

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, May 20, 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.*

Call Meeting to Order

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

Announcements

The Clerk made an announcement regarding the procedures for the remote conference meeting

Roll Call

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

Approval of Previous Board Meeting Minutes

A motion was made by Barbara J. McGowan, seconded by Debra Shore, that the minutes from the last Regular Board Meeting of May 6, 2021 be approved without having to read them into the record. The motion carried by the following roll call vote:

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

A motion was made by Mariyana T. Spyropoulos, seconded by Barbara J. McGowan, that the minutes from the Public Hearing of May 6, 2021 be approved without having to read them into the record. The motion carried by the following roll call vote:

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

Public Comments

None

Recess and Convene as Committee of the Whole

A motion was made by Marcelino Garcia, seconded by Kimberly Du Buclet, to recess and convene as a committee of the whole. The motion carried by the following roll call vote:

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

Committee of the Whole

Approval of the Committee of the Whole Consent Agenda Items

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. The motion carried by the following roll call vote:

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

The Committee of the Whole meeting of May 20, 2021 was adjourned at 11:30 a.m.

Executive Session

A motion was made by Mariyana T. Spyropoulos, seconded by Cameron Davis, that an executive session be held for the Committee on Judiciary to discuss one matter of pending litigation. Motion carried by the following roll call vote:

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

A motion was made by Cameron Davis, seconded by Marcelino Garcia, that an executive session be held for the Committee on Information Technology to discuss security procedures. Motion carried by the following roll call vote:

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

Recess and Reconvene as Board of Commissioners

At 1:20 p.m. President Kari K. Steele reconvened the regular board meeting to order

Motions, Ordinances and Resolutions

Ordinance - Industrial Waste

- 1 [IW21-001A](#) Request Authority to Amend the Sewage and Waste Control Ordinance of the Metropolitan Water Reclamation District of Greater Chicago

Attachments: [Board Letter Sewage Waste Control Ordinance Amendment 5.20.21 unsigned](#)
[Sewage and Waste Control Ordinance 5.6.21 CLEAN COPY 5.11.21](#)
[Sewage and Waste Control Ordinance REDLINE COPY 5.11.21](#)

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

Aye: 8 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Josina Morita, Eira L. Corral Sepúlveda, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele

Absent: 1 - Barbara J. McGowan

Memorial Resolution

- 2 [21-0460](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners honoring the life of Bernarda Wong

Adopted

Resolution

- 3 [21-0452](#) RESOLUTION sponsored by the Board of Commissioners recognizing May as Asian/Pacific American Heritage Month and honoring Sophie Yang

A motion was made by Josina Morita, seconded by Marcelino Garcia, that this Resolution be Adopted. The motion carried by the following roll call vote:

Aye: 8 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Josina Morita, Eira L. Corral Sepúlveda, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele

Absent: 1 - Barbara J. McGowan

- 4 [21-0459](#) RESOLUTION sponsored by the Board of Commissioners honoring former Oak Park Village President/Mayor Anan Abu-Taleb

Adopted

Finance Committee

Report

- 5 [21-0446](#) Report on Cash Disbursements for the Month of April 2021, in the amount of \$22,929,090.40

Attachments: [April 2021 Cash Disbursements Summary](#)

Published and Filed

Procurement Committee

Report

- 6 [21-0431](#) Report of bid opening of Tuesday, May 4, 2021

Published and Filed

- 7 [21-0453](#) Report of bid opening of Tuesday, May 11, 2021

Published and Filed

Authority to Advertise

- 8 [21-0434](#) Authority to advertise Contract 21-025-11, Furnish and Deliver Plumbing Pipe, Fittings, and Valves to Various Locations for a One-Year Period, estimated cost \$295,000.00, Account 101-20000-623090

Approved

- 9 [21-0437](#) Authority to advertise Contract 21-645-11 Boiler Tuning and Maintenance Services at Various Locations, in an amount not to exceed \$795,000.00, Accounts 101-67000/68000/69000-612650/623070/623090, Requisition 1532049

Attachments: [Contract 21-645-11 Affirmative Action Goals Report](#)

Approved

- 10 [21-0438](#) Authority to advertise Contract 21-886-11, Reline Sodium Hypochlorite Tanks at the Calumet Water Reclamation Plant, estimated cost \$204,200.00, Account 101-68000-612650, Requisition 1559885

