

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF TRUSTEES
OF FOX METRO WATER RECLAMATION DISTRICT
HELD WEDNESDAY, MARCH 16, 2016**

The Board of Trustees met in a regular monthly meeting at 9:30 A.M. in the offices of the District at the Water Pollution Control Plant on Wednesday, March 16, 2016. Present were, Trustee James K. Detzler, Trustee Judith S. Sotir, Trustee Michael C. Funkey, Trustee Albert E. Heriaud & Trustee Christopher F. Childress. Also present were Attorney Boyd Ingemunson, Manager Thomas F. Muth, District Engineer, Philippe Morreau, John Frerich from Walter E. Deuchler, Controller Jimmie Delgado, Human Resources Coordinator Patrick Divine, Operations Supervisor Joel Ilseman, Maintenance Supervisor Chris Morphey, Field Services Manager Matt Woodin, and Administrative Assistant Norma Rodriguez.

9037

The bills were presented and read. It was moved by Trustee Sotir, that the bills be allowed as read, and that checks be drawn in payment account during the month of February, 2016 in the amount of \$2,206,465.93 be ratified and approved. Motion was seconded by Trustee Funkey, put to vote and unanimously carried that the bills be paid as presented.

9038

There was a problem with the Accounting program, the numbers printed are correct but the dates are wrong. That issue has been corrected. It was moved by Trustee Sotir seconded by Trustee Funkey, put to vote and unanimously carried that the Treasurer's Report for February, 2016 be approved as amended.

9039


It was moved by Trustee Sotir, seconded by Trustee Funkey, put to vote and unanimously carried that the minutes of the February 17, 2016 Regular Board Meeting be approved as written, each of the Trustees having received and read copies of said minutes before the meeting.

With no Public Comments, It was moved by Trustee Detzler, seconded by Trustee Funkey, put to vote and unanimously carried that the Regular Board Meeting be temporarily adjourned for the Committee of Local Improvements.

The Regular Board Meeting adjourned at 9:35A.M.

Manager Muth addressed the Board with the Committee of Local Improvements with an update on the South Plant Project. He reported that the Contractor, River City has received all permits from the IEPA. They are moving soil and have begun to construct their roadway entrance.

Manager Muth asked River City if they had an objection to having a time lapse camera installed on the construction site. River City did not have an issue with that and one will be installed. This will be a good communication tool to keep our



residents informed of the progress of the construction project. It will be added as a link to our website. The camera will be powered by solar energy so it can be moved as the project progresses. Construction on the South Plant will begin by the cemetery and at B-3 future Bar Screen.

9040

Manager Muth advised the Board with regard to the Variances with Kendall County, an Engineer's estimate of cost has been submitted to pay the fee in lieu of providing storm water management. The fee has been revised based on River City quantities for earth excavation and pipe construction. The county is currently reviewing the numbers and Manager Muth requested authorization from the Board to pay the fee of \$297,424.00 to Kendall County. As discussed before this fee is in lieu of constructing storm water management facilities on site. At this time it was moved by Trustee Sotir seconded by Trustee Funkey, put to vote and unanimously carried that the fee of \$297,424.00 be paid to Kendall County in lieu of on-site storm water detention.

The next item Manager Muth discussed with the Board was the compensatory storage on Orchard Road. He met with the neighbors adjacent to the property which included the resident who filed the Emergency Injunction last month and reviewed with them the several alternatives where the compensatory storage could be built. Two options were to build on site and it showed that District would lose part of our property with those options and it would cost twice as much to build so those options were taken off the table. The resident liked three of the alternatives and the County picked the one they thought was the best of those alternatives. This alternative provides about 5.22 acre/feet of compensatory storage and it is believed the County has accepted that alternative. Manager Muth said we are going to re-file our variance with building the bottom of the storage facility at a 0.75% slope so when the river backs up into the storage area it has the ability to flow right back out to the river. The County based on their discussion with their Planning and Zoning Committee, staff, the five Board members, felt comfortable that Fox Metro is doing their part to provide the compensatory storage.

This Variance has to be re-submitted and a Public Hearing needs to be held. All residents adjacent to the property will be properly notified so there won't be any issues. Attorney Ingemunson said the lawsuit that was filed last month has been dismissed so there is nothing pending in court at this time.

9041

With no other matters to come before the Committee of Local Improvements, it was moved by Trustee Detzler, seconded by Trustee Sotir, put to vote and unanimously carried that the Regular Board Meeting reconvene.

The Regular Board Meeting reconvened at 9:55 A.M.

Attorney Ingemunson advised the Board there was no Attorney Report this month.



9042

Philippe Moreau addressed the Board with the Engineer's Report. Mr. Moreau requested approval of Partial Payment No. 5 to Lite Construction, in the amount of \$198,306.99 for Building P-1 Remodel Phase 3 Project. It was moved by Trustee Sotir seconded by Trustee Funkey, put to vote and unanimously carried that payment be made in the amount of \$198,306.99 to Lite Construction, for work completed on Building P-1 Remodel Phase 3 Project.

