



# Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street  
Chicago, IL 60611

## Legislation Text

---

File #: 22-0534, Version: 1

---

### TRANSMITTAL LETTER FOR BOARD MEETING OF JUNE 2, 2022

#### COMMITTEE ON STORMWATER MANAGEMENT

Mr. Brian A. Perkovich, Executive Director

Authority to enter into an Intergovernmental Agreement with and make payment to the City of Des Plaines for the design, construction, operation, and maintenance of the Pervious Concrete Alley Improvement Project in Des Plaines (22-IGA-03) in an amount not to exceed \$139,000.00, Account 501-50000-612400, Requisition 1582089

Dear Sir:

Authorization is requested to enter into an Intergovernmental Agreement (IGA) with and make payment to the City of Des Plaines (City) for the design, construction, operation, and maintenance of the Pervious Concrete Alley Improvement Project in Des Plaines (22-IGA-03) in an amount not to exceed \$139,000.00.

On November 4, 2021, the Board of Commissioners authorized the District to negotiate IGAs to assist various local municipalities and other governmental organizations with stormwater projects under the Green Infrastructure (GI) Program, including the City of Des Plaines. Under this project, the City proposes reconstructing five alleys using permeable concrete throughout the City as depicted in the attached exhibit. The project is expected to mitigate flooding in the project area and demonstrate to the local residents the benefits of constructing GI. The project will reduce and attenuate stormwater runoff in the vicinity of the project area by providing an estimated 74,473 gallons of stormwater storage for which the District will include in its annual reporting to the United States Environmental Protection Agency for the GI portion of the District's consent decree.

The District and the City 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 \$139,000.00. The total project cost including construction is estimated to be \$637,560.00. Partial payments to the City will be made at predefined intervals during construction, which is anticipated to commence in 2022. The City has contributed to engineering and other design-related costs of the project, will assume responsibility for construction, operation, and maintenance of the project, and be solely responsible for any change orders. The IGA contains provisions which allow the District to review the project's design, including the potential application of District biosolids, and perform inspections after construction. The IGA also requires the City to advertise and award the construction contracts in conformance with the District's Purchasing Act, Multi-Project Labor Agreement, and Affirmative Action Requirements.

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 City 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 City is not meeting the goals applied to the District's funding. After construction, the participation of MBE, WBE, SBE and VBE on this

project, as well as the usage of District biosolids, 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 for the District to enter into an IGA with and make payment to the City in an amount not to exceed \$139,000.00. 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 are available in Account 501-50000-612400.

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 June 2, 2022

Attachment