



# Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street  
Chicago, IL 60611

## Legislation Text

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File #: 21-0763, Version: 1

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### TRANSMITTAL LETTER FOR BOARD MEETING OF SEPTEMBER 2, 2021

#### COMMITTEE ON STORMWATER MANAGEMENT

Mr. Brian A. Perkovich, Executive Director

Authority to enter into an Intergovernmental Agreement with and make payment to the Village of Richton Park for the construction, operation, and maintenance of the Detention Basin at Butterfield Creek, CSA (20-IGA-38) in an amount not to exceed \$2,000,000.00, Account 501-50000-612400, Requisition 1567530

Dear Sir:

Authorization is requested to enter into an Intergovernmental Agreement (IGA) with and make payment to the Village of Richton Park (Village) for the Detention Basin at Butterfield Creek, CSA (20-IGA-38) in an amount not to exceed \$2,000,000.00.

On July 16, 2020, the Board of Commissioners authorized the District to negotiate IGAs to assist various local municipalities and other governmental organizations with stormwater projects under the Local Stormwater Partnership Program, including the Village of Richton Park. Under this project, the Village proposes to construct a detention basin on the east bank of Butterfield Creek, south of Sauk Trail and west of Governors Highway, as depicted in the attached exhibit. This project is intended to provide flood relief for residential and commercial structures in the project area and reduce frequency of roadway flooding along Sauk Trail and Governors Highway which are major thoroughfares in the Village. The District and the Village have agreed in principle to the terms of the IGA, which include payment by the District towards construction costs in an amount not to exceed \$2,000,000.00. Partial payments to the Village will be made at predefined intervals during construction, which is anticipated to commence in 2022. The Village will contribute funding towards the overall project costs estimated at \$4,545,678.00, including design and construction management. The IGA requires the Village to advertise and award the construction contracts in conformance with the District's Purchasing Act, Multi-Project Labor Agreement, and Affirmative Action Requirements.

The IGA also contains provisions which allow the District to review the project's design and perform inspections after construction. The design has also been reviewed for the potential application of District biosolids, and the usage of biosolids on this project will be included in a summary report to be provided to the Board.

The Affirmative Action goals to be applied to the total amount of reimbursement provided by the District for this project are 20 percent for Minority-owned Business Enterprises (MBE), 10 percent for Women-owned Business Enterprises (WBE), 10 percent for Small Business Enterprises (SBE) and 3 percent for Veteran-owned Business Enterprises (VBE). The Village has indicated that it does not have a Diversity program of its own, but has been encouraged to apply the District's goals beyond our funding for the project. The terms of the IGA include a provision for the District to withhold funds from reimbursement requests if the Village is not meeting the goals applied to the District's funding. After constructed, the participation of MBE, WBE, SBE and VBE on this project will be provided in an annual report summarizing goal attainment on stormwater partnerships.

Based on the foregoing, it is requested that the Board of Commissioners grant authority to enter into an IGA with the Village and make payment in an amount not to exceed \$2,000,000.00. It is further requested that the Chairman of the Committee on Finance, Executive Director and Clerk be authorized to execute said agreement on behalf of the District, as well as any documents necessary to effectuate the transaction and conveyance, upon approval by the Director of Engineering as to technical matters and by the General Counsel as to form and legality.

Funds for the 2022 expenditure in the amount of \$2,000,000.00 are available in Account 501-50000-612400, contingent on the Board of Commissioners' approval of the District's budget for 2022.

Requested, Catherine A. O'Connor, Director of Engineering, KMF:JK

Recommended, Brian A. Perkovich, Executive Director

Disposition of this agenda item will be documented in the official Regular Board Meeting Minutes of the Board of Commissioners for September 2, 2021

Attachment