

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF TRUSTEES
OF FOX METRO WATER RECLAMATION DISTRICT
HELD WEDNESDAY, AUGUST 21, 2013**

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, August 21, 2013. President James Detzler presided and present with him were, Trustee Judith S. Sotir, Trustee Michael C. Funkey, Trustee Albert E. Heriaud & Trustee Christopher F. Childress. Also present were Attorney Boyd Ingemunson, District Engineer Philippe Moreau, Manager Thomas F. Muth, Jimmie Delgado, Matt Woodin, Chris Morphey, LaSalle Brass, Randy Hummer and Norma Rodriguez. Also in attendance was John Frerich from Walter E. Deuchler Engineering.

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 July, 2013 in the amount of \$298,550.00 be ratified and approved. Motion was seconded by Trustee Funkey, put to vote and unanimously carried that the bills be paid as presented.

It was moved by Trustee Sotir seconded by Trustee Funkey, put to vote and unanimously carried that the Treasurer's Report for July, 2013 be approved as submitted.

It was moved by Trustee Sotir, seconded by Trustee Funkey, put to vote and unanimously carried that the minutes of the July 17, 2013 Regular Board Meeting be approved as written, each of the Trustees having received and read copies of said minutes before the meeting.

It was moved by Trustee Detzler, seconded by Trustee Sotir, 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 9:35 A.M.

Manager Muth addressed the Trustees advising them that he and John Frerich from Walter E. Deuchler attended a meeting with the USEPA in Chicago, IL on August 19, 2013. Three members of the IEPA attended the meeting via conference call. Manager Muth stated that some of the major issues were that the USEPA does not agree that all of Fox Metro's flows converge at the influent box and are deemed combined sewage from there. The USEPA has suggested that we divert the combined sewer flows that are greater than 85 million gallons directly to the wet weather flow facility from separate offsite screening, gritting, pumping station, force main and gravity sewer and they wanted to know what the cost of that would be. If the cost is not beyond the 2 percent average household income threshold, they want Fox Metro to do a No Feasible Alternative Analysis. Finally, with the present configuration, all the extraneous flows that could not be treated, the USEPA wants those to be viewed as bypasses.

Manager Muth explained this is based on the inspection completed by the USEPA in 2009. This is also a culmination of them beginning to review our long term control plan. These major issues go against their philosophy but have a tremendous impact on how Fox Metro has been doing things since we have been in existence. Manager Muth stated that everything that has been done at Fox Metro since 1929 has been approved the IEPA. They have approved the influent box and the flows that go to it. Manager Muth stated that Fox Metro is in the forefront of being one of the largest Districts in Illinois who has been aggressive with the long term control plan.

Since 2009 we knew we had to improve on the number of overflows that Fox Metro had so the long term control plan was pursued and implemented.

Manager Muth stated that Phase 1 was completed and this was explained to the USEPA by John Frerich. The USEPA was advised that since 2009 we have completed Phase 1 of our Long Term control plan which they are still reviewing. By doing this, we have our wet weather flow facility on line. The CSO Control Policy that the USEPA wants us to adhere to is to reduce the frequency of overflows at our waste water treatment plant down to 4 to 6 per year. We have designed our wet weather flow facility to be far more stringent. We have it designed to have one or less a year and we have achieved that. We have designed it and the IEPA has financed it with USEPA federal money.

Manager Muth stated that in 2012 we had no overflows and in 2013 we have had only one and that was based on a 20 year storm event. We are physically designed to handle a 5 year storm event. We have implemented the USEPA long term control plan. What we tried to prove to the USEPA is that we are actually doing what they have asked us to do and we are doing it at a higher level than what they have required us to do.

We addressed the second part of the USEPA's suggestion about diverting the combined sewer flows that are greater than 85 million gallons directly to the wet weather flow facility. During a December 2011 visit by the USEPA we explained the physical constraints and why we could not send the combined flows of greater than 85 million gallons to the new wet weather flow facility. The USEPA agreed that we don't have the physical ability to do that on our plant but they suggested that we go off-site. John Frerich calculated the cost for this would be approximately 54 million dollars. He explained to the USEPA that the way this would affect a household income it would be that it would go from 1.9 to 2.1 and that didn't seem to affect the USEPA. John Frerich tried to prove to them that we already have our plan in place with our Long Term Control Plan costing approximately 260 million dollars which is what was presented in our rate study. Manager Muth stated that he told the USEPA that the City of Aurora is in the process of planning to spend 120 million and that we don't agree with them asking us to spend another 54 million dollars that is on top of the 260 million. Spending this additional 54 million has zero impact on water quality improvements. So we believe it is a waste of tax payers money.

We explained to the USEPA our Phases 2 through 6, of the long term control plan which includes nutrient removal. The plan calls for a 1 part per million phosphorous limit and it also includes some nutrient removal of nitrogen. It also includes a new headwork at the South facility to divert some of the separated sanitary sewer flows to be treated at the South plant which will provide capacity for the combined sewer flows to go through full treatment. Manager Muth stated that two members of the USEPA had to go to their decision makers for final approval of the long term control plan and whether a no feasible alternative is required. Another issue is having them to agree that we blend, which is another one of their policies.

