

**MINUTES OF A MEETING OF THE  
DuPAGE WATER COMMISSION  
HELD ON THURSDAY, MARCH 8, 2007  
600 E. BUTTERFIELD ROAD  
ELMHURST, ILLINOIS**



The meeting was called to order by Vice Chairman Mueller at 7:30 P.M.

Commissioners in attendance: E. Chaplin, T. Feltes, L. Hartwig, W. Maio, G. Mathews, W. Murphy, A. Poole, J. Vrdolyak, G. Wilcox, D. Zeilenga, and W. Mueller

Commissioners Absent: R. Ferraro and L. Rathje

Also in attendance: Treasurer R. Thorn, R. Martin, R. M. Richter, M. Crowley, C. Johnson, R. C. Bostick, F. Frelka, T. McGhee, and E. Kazmierczak

**PUBLIC COMMENTS**

Due to the number of visitors attending the meeting, Vice Chairman Mueller advised the audience that all those intending to speak during public comments would need to sign-in and be called to speak in the order in which they were listed on the sign-in sheet.

Representatives from members of DuPage United, more specifically, Debbie Fulks of Glen Ellyn; Judi Bolles-Jenz of Wheaton; Mary Hansen of Downers Grove; John Hazard of Downers Grove; and Mike Ryder of Naperville, voiced their concerns regarding (1) how monies rebated to customers have been, and will be, spent; (2) the Commission's refusal to retire its debt from existing reserves; and (3) the collection of the sales tax that DuPage United believes is no longer needed by the Commission and therefore should be abated and transferred to the DuPage County fund.

Richard Furstenau, Naperville City Councilman, countered by stating the Commission correctly decided to give back to its customers through a reduction in water rates and customer rebate. Mr. Furstenau also stated that monies rebated in the past have helped to avoid or minimize rate increases, as well to provide service to unincorporated areas with well water problems, and suggested that the Commission reconsider its decision to effectuate the rebate through credits against water purchases.

**APPROVAL OF MINUTES**

Commissioner Maio moved to approve the Minutes of the February 8, 2007 Regular Meeting of the DuPage Water Commission. Seconded by Commissioner Wilcox and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

Commissioner Hartwig moved to approve the Minutes of the February 8, 2007 Executive Session of the DuPage Water Commission. Seconded by Commissioner Chaplin and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

### **TREASURER'S REPORT**

Treasurer Thorn presented the Treasurer's Report for the month of February 2007 which showed receipts of \$6,291,912.00, disbursements of \$3,688,432.00, and a cash and investment balance of \$149,489,318.00.

Commissioner Murphy moved to accept the February 2007 Treasurer's Report.  
Seconded by Commissioner Feltes and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

### **COMMITTEE REPORTS**

#### **Administration Committee – Reported by Commissioner Hartwig**

Commissioner Hartwig reported that, with respect to the Military Leave Policy that was discussed at the February 2007 Administration Committee meeting, the Administration Committee determined it would be better to consider the specifics of a military leave policy in concert with the comprehensive update of the Commission's Personnel Manual that was already underway. Commissioner Hartwig assured the Board that the initial draft of the updated Personnel Manual should be ready for the Committee's review within three months, that the Commission currently has no employees that should need a military leave, and that if either of these two facts change, the General Manager would notify the Committee.

With respect to the May 1, 2007, performance evaluation of the General Manager, Commissioner Hartwig advised that (1) the General Manager would be submitting to the Board (prior to the April meeting) his own list of accomplishments and goals and objectives and (2) the model evaluation form that had been used to evaluate the General Manager in the past would be revised to add a narrative section where each Commissioner could list their own perceptions of the General Manager and his accomplishments, goals, objectives, and areas of needed improvement. Commissioner Poole clarified that the goals and objectives to be listed should identify those completed during the year being reviewed as well as identify new ones for the upcoming year.

#### **Engineering & Construction Committee – Reported by Commissioner Wilcox**

Commissioner Wilcox reported that the Engineering & Construction Committee reviewed and recommended for approval all items listed on the Engineering & Construction Committee agenda.

#### **Finance Committee – Reported by Commissioner Poole**

Commissioner Poole reported that the Finance Committee reviewed and recommended for approval all items listed on the Finance Committee agenda.

**CHAIRMAN'S REPORT**

None

**MAJORITY OMNIBUS VOTE AGENDA**

Commissioner Murphy moved to adopt the items listed on the Majority Omnibus Vote Agenda in a single group pursuant to the Omnibus Vote Procedures. Seconded by Commissioner Wilcox and unanimously approved by a Roll Call Vote:

**Majority Omnibus Vote**

Ayes: E. Chaplin, T. Feltes, L. Hartwig, W. Maio, G. Mathews, W. Murphy, A. Poole, J. Vrdolyak, G. Wilcox, D. Zeilenga, and W. Mueller

Nays: None

Absent: R. Ferraro and L. Rathje

Item 1: Resolution No. R-17-07: A Resolution Amending Resolution No. R-14-07, being "A Resolution Authorizing the Disposal of Certain Personal Property Owned by the DuPage Water Commission"—"Majority Omnibus Vote"

Item 2: Resolution No. R-19-07: A Resolution Awarding a Contract for the Construction of Hydrodynamic Mixing System for Tank Site No. 4 East (Contact SS-5/07)—"Majority Omnibus Vote"

Item 3: Resolution No. R-22-07: A Resolution Approving and Authorizing the Execution of an Intergovernmental Agreement Between the DuPage Water Commission and the Village of Roselle Regarding the Construction and Installation of Certain Driveway Improvements at Tank Site No. 1—"Majority Omnibus Vote"

