



# Metropolitan Water Reclamation District of Greater Chicago Meeting Minutes

100 East Erie Street  
Chicago, IL 60611

## Committee of the Whole

*Chairman of Finance Frank Avila, Commissioner Timothy Bradford, Commissioner Martin J. Durkan, Vice President Barbara J. McGowan, Commissioner Josina Morita, Commissioner Debra Shore, Commissioner Kari K. Steele, Commissioner David J. Walsh, President Mariyana T. Spyropoulos*

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Thursday, January 19, 2017

10:35 AM

Board Room

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### Call Meeting to Order

President Mariyana T. Spyropoulos presiding, called the meeting to order at 11:30 a.m.

### Roll Call

**Present:** 8 - Timothy Bradford; Martin J. Durkan; Barbara J. McGowan; Josina Morita; Debra Shore; Kari K. Steele; David J. Walsh; and Mariyana T. Spyropoulos  
**Absent:** 1 - Frank Avila

### Finance Committee

#### Report

- 1 [17-0083](#) Report on payment of principal and interest for outstanding District bonds due on January 1, 2017

**Attachments:** [DS 2017-01 att.pdf](#)

**Recommended**

- 2 [17-0087](#) Report on Cash Disbursements for the Month of December 2016, in the amount of \$55,663,908.93

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

**Recommended**

#### Authorization

- 3 [17-0078](#) Authority to Transfer up to \$230,000,000.00 from the Corporate Working Cash Fund to Finance Corporate Fund Operations of the District in the Year 2017, Pursuant to the Provisions of 70 ILCS 2605/9b

**Recommended**

- 4 [17-0079](#) Authority to Transfer up to \$16,200,000.00 from the Construction Working Cash Fund to Finance Construction Fund Operations of the District in the Year 2017, Pursuant to the Provisions of 70 ILCS 2605/9c  
**Recommended**
- 5 [17-0080](#) Authority to Transfer up to \$38,800,000.00 from the Stormwater Management Working Cash Fund to Finance Stormwater Management Fund Operations of the District in the Year 2017, Pursuant to the Provisions of 70 ILCS 2605/9e  
**Recommended**
- 6 [17-0081](#) Authority to Transfer \$13,000,000.00 from the Capital Improvements Bond Fund, in the amounts of \$6,000,000.00 to the Corporate Fund and \$7,000,000.00 to the Construction Fund  
**Recommended**
- 7 [17-0082](#) Authority to Transfer \$5,000,000.00 from the Corporate Fund to the Metropolitan Water Reclamation District Retiree Health Care Trust (101-25000-601250)  
**Recommended**

## Procurement Committee

### Report

- 8 [17-0051](#) Report on advertisement of Request for Proposal 17-RFP-17 Employee Assistance Program, estimated cost \$365,450.00, Account 101-25000-612260, Requisition 1451373  
**Recommended**
- 9 [17-0074](#) Report on rejection of proposals for 16-RFP-09, Design, Build, Operate and Maintain a Native Plant and Tree Nursery at the Hanover Park Water Reclamation Plant, Fischer Farm, estimated cost \$2,500,000.00  
**A motion was made by Timothy Bradford, seconded by David J. Walsh, that the Executive Director be given authorization to delete this Agenda Item. The motion carried by the following roll call vote:**
- Aye:** 8 - Timothy Bradford, Martin J. Durkan, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, David J. Walsh, Mariyana T. Spyropoulos
- Absent:** 1 - Frank Avila
- 10 [17-0077](#) Report of bid opening of Tuesday, January 10, 2017  
**Recommended**

### Authorization

- 11 [17-0058](#) Authorization for MWRD to become a member of DIGGER, the City of Chicago Department of Transportation's One-Call System for underground utility damage prevention, and make payment to the City of Chicago Department of Revenue for the annual fee in an amount not to exceed \$16,000.00, Account 101-50000-612430

**Recommended**

- 12 [17-0067](#) Authorization to amend Board Order of January 5, 2017, regarding issue purchase order for Contract 16-480-11, Renew and Provide Maintenance and Support for All Existing MWRD Polycom Videoconference Equipment, to CDW Government LLC, in an amount not to exceed \$14,119.54, Account 101-27000-612840, Requisition 1434636, Agenda Item No. 28, File No. 17-0034

**Recommended**

- 13 [17-0075](#) Authorization for payment to Barnes & Thornburg LLP for the 2017 Federal Water Quality Coalition (Coalition) membership dues in the amount of \$12,500.00, Account 101-15000-612280