9043

Mr. Moreau requested approval of Partial Payment No. 6 to Lite Construction, Inc., in the amount of \$100,530.00 for Building J Improvements Project. It was moved by Trustee Sotir seconded by Trustee Funkey, put to vote and unanimously carried that payment be made in the amount of \$100,530.00 to Lite Construction, Inc., for work completed on Building J Improvements Project.

9044

Mr. Moreau requested approval for Partial Payment No. 2 to River City Construction, LLC in the amount of \$364,922.10 for the South Waste Water Treatment Plant Improvements Project. It was moved by Trustee Sotir seconded by Trustee Funkey, put to vote and unanimously carried that payment be made in the amount of \$364,922.10 to River City Construction, LLC, for work completed on the South Waste Water Treatment Plant Project.

9045


Mr. Moreau requested approval of Partial Payment No. 5 to R.J. O'Neil, in the amount of \$19,664.32 for H-3 & D4 Mechanism Replacement, Installation Contract Project. It was moved by Trustee Sotir seconded by Trustee Funkey, put to vote and unanimously carried that payment be made in the amount of \$19,664.32 to R.J. O'Neil, for work completed on H-3 & D4 Mechanism Replacement, Installation Contract Project.

9046

Mr. Moreau requested approval of Partial Payment No. 4 to R.J. O'Neil, in the amount of \$9,055.00 for H-3 Mechanism Replacement, Procurement Contract Project. It was moved by Trustee Sotir seconded by Trustee Funkey, put to vote and unanimously carried that payment be made in the amount of \$9,055.00 to R.J. O'Neil, for work completed on H-3 Mechanism Replacement, Procurement Contract Project.

In the Manager's Report, Trustee Childress gave the Board an Electric and Natural Gas preliminary pricing and Energy Cost Reduction Analysis. He said he has reviewed the current District's Contract Agreements. The Electric Contract with Direct Energy ends December 2016 and the Natural Gas Contract with Centerpoint Energy with a cost of \$0.324/therm which is low. Trustee Childress has looked at the Illinois Market conditions, has reviewed the case study for capacity cost and analyzed historical data for both electric and natural gas. He said our current contract ends December, 2016 but he can lock in a very low rate right now with the Board's approval.

Trustee Childress recommends to execute a three (3) year Electric Agreement with Constellation. The agreement term would be from December 2016 to December



2019 at an “all inclusive” fixed rate of \$0.04598. Price is only subject to change if there is a change in Federal Law or Regulatory Rules. The change in law would affect all suppliers. This 3 year contract would avoid a capacity cost increase in June 2018 and would give us an annual budget reduction of \$9,142.00. Constellation Energy has single monthly billing and has credit approved the contract term.

With Regard to Natural Gas, Trustee Childress also recommends to execute a three (3) year natural gas extension with Centerpoint to lock in the current low rates. The agreement term would be from April 1, 2016 to March 31, 2019. It would be a 100% fixed rate at \$0.302/therm and capture an annual supply savings of \$17,998.00. Centerpoint is the current supplier for the District and the contract terms have already been agreed upon and reviewed.


9047 It was moved by Trustee Childress seconded by Trustee Sotir put to vote and unanimously approved to execute a 36 month electric contract with Constellation and execute a 36 month natural gas contract with Centerpoint as outlined in the presentation.

Manager Muth continued with the Manger’s Report and advised the Board that 30 days are needed between the day the budget is tentatively approved and Public Hearing Notice and he is requesting that the May 18, 2016 meeting be moved to May 25, 2016. It was verbally approved by all Board Members to change the May 18, 2016 Board Meeting to May 25, 2016.

9048 Manager Muth requested authorization to seek bids on Clarifiers H-4 & D-5 Mechanism Procurement. It was moved by Trustee Sotir seconded by Trustee Funkey put to vote and unanimously carried to seek bids on Clarifiers H-4 & D-5 Mechanism Procurement to be opened at 10:00 a.m., at the April 20, 2016 Board Meeting.

9049 Manager Muth requested authorization to advertise for the Exposition View Sanitary Sewer Repair Project with a bid opening at 10:00 a.m. at the April 20, 2016 Board Meeting. It was moved by Trustee Sotir seconded by Trustee Funkey put to vote and unanimously carried to advertise for the Exposition View Sanitary Sewer Repair Project with a bid opening at 10:00 a.m., at the April 20, 2016 Board Meeting.