**SUPER/SPECIAL MAJORITY OMNIBUS VOTE AGENDA**

After Commissioner Mathews corrected all references to the Prairie Path in Resolution No. R-18-07 to the Great Western Trail, Commissioner Murphy moved to adopt the items listed on the Super/Special Majority Omnibus Vote Agenda in a single group pursuant to the Omnibus Vote Procedures. Seconded by Commissioner Feltes and unanimously approved by a Roll Call Vote:

**Super/Special Majority Omnibus Vote**

Ayes: E. Chaplin, T. Feltes, L. Hartwig, W. Maio, G. Mathews, W. Murphy, A. Poole, J. Vrdolyak, G. Wilcox, D. Zeilenga, and W. Mueller

Nays: None

## Minutes of the 3/8/07 Meeting

Absent: R. Ferraro and L. Rathje

- Item 1: Resolution No. R-18-07: A Resolution Approving and Ratifying Certain Task Orders under a Master Contract with Consoer Townsend Envirodyne Engineers, Inc. at the March 8, 2007, DuPage Water Commission Meeting—"Super/Special Majority Omnibus Vote"
- Item 2: Resolution No. R-20-07: A Resolution Approving a First Amendment to Task Order No. 16 under the Master Contract with Consoer Townsend Envirodyne Engineers, Inc.—"Super/Special Majority Omnibus Vote"
- Item 3: Resolution No. R-21-07: A Resolution Approving and Authorizing the Execution of a First Amendment to the Contract for the Pipe Loop Testing Program at the DuPage Pump Station—"Super/Special Majority Omnibus Vote"

### **OLD BUSINESS**

General Manager Martin verified that all Commissioners received an email he sent forwarding the March 7, 2007, draft of the revised amendment to the Water Commission Act being proposed by the attorneys for the City of West Chicago, including the transfer of taxes collected within the City from January 1, 2006, to the date the tax is no longer assessed within the City. General Manager Martin also informed the Board that Senate Bill 249 had passed the Senate in the original form proposed by the City.

Commissioner Maio moved to withdraw the Commission's opposition to and support House Bill 0840/Senate Bill 0249 if amended as set forth in the City of West Chicago's March 7, 2007, draft and to direct staff to notify the appropriate legislators and the City of West Chicago of the withdrawal of the Commission's opposition to and support of the proposed legislation if so amended. Seconded by Commissioner Wilcox and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

Commissioner Maio also requested that staff prepare a resolution supporting the amended legislation for consideration by the Board at its meeting of April 12, 2007.

### **NEW BUSINESS**

Commissioner Maio moved to conduct a Hearing Regarding Management Ordinance for the Fiscal Year Commencing May 1, 2007 and Ending April 30, 2008 on April 12, 2007 at 7:30 P.M. Seconded by Commissioner Poole and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

## Minutes of the 3/8/07 Meeting

Commissioner Mathews moved to authorize Virchow Krause & Company, LLP to estimate the Capital Cost Recovery Charge per the methodology approved in Resolution No. R-79-04, for a cost not to exceed \$3,000.00. Seconded by Commissioner Chaplin and unanimously approved by a Roll Call Vote:

Ayes: E. Chaplin, T. Feltes, L. Hartwig, W. Maio, G. Mathews, W. Murphy, A. Poole, J. Vrdolyak, G. Wilcox, D. Zeilenga, and W. Mueller

Nays: None

Absent: R. Ferraro and L. Rathje

General Manager Martin then gave a brief description of the presentation on the Status of the Lead and Copper Rule Pilot Plant, which was presented by Operations Supervisor, Terry McGhee. After the presentation concluded, the floor was opened to questions.

Commissioner Maio confirmed his understanding that the coating problem is less severe in smaller, more turbulent systems that have more bends and fittings. Commissioner Vrdolyak confirmed his understanding that a Ph adjustment seemed the most promising solution to reducing and possibly eliminating the coating problem. Commissioner Chaplin confirmed her understanding that using different pipe material in the Commission's pipelines did not appear to be the appropriate solution.

Commissioner Maio voiced his concerns with the chemicals that are being proposed to adjust the Ph level of the water. Operations Supervisor McGhee responded that the chemicals that adjust the Ph level of the water are regulated by the Environmental Protection Agency and the ultimate concentrations would be within EPA-approved levels.

Commissioner Chaplin commented that once the precise Ph adjustment formula is discovered and the sediment is removed from the pipes, preventative maintenance would become critical.

General Manager Martin advised that once authorization from both Illinois Environmental Protection Agency and the Environmental Protection Agency is received, the best point of continual application would be just before the Lexington Pumping Station due to the size of pipes. General Manager Martin also stated that staff is checking into increasing the turbidity in the pipes to maximize effectiveness.

Before moving on to the next agenda item, Commissioner Chaplin commented that the Board should consider the ideas presented by the representatives of DuPage United, including monitoring the manner in which any rebated monies are used by the customers.

**ACCOUNTS PAYABLE**

Commissioner Murphy moved to approve the Accounts Payable in the amount of \$10,083.56 subject to submission of all contractually required documentation.  
Seconded by Commissioner Wilcox and unanimously approved by a Roll Call Vote:

Ayes: E. Chaplin, T. Feltes, L. Hartwig, W. Maio, G. Mathews, W. Murphy, A. Poole, J. Vrdolyak, G. Wilcox, D. Zeilenga, and W. Mueller

Nays: None

Absent: R. Ferraro and L. Rathje

**EXECUTIVE SESSION**

None

Commissioner Zeilenga moved to adjourn the meeting at 8:30 P.M. Seconded by Commissioner Wilcox and unanimously approved by a Voice Vote.

All voted aye. Motion carried.