Manager Muth stated that the State of Iowa took the USEPA to court and won. The Court found that the USEPA has the authorization to tell you what the effluent limit should be based on water quality standards but they should not define how a waste water authority is to do it inside their plant. Phillippe Moreau reiterated that the USEPA has a policy that they can control at the end of the pipe but not inside the plant itself. Manager Muth stated that John Frerich has prepared a large amount of information to give to the USEPA and they have tried to look at our master plan which was approved by the IEPA and that included our recommendations for our liquid train and our solids train and we received facility plan approval. Mr. Weimhoff did a good job of communicating back to us what we have done except if we go off-site. We tried to prove to the USEPA why we should not spend an extra 54 million dollars. Manager Muth stated that the actual effluent limits out of a separate facility would be treated at a less stringent level than what we presently have to adhere to here by blending. We are at a daily average of 20/24 BOD and suspended solid. If we have a wet weather flow facility off-site the standard would be 30/30. We are required to treat at a higher level.

Manager Muth stated that the IEPA has approved everything Fox Metro has completed. They have lent us money to do it. We have had a wet weather flow facility for a year and a half. Mr. Muth stated that he firmly believes that as environmentalists we are doing the best thing possible because we are taking every drop of waste water that we can and we are treating every bit of it no matter where it is coming from.

John Frerich addressed the board and stated the IEPA understands our plan and are ready to approve it. He believes that one out of the two USEPA members understood the plan; the problem is that the USEPA member reviewing it understands the plan but has administrative issues. He has to overcome how they can get over these administrative issues so they can say that they are not approving something that in their minds should be a bypass instead of a CSO or approving something that is blending when they have been fighting everywhere in the State of Illinois and other places.

Trustee Funkey asked who is in charge of making the final decision on this and when is that decision going to take place. Manager Muth answered that the USEPA asked the IEPA where our pending permit is at and the IEPA said that they are ready to send it out. Manager Muth states that our permit was up for renewal in April of 2012. The IEPA is going to submit to the USEPA what our draft permit looks like and we are going to get a copy also. Phillippe Moreau stated that the USEPA has a lot to say on that permit.

Trustee Sotir stated that when we had the USEPA in our facility they were concerned that we had the combined flows and secondly that we were not charging our customers enough according to their standards. They felt that it should be much higher than what we are currently charging. She believes that this is why the USEPA looks at the 54 million as the answer.

Manager Muth pointed out that they have some shortfalls in the City's long term control plan where some of their small overflows would still continue to overflow far more than 4 to 6 times per year and the USEPA wants that taken care of. That is an additional cost above the 120 million that is projected in their long term control plan. Manager Muth pointed that out to the USEPA. It was stated to the USEPA that every time the City has to spend more money it is going to increase that financial burden. Secondly, we have the Fox River Study group which is required to do a water shed implementation plan because the Fox River is impaired. The Fox River Study Group has less than two years to put an implementation plan to bring the river up to water quality standards. Manager Muth stated that municipalities and the waste water treatment authorities are going to have to pay for that because the farmers are not going to. There is no way to get it from the farmers even though they are part of the pollution problem. This was pointed out to the USEPA. Trustee Funkey stated that they looked at the plan for a long time and they have determined that we don't charge enough so we can spend money for anything that the USEPA wants done.

Manager Muth stated that we as an association have written a letter to Marcia Willhite at the State and as a legal standpoint outline how the IEPA can combat the philosophy and internal policies of the USEPA.

John Frerich stated that the Illinois Association of Waste Water Agencies (IAWA) took the lead and they challenged every permit that came out in the State of Illinois when the first issues of blending came out. In fact Illinois was the only state represented when I went to the USEPA headquarters in Washington, DC. They do meet with all Senators and Congressmen. There is a very active committee there that brings these things to their attention. The frustrating issue is that the USEPA says you can do as much as you want and you can treat as much as you want but at the end of the day if you have a CSO bypass, you have a violation of water quality standards. A member of the USEPA was at a conference seminar in Washington, DC and the first question he asked everybody there was, once you have implemented your Long Term Control Plan, are you done? Everyone answered yes. He replied no. He said every time you discharge, you violate water quality standards, I consider that CSO policy, and it's a good start. Everyone was shocked. The USEPA is always increasing their regulations so it's a never ending issue.

The IEPA does not always agree with the USEPA. According to the IEPA everything that Fox Metro is doing is fine. Trustee Sotir stated maybe we can work with the IEPA so they can help us with the USEPA.