**Recommended**

#### Authority to Advertise

- 14 [17-0003](#) Authority to advertise Contract 17-613-11 Scavenger Services at Various Service Areas, estimated cost \$3,994,900.00, Accounts 101-66000/67000/68000/69000-612520, Requisitions 1445212, 1437175, 1449772, 1440568, 1449774, 1449775 and 1449762 (*Deferred from the January 5, 2017 Board Meeting*)"ADOPTED AS AMENDED, REFER TO FILE ID#17-0003A"

*Motion made by Barbara J. McGowan, seconded by Timothy Bradford to amend File No. 17-0003 (Agenda Item No. 14): Authority to advertise Contract 17-613-11 Scavenger Services at Various Service Areas, estimated cost \$3,994,900.00, Accounts 101-66000/67000/68000/69000-612520, Requisitions 1445212, 1437175, 1449772, 1440568, 1449774, 1449775 and 1449762 (Deferred at the January 5, 2017 Board Meeting)*

*I hereby move to amend File No. 17-0003, Agenda Item No. 14 by adding the following sentence at the end of the second full paragraph:*

*In order to afford small haulers an opportunity to compete and foster greater overall competition, the contract is broken into seven groups: Stickney, Calumet, O'Brien, Egan, Kirie, Hanover Park Water Reclamation Plants, and the Lockport Powerhouse. Motion carried by roll call 8:0 Refer to File ID #17-0003A*

**A motion was made by Timothy Bradford, seconded by Barbara J. McGowan, that this Agenda Item be Recommended. The motion carried by the following roll call vote:**

**Aye:** 8 - Timothy Bradford, Martin J. Durkan, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, David J. Walsh, Mariyana T. Spyropoulos

**Absent:** 1 - Frank Avila

- 15 [17-0055](#) Authority to advertise Contract 17-970-11, Janitorial Services at Various Locations, Estimated Cost \$226,300.00, Account 101-69000-612490, Requisition 1450843

**Recommended**

#### Issue Purchase Order

- 16 [17-0052](#) Issue purchase order and enter into an agreement for Contract 16-RFP-29, Specialized Audit Services for Professional Legal and Engineering Consultant Contracts, with Baker Tilly Virchow Krause, LLP, in an amount not to exceed \$23,840.00, Account 101-40000-612430, Requisition 1436941.

**Recommended**

- 17 [17-0057](#) Issue a purchase order and enter into an agreement with the University of Illinois at Urbana-Champaign for Contract 16-838-5C Watershed Specific Release Rate Study, Phase II for the Illinois State Water Survey to conduct Phase II of a Watershed Specific Release Rate Study for the Watershed Management Ordinance in an amount not to exceed \$679,303.00, Account 501-50000-612440, Requisition 1453760

**Recommended**

- 18 [17-0066](#) Issue purchase order for Contract 17-693-11, Use of a Sanitary Landfill, Groups A and B, to Waste Management of Illinois, Inc., in an amount not to exceed \$54,000.00, Account 101-66000-612520, Requisition 1450843

**Recommended**

- 19 [17-0073](#) Issue purchase order for Contract 17-802-21, Furnish and Deliver a Turbo Blower to the Lemont Water Reclamation Plant, to APGN, Inc., in an amount not to exceed \$179,000.00, Account 201-50000-634650, Requisition 1436943

**Recommended**

#### Award Contract

- 20 [17-0065](#) Authority to award Contract 17-614-11, Elevator Maintenance at Various Service Areas, Groups A, B, C and D to Parkway Elevators, Inc., in an amount not to exceed \$932,850.00, Accounts 101-15000- 67000, 68000, 69000-612370, 612390, 612600, 612680, Requisitions 1434487, 1434490, 1437849, and 1437856

**Attachments:** [Contract 17-614-11 Revised Appendix D Report.pdf](#)

**Recommended**

#### Increase Purchase Order/Change Order

- 21 [17-0044](#) Authority to increase purchase order and amend the agreement with AT&T Corporation, for Contract 10-RFP-08 Broadband Internet Access, in an amount of \$25,700.00 from an amount of \$522,235.06 to an amount not to exceed \$547,935.06, Account 101-27000-612210, Purchase Order 3069419

Attachments: [PO 3069419 co log.pdf](#)

**Recommended**

- 22 [17-0053](#) Authority to increase purchase order and exercise an option to extend agreement for two additional one year periods, for Contract 13-RFP-14, Litigation Case and Document Management System for the District's Law Department for a Three-Year Period, with Legal Files Software, Inc., in an amount not to exceed \$19,476.00 from an amount of \$91,554.00, to an amount not to exceed \$111,030.00, Account 101-27000-612820, Purchase Order 3079531

