Avenue in Westchester, Illinois, consideration shall be a one-time fee of \$14,524.00, Account 501-50000-667340

Approved

- 39 [20-0046](#) Authorization to negotiate and enter into an intergovernmental agreement with Maine Township for Contract 12-056-AF, Flood Control Project on Farmers Creek
Approved
- 40 [20-0056](#) Authority to enter into an Intergovernmental Agreement with and make payment to the Village of Chicago Ridge for the construction, operation and maintenance of the Metra Station Permeable Paver Parking Lot in Chicago Ridge, Illinois (20-IGA-07) in an amount not to exceed \$227,847.00, Account 501-50000-612400, Requisition 1537632
Deleted by the Executive Director
- 41 [20-0057](#) Authority to enter into an Intergovernmental Agreement with and make payment to the Village of Maywood for the construction, operation and maintenance of the Maywood Green Alleys Program in Maywood, Illinois (20-IGA-13) in an amount not to exceed \$541,000.00, Account 501-50000-612400, Requisition 1537631
Approved
- 42 [20-0088](#) MOTION to re-appoint retiree to Retirement Board of Metropolitan Water Reclamation District of Greater Chicago Pension Fund
A motion was made by Frank Avila, seconded by Kimberly Du Buclet, that this Motion be Adopted. The motion carried by the following roll call vote:
Aye: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Josina Morita, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele
Absent: 1 - Barbara J. McGowan

Approval of the Consent Agenda with the exception of Items: 3, 4, 5, 21, 36, 40 and 42

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

- Aye:** 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Josina Morita, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele
Absent: 1 - Barbara J. McGowan

Miscellaneous and New Business

Meeting Summary

Speakers

Sean Wiedel accepted the resolution recognizing Greencorps Chicago for celebrating 25 years of providing valuable paid job training for individuals with barriers to employment (Re: Resolution Item #3)

Cherita Logan accepted the resolution celebrating the legacy of Dr. Martin Luther King Jr. and honoring United States Congressman Danny K. Davis (Re: Resolution Item #4)

Summary of Requests*Real Estate Development Committee Item #34*

- 1. Debra Shore requested to review the age of the pipeline, the product being conveyed and the history of the owner to add to our preparedness and risk assessment for perpetual easements*
- 2. Josina Morita requested a memo on best practice and a study session be scheduled on these areas of concern*

Motion Item #42

- 1. Marcelino Garcia requested a better process at identifying qualifying candidates and a list of all upcoming appointments be presented to the Board in advance*

Miscellaneous & New Business

- 1. Cameron Davis requested the Board be briefed on the legal proceeding regarding Lake Michigan*
- 2. Frank Avila announced the plastic free water ordinance was introduced to the Chicago City Council to reduce pollutants in Chicago area waterways and the Great Lakes and requested staff review what the District can do*

Study Session

A Study Session will be held on Thursday, February 6, 2020, at 1:00 p.m. in the Board Room, 100 East Erie Street, Chicago, Illinois. The purpose of the Study Session is to discuss the Disparity Study.

Announcements

Kari K. Steele announced the African American history month celebrations will be taking place in the month of February. On Tuesday, February 4th is the raising of the African American flag outside the main office building. February 11th is the honoring of state African American officials. February 18th will be a celebration of the first African American MWRD department heads and February 25th will be a presentation of the story of Harriet Tubman.

Board Letter Submission Dates

The next regular board meeting is scheduled for February 6, 2020, 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: January 24, 2020

Date all agenda items are due to the Executive Director: 1:00 p.m., January 29, 2020

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, February 6, 2020 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: 8 - Frank Avila, Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Josina Morita, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele

Absent: 1 - Barbara J. McGowan

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 January 23, 2020, are hereby approved.

APPROVED:

/s/ Kari K. Steele

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

January 23, 2020