Attachments: [Contract 21-886-11 Affirmative Action Goals Report.pdf](#)

Approved

- 11 [21-0439](#) Authority to advertise Contract 21-915-11 Furnish and Deliver One Automatic Self-Cleaning Strainer to the Stickney Water Reclamation Plant, estimated cost \$70,000.00, Account 101-69000-634650, Requisition 1556022

Attachments: [Contract 21-915-11 Affirmative Action Goal Report.pdf](#)

Approved

- 12 [21-0442](#) Authority to advertise Contract 21-690-11, Beneficial Reuse of Biosolids from LASMA and CALSMA, estimated cost \$15,231,934.00, Accounts 101-68000/69000-612520, Requisitions 1560714, 1562378

Attachments: [Contract 21-690-11 Affirmative Action Goals Report, Groups A and B.pdf](#)

Approved

Issue Purchase Order

- 13 [21-0425](#) Issue purchase order for Contract 21-685-51 Furnishing, Delivering and Administration of Rain Barrels, to Greenlane Environmental & Recycling Services Inc., in an amount not to exceed \$169,500.00, Account 501-50000-623990, Requisition 1529300

Approved

- 14 [21-0426](#) Issue purchase order and enter into an agreement with Agilent Technologies, Inc. to furnish, deliver and install a Gas Chromatograph/Mass Spectrometer with Autosampler and associated consumables in an amount not to exceed \$93,431.24, Account 101-16000-634970, Requisition 1561743
Approved
- 15 [21-0427](#) Issue purchase order and enter into an agreement for Contract 20-RFP-27 Technical eLearning Courses for: Return-to-Work Program; Laboratory Skills; and Industrial Compliance and Safety with RedVector.com, LLC in an amount not to exceed \$100,950.00, Accounts 101-27000-623800, 61280, Requisition 1556002
Attachments: [Contract 20-RFP-27 Affirmative Action Goals Report.pdf](#)
Approved
- 16 [21-0428](#) Issue a purchase order and enter into an agreement with Environmental Design International Inc., for professional engineering services for Contract 14-260-5F Flood Control Project for the Washington Street Area in Blue Island, CSA in an amount not to exceed \$208,343.30, Account 501-50000-612450, Requisition 1560849
Attachments: [14-260-5F Appendix A and Appendix V Report.pdf](#)
Approved
- 17 [21-0429](#) Issue purchase order to The Institute of Electrical and Electronics Engineers, Inc. for IEEE Standards Library Online Software Licensing Maintenance, in an amount not to exceed \$30,970.00, Account 101-27000-612820, Requisition 1562809
Approved
- 18 [21-0430](#) Issue purchase order to SAS Institute Inc. for Renewal of Existing SAS Software and SAS Software Extensions Licenses, in an amount not to exceed \$28,807.00, Account 101-27000-612820, Requisition 1559864
Approved
- 19 [21-0433](#) Issue purchase order to CDW Government LLC, to Furnish and Deliver FireEye Licensing and Support, in an amount not to exceed \$86,600.00, Account 101-27000-612840, Requisition 1563201
Approved
- 20 [21-0441](#) Issue purchase order for Contract 21-606-11, Grazing Control of Vegetation, to Vegetation Solutions, LLC, in an amount not to exceed \$95,000.00, Accounts 101/501-50000/67000/68000-612330/612420, Requisitions 1549430, 1549480, and 1549481
Approved

- 21 [21-0454](#) Issue purchase order and enter into an agreement for Contract 20-RFP-09 eLearning Supervisory Skills Training with To 11, LLC in an amount not to exceed \$88,000.00, Account 101-25000-601100, Requisition 1547246

Attachments: [Contract 20-RFP-09 Affirmative Action Goals Report](#)

Approved

Award Contract

- 22 [21-0435](#) Authority to award Contract 21-006-11 Furnish and Deliver Janitorial Supplies to Various Locations for a One-Year Period, Group A to Cicero Mfg. & Supply Co., Inc., in an amount not to exceed \$63,205.75, Group B to Synergy Systems, LLC, in an amount not to exceed \$38,470.10, and Group C to Warehouse Direct, Inc., in an amount not to exceed \$37,881.23, Accounts 101-20000-623170, 623660

