

**MINUTES OF A MEETING OF THE  
DuPAGE WATER COMMISSION  
HELD ON THURSDAY, FEBRUARY 12, 2009  
600 E. BUTTERFIELD ROAD  
ELMHURST, ILLINOIS**

The meeting was called to order by Chairman S. Louis Rathje at 7:49 P.M.

Commissioners in attendance: T. Bennington, T. Elliott, G. Mathews, W. Mueller, A. Poole, J. Zay, D. Zeilenga, and L. Rathje

Commissioners Absent: E. Chaplin, L. Hartwig, W. Maio, W. Murphy, and F. Saverino

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

**PUBLIC COMMENTS**

None

**APPROVAL OF MINUTES**

Before the minutes were approved, Commissioner Bennington requested that the January 8, 2009 meeting minutes reflect his absence was due to a family funeral.

Commissioner Elliott moved to approve the Minutes of the January 8, 2009 Regular Meeting of the DuPage Water Commission, as amended. Seconded by Commissioner Mueller and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

Commissioner Mathews moved to approve the Executive Session Minutes of the January 8, 2009 Regular Meeting of the DuPage Water Commission. Seconded by Commissioner Zeilenga 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 January 2009 which showed receipts of \$4,856,150.00, disbursements of \$4,670,123.00, and a cash and investment balance of \$76,738,517.00.

Commissioner Mathews moved to accept the January 2009 Treasurer's Report. Seconded by Commissioner Bennington and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

**COMMITTEE REPORTS**

**Administration Committee**

No meeting

**Engineering & Construction Committee**

No meeting

**Finance Committee**

No meeting

**CHAIRMAN'S REPORT**

Chairman Rathje reported that the Tentative Draft Management Budget for FY 2009-2010 discussion at the noticed Committee of the Whole meeting for which there was no quorum present went well and asked the Board to submit any additional questions or concerns, in writing, to Robert Martin for discussion at the March meeting. Chairman Rathje further reported that he and General Manager Martin will be attending the DuPage Mayors and Managers meeting on February 18<sup>th</sup> as well as the DuPage County Board meeting on March 10<sup>th</sup> for a presentation on the Water Conservation Program.

**MAJORITY OMNIBUS VOTE AGENDA**

Commissioner Bennington 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 Mathews and unanimously approved by a Roll Call Vote:

**Majority Omnibus Vote**

Ayes: T. Bennington, T. Elliott, G. Mathews, W. Mueller, A. Poole, J. Zay, D. Zeilenga, and L. Rathje

Nays: None

Absent: E. Chaplin, L. Hartwig, W. Maio, W. Murphy, and F. Saverino

Item 1: Ordinance No. O-1-09: An Ordinance of the DuPage Water Commission, Counties of DuPage, Cook and Will, Illinois, Abating the 2008 Tax Levy for the \$93,970,000 General Obligation Water Refunding Bonds, Series 2001, of the Commission—"Majority Omnibus Vote"

Item 2: Resolution No. R-8-09: A Resolution Awarding a Contract for Janitorial Services—"Majority Omnibus Vote"

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Item 3: Resolution No. R-9-09: A Resolution Approving and Authorizing the Execution of a Contract between the DuPage Water Commission and CLS Group, Inc. for Document Management System Consulting Services—“Majority Omnibus Vote”

**SUPER/SPECIAL MAJORITY OMNIBUS VOTE AGENDA**

Commissioner Mueller 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 Mathews and unanimously approved by a Roll Call Vote:

**Super/Special Majority Omnibus Vote**

Ayes: T. Bennington, T. Elliott, G. Mathews, W. Mueller, A. Poole, J. Zay, D. Zeilenga, and L. Rathje

Nays: None

Absent: E. Chaplin, L. Hartwig, W. Maio, W. Murphy, and F. Saverino

Item 1: Resolution No. R-4-09: A Resolution Approving and Ratifying Certain Task Orders under a Master Contract with AECOM USA, Inc. at the February 12, 2009, DuPage Water Commission Meeting—“Super/Special Majority Omnibus Vote”

Item 2: Resolution No. R-5-09: A Resolution Approving and Ratifying Certain Task Orders Under a Master Contract with EN Engineering, LLC at the February 12, 2009, DuPage Water Commission Meeting—“Super/Special Majority Omnibus Vote”

Item 3: Resolution No. R-6-09: A Resolution Approving a First Amendment to Task Order No. 6 Under the Master Contract with EN Engineering, LLC—“Super/Special Majority Omnibus Vote”

