



# Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street  
Chicago, IL 60611

## Legislation Details (With Text)

**File #:** 19-0699 **Version:** 1  
**Type:** Agenda Item **Status:** Adopted  
**File created:** 7/11/2019 **In control:** Procurement Committee  
**On agenda:** 8/8/2019 **Final action:** 8/8/2019  
**Title:** Authority to decrease purchase order with Deutsch, Levy, Engel LLC, for legal services in representing the District in an environmental remediation action against Nicor/ComEd for District property at Oakton Street and McCormick Boulevard in Skokie, Illinois in an amount of \$30,423.50 from an amount of \$671,471.65 to an amount not to exceed \$641,048.15, Account 901-30000-667220, Purchase Order A84545 (As Revised)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 8-8-19 Board Letter Deutsch Levy PO A84545 - change order log.pdf

Date	Ver.	Action By	Action	Result
8/8/2019	1	Board of Commissioners	Approved	Pass

### TRANSMITTAL LETTER FOR BOARD MEETING OF AUGUST 8, 2019

#### COMMITTEE ON PROCUREMENT

Mr. Brian A. Perkovich, Executive Director

Authority to decrease purchase order with Deutsch, Levy, Engel LLC, for legal services in representing the District in an environmental remediation action against Nicor/ComEd for District property at Oakton Street and McCormick Boulevard in Skokie, Illinois in an amount of \$30,423.50 from an amount of \$671,471.65 to an amount not to exceed \$641,048.15, Account 901-30000-667220, Purchase Order A84545 (*As Revised*)

Dear Sir:

On December 19, 1996, the Board of Commissioners authorized the Purchasing Agent to issue a purchase order and enter into an agreement with Deutsch, Levy, Engel LLC, for legal services in representing the District in an environmental remediation action against Nicor/ComEd ("Utilities") for District property at Oakton Street and McCormick Boulevard in Skokie, Illinois, in an amount not to exceed \$50,000.00. The case involved the District's efforts to have the prior owner (Nicor/ComEd) remediate the environmental contamination of the site resulting from their prior operation of a manufactured gas plant at the subject location. The site has been fully remediated by Nicor/ComEd.

The reason for the requested change order is to reduce and close the purchase order.

As of July 2, 2019, the attached list of change orders has been approved. The effect of these change orders resulted in an increase of \$621,471.65 from the original amount awarded of \$50,000.00. The current value of the contract is \$671,471.65. The prior approved change orders reflect a 1,242.9% increase to the original contract value.

The change order is in compliance with the Illinois Criminal Code since the change is in the best interest of the

District and was not foreseeable at the time of the signing of 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 decrease the purchase order an amount of \$30,423.50 (4.5% of the current Contract value) from an amount not to exceed \$671,471.65 to an amount not to exceed \$641,048.15.

Funds will be restored in Account 901-30000-667220.

Requested, Susan Morakalis, General Counsel SM:CN

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 August 8, 2019

Attachment