Attachments: [Contract 21-006-11 Item Descriptions - Groups A, B and C.pdf](#)

Approved

- 23 [21-0448](#) Authority to award Contract 20-903-31, Furnish, Deliver and Install Coarse Screens at the Stickney Water Reclamation Plant to IHC Construction Companies, L.L.C., in an amount not to exceed \$4,374,000.00, Account 401-50000-645700, Requisition 1547712 (*As Revised*)

Attachments: [Contract 20-903-31 Revised Appendix D and Appendix V Reports.pdf](#)

Approved

- 24 [21-0449](#) Authority to award Contract 21-673-11, Heavy Equipment Repairs at Various Locations, Groups A and B, to West Side Tractor Sales Co., in an amount not to exceed \$548,600.00, Accounts 101-68000/69000-612760, Requisitions 1546936 and 1546518

Attachments: [Contract 21-673-11 Affirmative Action Goals Report - Group A.pdf](#)
[Contract 21-673-11 Affirmative Action Goals Review - Group B.pdf](#)

Approved

- 25 [21-0457](#) Authority to award Contract 19-542-3M, Central Boiler Facility and Electrical Updates, Hanover Park Water Reclamation Plant, Hanover Park, Illinois, to IHC Construction Companies, LLC., in an amount not to exceed \$13,730,000.00, plus a five (5) percent allowance for change orders in an amount of \$686,500.00, for a total amount not to exceed \$14,416,500.00, Account 401-50000-645650, Requisition 1548108

Attachments: [Contract 19-542-3M Revised Appendix D and Appendix V Reports.pdf](#)

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

Nay: 8 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Josina Morita, Eira L. Corral Sepúlveda, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele

Absent: 1 - Barbara J. McGowan

Increase Purchase Order/Change Order

- 26 [21-0440](#) Authority to increase Contract 16-079-3D Rehabilitation of North Branch Pumping Station, NSA, to Path Construction Company, Inc. in an amount of \$2,735.03, from an amount of \$5,426,811.71, to an amount not to exceed \$5,429,546.74, Account 401-50000-645780, Purchase Order 4000060

Attachments: [Change Order Log - Purchase Order 4000060.pdf](#)

Approved

Engineering Committee

Report

- 27 [21-0443](#) Report on change orders authorized and approved by the Director of Engineering during the month of April 2021

Attachments: [Attachment 1 CO Report April 2021 5% Contingency.pdf](#)
[Attachment 2 CO Status Report April 2021 BM 5.20.21](#)

Published and Filed

Judiciary Committee

Authorization

- 28 [21-0420](#) Authority to settle the Workers' Compensation Claim of Earl Ebers Jr. vs. MWRDGC, Claim number 18 WC 28363, Illinois Workers' Compensation Commission (IWCC), in the sum of \$13,519.94, Account 901-30000-601090

Approved

- 29 [21-0421](#) Authority to settle the Illinois Workers' Compensation Claim of Tom Benigno vs. MWRDGC, Claim Number 21 WC 007907 in the sum of \$200,000.00, Account 901-30000-601090

Approved

- 30 [21-0445](#) Authority to settle the Workers' Compensation Claim of Keefe Ammons vs. MWRDGC, Claim number 19WC034152, Illinois Workers' Compensation Commission (IWCC), in the sum of \$20,917.25, Account 901-30000-601090

Approved

Pension, Human Resources & Civil Service Committee

Report

- 31 [21-0444](#) Annual Report for the Deferred Compensation Plan and Trust for 2020

Attachments: [Deferred Comp Plan 2020 Exhibit 1.pdf](#)

Published and Filed

Real Estate Development Committee**Authorization**

- 32 [21-0423](#) Authority to pay preliminary just compensation in the amount of \$210,000.00 to acquire permanent and temporary easements at 2001 West 21st Street in Broadview, Illinois in the eminent domain lawsuit entitled *The Metropolitan Water Reclamation District of Greater Chicago v. RIPA, LLC, et al.*, Case No. 20L050195 in the Circuit Court of Cook County, Illinois, Account 501-50000-667330, Stormwater Management Fund

Attachments: [RE - MWRD v RIPA 2001 West 21st Street Parcel 272-273 - Aerial.pdf](#)