Item 4: Resolution No. R-7-09: A Resolution Approving and Ratifying Certain Contract Change Orders at the February 12, 2009, DuPage Water Commission Meeting—“Super/Special Majority Omnibus Vote”

**OLD BUSINESS**

Commissioner Zay moved to table discussion regarding the request by the City of Naperville to supplement the cost of the relocation of the Commission’s South Transmission Main at 75<sup>th</sup> Street and Washington Avenue to the March 12, 2009, Commission meeting. Seconded by Commissioner Bennington and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

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Commissioner Poole noted that the request to supplement the cost of relocation was also the request of the County of DuPage. Commissioner Poole then requested that future agenda items be labeled accordingly, and General Manager Martin concurred with Commissioner Poole's request.

Commissioner Bennington moved to direct staff to obtain proposals for the modifications to the DuPage Pump Station Security Fence based upon the General Manager's memorandum dated February 6, 2009. Seconded by Commissioner Mathews.

Before the vote was called, Commissioner Elliott asked General Manager Martin to briefly describe the proposed fence modifications. General Manager Martin stated that the fence modifications will consist of moving the current fence line back a couple of feet, removing the barbed wire, and replacing part of the existing fence with a brown vinyl coated fence.

After Commissioner Elliott commented that it seemed like a lot of money just to move the fence line back a couple of feet and change the color, the motion was approved by a Roll Call Vote:

Ayes: T. Bennington, G. Mathews, A. Poole, J. Zay, and D. Zeilenga,

Nays: T. Elliott, W. Mueller, and L. Rathje

Absent: E. Chaplin, L. Hartwig, W. Maio, W. Murphy, and F. Saverino

### **NEW BUSINESS**

Commissioner Mathews moved to direct staff to distribute to the Commission's customer utilities the Tentative Draft Management Budget for Fiscal Year 2009-2010 with the modifications discussed earlier at the noticed Committee of the Whole meeting for which there was no quorum present. Seconded by Commissioner Mueller and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

Due to Commissioner Bennington not feeling well, Chairman Rathje changed the order of business at the meeting to consider the Accounts Payable before the presentation on the Conservation Program.

### **ACCOUNTS PAYABLE**

Commissioner Zay moved to approve the Accounts Payable in the amount of \$97,166.05 subject to submission of all contractually required documentation. Seconded by Commissioner Elliott and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, T. Elliott, G. Mathews, W. Mueller, A. Poole, J. Zay, D. Zeilenga, and L. Rathje

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Nays: None

Absent: E. Chaplin, L. Hartwig, W. Maio, W. Murphy, and F. Saverino

Commissioner Bennington left at 8:00 PM.

Next, Catherine Hurley of Montgomery Watson Harza gave a presentation on the 2008 Water Conservation & Protection Program Report. After the presentation concluded, General Manager Martin informed the Board that copies of the 2008 report will be distributed to the DuPage Mayors and Managers and the Commission's utility customers.

Commissioner Poole noted his disappointment that a Best Management Practices initiative was not included in the report and offered adopting goals, such as, leak detection programs, installing accurate meters and enforcing lawn sprinkling ordinances. General Manager Martin reassured Commissioner Poole that the Regional Water Supply Planning Group is working on a Best Management Practices Program and reminded everyone that the Commission's Conservation Program is only in its first year of development.

Commissioner Poole then expressed his concern with communities not taking water conservation serious and stated that he found it hard to believe that all of the towns have implemented an ongoing Leak Detection Program. Joe Breinig, Village Manager of the Village of Carol Stream, commented that various communities have begun practicing water conservation and that he knows of at least three communities that have implemented an ongoing leak detection program along with meter replacement for better accuracy.

Joe Johnson, Project Manager from Montgomery Watson Harza, noted that the goal for the current year is to roll out a pledge initiative that will include minimum requirements for the communities to agree to.

Commissioner Zay asked if the program will include working with schools to better educate students. Manager of Water Operations McGhee confirmed that education plays a very important part in the program and noted that 30 teachers from various communities will be attending a tour of the Commission's facilities.

In referring to the Plan's overall goal of achieving a 10% reduction in overall per capita water use by Commission water users within 10 years, Commissioner Poole inquired as to how that percentage number was developed. Ms. Hurley explained that the 10% reduction plan was established by using a scientific mathematical approach and not just randomly selected.

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**EXECUTIVE SESSION**

None

Commissioner Mueller moved to adjourn the meeting at 8:28 P.M. Seconded by Commissioner Zay and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

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