Manager Muth discussed the Codification of Ordinances with the Board. Jimmie Delgado added that the codification of the Ordinances was discussed last year and even though the project began right after it was approved, it is a very long process. Municipal Code Corporation is the company that was chosen to complete the job and they were the company that completed our original book many years ago. The advantage was that they already had a lot of the information.. Jimmie said the cost of the project is approximately \$9,000.00 and everything has been re-codified. He is currently working with an attorney and they have their staff go through the new Ordinances that need to be included and the Resolutions will be in the new code. Going forward we are going to continue to submit our Ordinances and they will be



on line and up to date. We will get an Ordinance Book that is up to date and there will be a link on our website and also on the Municipal Code Corporation website so anybody searching municipal codes can find them at their website as well. We will have to pay a fee of approximately \$2,000.00 per year.

Attorney Ingemunson said these companies do a legal review of things that need to be updated and he will be speaking with them because he wants to discuss what has been changed in our existing Ordinances. He believes it is important to identify those sections if they are procedural or substantive changes to our Ordinances that our Board should ultimately weigh in on.

Manager Muth reported that Fran Caffee from the Sierra Club wished she could have attended today's Board Meeting. She sent a note and in it wanted to thank the Board for the recent sustainable actions taken to move towards improving the quality of the water in the Fox River by announcing the proposal of the new treatment plant. The letter also stated that steps must be taken to reduce the nutrient loading of our river and streams if we want clean water for both healthy people and healthy fish. The nutrient runoff from lawns and farm fields as well as the effluent from waste treatment plants must be brought under control to improve the low levels of dissolved oxygen as well as high levels of Phosphorous in the river. We must also hope to see removal of at least some of the dams in the Fox River. She thanked the Board for caring and doing their part.

Manager Muth said Fran is a good advocate for Fox Metro and she also presented this letter to the Editor on Sunday and he appreciates her support.

Manager Muth requested an Executive Session be held to discuss personnel and any related matters. It was moved by Trustee Sotir, seconded by Trustee Funkey, put to vote and unanimously carried that at the conclusion of New Business of today's meeting, we will temporarily adjourn for an Executive Session.

In New Business Manager Muth advised the Board that our Human Resources Coordinator, Patrick Divine has been spearheading the Fox River Cleanup "One Day" Service Project that will take place April 2, 2016 from 8:00 a.m. to 12:00 p.m. at the Fox Valley Park District's Cole Center in Aurora. This project will take place with the collaboration of Fox Metro, City of Aurora, Aurora Township, Fox Valley Park District and Kiwanis. Last year we had a great number of Fox Metro's employees volunteer for this event and expect the same this year.

Maintenance Supervisor Chris Morphey reported the Plant is running well.

Controller Jimmie Delgado reported we had a complaint on the Northeast corner of Orchard Road. The Field crew resolved the issue promptly. A customer complained regarding trees and brush that were at that location and after the Field Department resolved the problem he was very pleased.

Still working on budget and working on completing the Ordinance Compilation soon.

Manager Muth reported that the plant will be cleaning some of the wet wells which are very odorous. There will be a notice on our website advising that we are going to be doing some spring cleaning and there may be some odors but we will control them the best way possible.

With no New Business to come before the Board, it was moved by Trustee Detzler, seconded by Trustee Sotir, put to vote and unanimously carried that this meeting be adjourned for Executive Session.

The Meeting temporarily adjourned at 10:26 A.M

The Regular Board Meeting reconvened at 11:00 A.M.

Manager Muth discussed with the Board the possibility of renovating Building P2. Specifically where the Board's cubicles are located. He reported that the wall paper is peeling from the walls and there are some cracks that need to be repaired. Manager Muth said he would like authorization to tear down the old wall paper and repair the cracks on the walls. He said he would also like the Board's feedback on possibly reconfiguring the cubicle space in the building to be more efficient for everyone.

Manager Muth said current renovations are taking place at the plant to a building from 1920 and some of the furniture in Building P2 can be utilized for the Electrician's work space down at the plant.

Manager Muth showed the Board two possible configurations for Building P2 to better utilize the space. The Board reviewed the configurations and approved the configuration which allowed for the current office furniture in the cubicles be utilized at the plant for the electricians and have a better workstation for the Board in Building P2. The work station will be equipped with a computer, printer and small conference table. Move Norma's work station so she would face the lobby and have a separate entrance to the Trustee's work area to ensure privacy for them when they come in to work.

Trustee Childress asked if there were any plans for having the front door locked at all times for safety reasons. Perhaps install a buzzer that people can press when they want access to the building. Trustee Childress suggested including a security buzzer at the front door. Manager Muth said they are also looking at the possibility of having an employee key pad installed on the door to ensure security. This is a security measure they are taking at the Administrative building and it is something that can be done at this building as well. All Board members agreed with the ideas and authorized Manager Muth to move forward with the plans discussed.

President Detzler announced there were no further decisions reached in Executive Session, therefore it was moved by Trustee Sotir, seconded by Trustee Funkey, put to vote and unanimously carried that the Board Meeting be adjourned.

Meeting adjourned at 11:23 A.M.