Attachments: [PO 3079531 Legal Files Software, Inc..pdf](#)

**Recommended**

## Engineering Committee

### Report

- 23 [17-0076](#) Report on change orders authorized and approved by the Director of Engineering during the month of December 2016

Attachments: [Attachment 1 CO Report December 2016 \\$10,000.pdf](#)  
[Attachment 2 CO Report December 2016 5% Contingency.pdf](#)  
[Attachment 3 CO Status Report December.pdf](#)

**Recommended**

### Authorization

- 24 [17-0068](#) Authority to accept and approve a temporary easement grant from EFN Bellwood Property, LLC for the Addison Creek Reservoir, Stickney Service Area (Contract 11-186-3F), consideration is \$17,400.00, Account No. 401-50000-667340

**Recommended**

- 25 [17-0069](#) Authority to accept and approve a permanent easement grant from the Memorial Park District for the Addison Creek Reservoir, Stickney Service Area (Contract 11-186-3F), consideration is \$14,400.00, Account No. 401-50000-667340

**Recommended**

## Judiciary Committee

### Authorization

- 26 [17-0061](#) Authority to settle the Workers' Compensation Claim of Ronald Esposito vs. MWRDGC, Claim W001318549, Illinois Workers' Compensation Commission (IWCC), in the sum of \$42,500.00, Account 901-30000-601090

**Recommended**

- 27 [17-0062](#) Authority to settle the Workers' Compensation Claim of Ronald Gotsch vs. MWRDGC, Claim W001502802, Illinois Workers' Compensation Commission (IWCC), in the sum of \$15,104.40, Account 901-30000-601090

**Recommended**

- 28 [17-0063](#) Authority to settle the Workers' Compensation Claim of Kenneth Kocian vs. MWRDGC, Claim 14 WC 17380, Illinois Workers' Compensation Commission (IWCC), in the sum of \$41,080.49, Account 901-30000-601090

**Recommended**

## Maintenance & Operations Committee

### Authorization

- 29 [17-0054](#) Authority to issue specific leases to tenant farmers under the farm management program administrated by the District's consultant, Heartland Bank and Trust Company, for land parcels of various acreages located at the Prairie Plan Operations in Fulton County, Illinois, for a one year period, pursuant to 12-RFP-25, Farm Management Support Services. Consideration shall be a sum total for all leases of \$524,244.88

**Attachments:** [Lease Data Sheet for 2017.pdf](#)

**Recommended**

## Pension, Human Resources & Civil Service Committee

### Report

- 30 [17-0060](#) 2016 Annual Report of the Civil Service Board

**Attachments:** [MWRDC Annual Report 2016-signed.pdf](#)

**Recommended**

## Real Estate Development Committee

### Authorization

- 31 [17-0047](#) Authority to issue a five (5) year permit extension to EA Engineering, Science, and Technology, Inc. to continue to use the access road and boat ramp located on an approximately 50' x 8' area of District Main Chanel Parcel 15.05 in Lockport, Will County, Illinois, to launch and retrieve boats. Consideration shall be an annual fee of \$5,000.00

Attachments: [Aerial Map.Parcel 15.05 1.19.17.pdf](#)

**Recommended**

- 32 [17-0064](#) Authority to grant a 25-year, 1,560.00' x 45' non-exclusive easement to Illinois Bell Telephone Company d/b/a AT&T Illinois to install, maintain, operate, repair, replace and remove transmission lines and facilities on District real estate located east of the Harlem Avenue Bridge between College Drive and 116th Street in Worth and Palos Heights, Illinois, and known as Cal-Sag Channel Parcels 9.03 and 9.04. Consideration shall be an initial annual fee of \$5,000.00

Attachments: [Aerial Map.Parcels 9.03 & 9.04.pdf](#)

**Recommended**

- 33 [17-0071](#) Authorization to assign four (4) permanent easements to the Village of Palatine and the Palatine Park District for maintenance of the Flood Control Project for Upper Salt Creek (Contract 10-884-AF) in Palatine, Illinois

Attachments: [Aerial Map.Upper Salt Creek.pdf](#)

**Recommended**

- 34 [17-0072](#) Authority to pay final just compensation in the amount of \$283,800.00 to acquire by "quick-take" the fee simple title to real estate commonly known as 6633 W. 86th Street in Burbank, IL from Sharon Passarella, in the eminent domain lawsuit entitled *The Metropolitan Water Reclamation District of Greater Chicago v. Sharon Passarella, et al.*, Case No. 16L050538 in the Circuit Court of Cook County, Account 401-50000-656010, Capital Improvements Bond Fund