Approved

- 33 [21-0424](#) Consent to an assignment of easement from Kornerstone Properties, LLC to ISF Chicago LLC and Byline Bank, as co-grantees, to use and maintain the District-owned portions of Edmier Road between Cicero Avenue and Ridgeland Avenue in Stickney and Forest View, Illinois. Consideration shall be a document preparation fee of \$5,000.00 (As Revised)

Attachments: [RE - Assign Easement on Edmier Road from Kornerstone to ISF Chicago - Aerial.pdf](#)

Approved

- 34 [21-0450](#) Authority to pay 2020 real estate taxes in the amount of \$550,503.94 for Metropolitan Water Reclamation District of Greater Chicago's real estate located in Will County, Illinois. Account 101-30000-667130

Approved

Stormwater Management Committee**Authorization**

- 35 [21-0455](#) Authority to enter into an intergovernmental agreement with and make payment to the City of Palos Hills for the acquisition of flood-prone properties (20-IGA-25) in an amount not to exceed \$800,000.00, Account 501-50000-612400, Requisition 1563479

Attachments: [20-IGA-25 Exhibit 1.pdf](#)

Approved

- 36 [21-0456](#) Authority to enter into an Intergovernmental Agreement with and make payment to the Village of Flossmoor for the construction, operation, and maintenance of the Drainage Improvements at Evans Road and Douglas Avenue, CSA (20-IGA-36) in an amount not to exceed \$754,000.00, Account 501-50000-612400, Requisition 1563204

Attachments: [Project Location 20-IGA-36.pdf](#)

Approved

- 37 [21-0458](#) Authority to enter into an Intergovernmental Agreement with and make payment to the Village of Forest Park for the construction, operation, and maintenance of the Permeable Paver Parking Lot Project in Forest Park, SSA (21-IGA-08) in an amount not to exceed \$201,600.00, Account 501-50000-612400, Requisition 1563212

Attachments: [Forest Park Exhibit 1 - Project Vicinity Map and Conceptual Drawing \(1\).pdf](#)

Approved

- 38 [21-0447](#) Issue purchase order and enter into an agreement with Katten Muchin Rosenman LLP for Contract 20-RFP-25, Legal Advisory Services Related to the District Financing Program, for a five-year period in an amount not to exceed \$218,000.00, Account 101-11000-612430, Requisition 1549945

Attachments: [Contract 20-RFP-25 Affirmative Action Goals Report.pdf](#)
[Attachment A - Counsel Eligible Firms 2021 \(0518\)](#)

Approved

- 39 [21-0463](#) RESOLUTION sponsored by the Board of Commissioners acknowledging Sotiris Rekoumis

Adopted

Approval of the Consent Agenda with the exception of Items: 1, 3 and 25

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

Aye: 8 - Cameron Davis, Kimberly Du Buclet, Marcelino Garcia, Josina Morita, Eira L. Corral Sepúlveda, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele

Absent: 1 - Barbara J. McGowan

Miscellaneous and New Business

Meeting Summary

Speakers

None

Summary of Requests*Procurement Committee Item #25*

1. Debra Shore requested staff investigate automating the Procurement system to include notification to vendors of missing signatures or information and to consider compliance review or other measures to ensure rejection of bids for missing information does not reoccur. Additionally, Debra Shore requested that unbundling of contracts be considered.

2. Kari K. Steele requested staff work to provide options to ensure an instance like this does not reoccur and also that this contract and whenever possible future contracts be unbundled

3. The Board requested a timeline to provide options to resolve the issue and that contracts whenever possible be unbundled before presented to the Board

Miscellaneous & New Business

1. Mariyana T. Spyropoulos requested a memo on the economic impact significant projects have on our agency and the surrounding community as well as the environmental justice impact of projects in the community

Study Session

None

Board Letter Submission Dates

The next regular board meeting is scheduled for June 3, 2021, 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: May 21, 2021

Date all agenda items are due to the Executive Director: 1:00 p.m., May 26, 2021

Adjournment

A motion was made by Cameron Davis, seconded by Mariyana T. Spyropoulos, that when the Board Adjourns, it adjourns to meet again on Thursday, June 3, 2021 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, Josina Morita, Eira L. Corral Sepúlveda, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele

Absent: 2 - Marcelino Garcia, 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 May 20, 2021, are hereby approved.

APPROVED:

/s/ Kari K. Steele

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

May 20, 2021