Attachments: [Aerial Map.6633 W. 86th Street 1.19.17.pdf](#)

**Recommended**

## State Legislation & Rules Committee

### Authorization

- 35 [17-0089](#) Recommendations for the State of Illinois 2017 Legislative Program

Deleted by the Executive Director

## Stormwater Management Committee

**Authorization**

- 36 [17-0070](#) Authorization to enter into an Intergovernmental Agreement with the Lake County Forest Preserve District for construction of off-site wetland mitigation necessary for Contract 13-370-3F, Buffalo Creek Reservoir Expansion, with payment to the Lake County Forest Preserve District in an amount not to exceed \$400,000.00, Account 501-50000-612400

**Recommended**

**Miscellaneous & New Business****Memorial Resolution**

- 37 [17-0085](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Maye Viola Turner
- A motion was made by Timothy Bradford, seconded by David J. Walsh, that this Memorial Resolution be Recommended. The motion carried by acclamation. Chorus of ayes - No nays**

- 38 [17-0088](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Javon Alexander Jordan Wilson
- A motion was made by Timothy Bradford, seconded by Debra Shore, that this Memorial Resolution be Recommended. The motion carried by acclamation. Chorus of ayes - No nays**

**Resolution**

- 39 [17-0046](#) RESOLUTION sponsored by the Board of Commissioners commending and supporting the Buffalo Creek Watershed Plan
- A motion was made by Timothy Bradford, seconded by Martin J. Durkan, that this Resolution be Recommended. The motion carried by acclamation. Chorus of ayes - No nays**

**Additional Agenda Items**

- 40 [17-0090](#) Authority to settle Natural Resources Defense Council, Inc. et al. v. Metropolitan Water Reclamation District of Greater Chicago, pending in the United States District Court, Northern District of Illinois, Case No. 11- CV- 2937 and Prairie Rivers Network, et al. v. Illinois Environmental Protection Agency, et al., PCB Case Nos. 14-106, 14-107, and 14-108 pending before the Illinois Pollution Control Board, and to execute documents necessary to effectuate settlement

**Recommended**



**Approval of the Consent Agenda with the exception of Items: 9, 14, 35, 37, 38, 39, 41 and 42**

President Mariyana T. Spyropoulos called for a motion to accept the agendas for each Standing Committee that was convened. Moved President Mariyana T. Spyropoulos called for any objections. No objections were voiced. Motion carried.

**41** [17-0091](#)

MOTION to accept the Chairman and Vice-Chairman Assignments for the 2017-2018 Standing Committees (*As Revised*)

**A motion was made by Barbara J. McGowan, seconded by Kari K. Steele, that this Motion be Recommended. The motion carried by the following roll call vote:**

**Aye:** 8 - Timothy Bradford, Martin J. Durkan, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, David J. Walsh, Mariyana T. Spyropoulos

**Absent:** 1 - Frank Avila

**42** [17-0093](#)

MOTION to appoint Commissioner Debra Shore to serve as a member of the Cook County Pharmaceutical Disposal Advisory Committee.

**A motion was made by Timothy Bradford, seconded by Barbara J. McGowan, that this Motion be Recommended. The motion carried by the following roll call vote:**

**Aye:** 8 - Timothy Bradford, Martin J. Durkan, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, David J. Walsh, Mariyana T. Spyropoulos

**Absent:** 1 - Frank Avila

[17-0003A](#)

MOTION to amend File No. 17-0003 (Agenda Item No. 14): Authority to advertise Contract 17-613-11 Scavenger Services at Various Service Areas, estimated cost \$3,994,900.00, Accounts 101-66000/67000/68000/69000-612520, Requisitions 1445212, 1437175, 1449772, 1440568, 1449774, 1449775 and 1449762 (*Deferred at the January 5, 2017 Board Meeting*)

*Refer to Agenda Item #14, File ID#17-0003*

**A motion was made by Barbara J. McGowan, seconded by Timothy Bradford, that this Motion be Recommended. The motion carried by the following roll call vote:**

**Aye:** 8 - Timothy Bradford, Martin J. Durkan, Barbara J. McGowan, Josina Morita, Debra Shore, Kari K. Steele, David J. Walsh, Mariyana T. Spyropoulos

**Absent:** 1 - Frank Avila

**Executive Session**

*None*

**Adjournment**

The Committee of the Whole meeting of January 19, 2017 was adjourned 12:15 p.m.

*/s/ Jacqueline Torres*  
Clerk