Trustee Childress asked that as we are about to embark in this next phase of construction for the South plant, has the IEPA approved the funds for that project. Phillipe Moreau

replied that the funds have not been approved but the facility plans have. Manager Muth stated that we have submitted our plan to need money but it is not in the process of being approved. Strategic financial planning has to be submitted to the IEPA. Short range financial needs are submitted to the IEPA from all wastewater agencies on a yearly basis. The IEPA won't approve a loan until all the criteria is finalized. John Frerich stated that we have been in contact with them and they have been notified of the entire project and they are prepared for us when we are ready for it in 2015. Manager Muth stated that last year the IEPA told us that we had to remove phosphorous to one part per million and that has not changed. It has taken a lot of discussion time at the Fox River Study Group level because there are four permits out there right now with Batavia, Geneva, St. Charles and Fox River WRD that read one part per million. This could change based on what phosphorous limit of a lower standard would help the Fox River. That is being studied. The USEPA has got to remove phosphorous to take care of the golf by poxia. They don't have the restraints on the farms or farm bureaus. They have permits and control on us.

Phillipe Moreau stated that there are two kinds of permits. One is the Draft NPDES permit. This permit is for the discharge of treated effluent going into the river. The construction permit for the design of Phase 2 will be submitted to the IEPA in early 2015. When the construction permit is approved and all other requirements checked off loan approval will happen. Phase two involves pumping station, bar screen and grit primary and secondary clarifies aeration tanks, and it is huge. Phillipe Moreau stated that this is needed because of the phosphorous limits that we have to meet. The North Plant is at capacity and we know that it takes years to get the South Plant built. When the South Plant is built the North Plant can be retrofitted to meet the phosphorous limit. All of this construction will take approximately four years.

Manager Muth stated that the USEPA has set the standard to 4 to 6 overflows per year and we have already proven to them that we have implemented their policy and are at a much higher level than they are requiring at 1 or less per year.

Trustee Funkey commented that everything that we have done so far has been paid for by the State of Illinois and Federal dollars and everything that we have done so far has been approved and everything that has been approved includes the method which the USEPA is now criticizing. Tom Muth said that the Federal Government doesn't approve the latest set of plans but the IEPA has approved everything and they are the ones that control us. Trustee Sotir stated that the USEPA has let the IEPA handle everything up until recently. It is just that recently that the USEPA has said we have got a different box that the IEPA is dealing with. Manager Muth stated that the procedure is that the USEPA delegates the authority to the IEPA to approve permits to approve plans to approve loans. Trustee Sotir states that in the past the procedure was that if the IEPA approved it then the USEPA approved it as well. Now USEPA is taking a bigger stance in this process.

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 Committee of Local Improvements be adjourned and the Regular Board Meeting reconvene.

The Regular Board Meeting reconvened at 10:05 A.M.

Attorney Boyd Ingemunson addressed the Board with the Attorney's Report. Attorney Ingemunson requested approval of Ordinance No. 847, User Fee Increase to the Board for their approval which read as follows:

AN ORDINANCE AUTHORIZING AND PROVIDING FOR AN AMENDMENT OF CHAPTER 15 OF THE CODE OF THE FOX METRO WATER RECLAMATION DISTRICT, KANE, KENDALL, WILL AND DUPAGE COUNTIES, ILLINOIS

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF FOX METRO WATER RECLAMATION DISTRICT, KANE, KENDALL, WILL AND DUPAGE COUNTIES, ILLINOIS AS FOLLOWS:

Section 1: Findings. It is found, determined and declared as follows:

- (a) The District has heretofore adopted Ordinances pursuant to Chapter 15 of the Fox Metro Water Reclamation District Code which comply with federal and state laws and regulations providing for the collection of user charges sufficient to produce necessary revenues for the operation, maintenance, replacement, debt, and capital costs of the System. The District Code sets forth the method of determining the rate of that charge from time to time.
- (b) Pursuant to the provisions of the federal and state laws and regulations and District Ordinances, the District is required to review the user charge rate periodically and revise the charge to reflect a change in the costs as set forth herein, and that pursuant thereto the District has made a review.
- (c) That the Fox Metro Water Reclamation District serves many different municipalities and users which are not a consistent, uniform billing cycle, and the legislative intent of this Board is to apply the increase as specified herein below to all Users, irrespective of the billing cycles in which said User exists and irrespective of whether usage of this system has occurred prior to the effective date of the increases and before the next billing cycle.
- (d) That the need for the increases as hereinafter provided has been established by a 2012 Rate Study recently submitted to the District on May 28, 2012 by Sikich, Gardner which requires the rate increases to maintain a solvent sewer user charge system.

Section 2: User Rate Established. Chapter 15 of the Fox Metro Water Reclamation District Code is hereby amended to read as follows:

“Sec. 15.33. User Rate Established.

- (a) There shall be and there is hereby established and imposed upon all users of the District's wastewater facilities and sewerage system a User Charge of

\$4.93 per 1,000 gallons of water consumption to be computed as set forth herein and in other applicable District Ordinances, said charge to become effective September 1, 2013, and to continue until May 31, 2014, at which time the User Charge shall be \$5.18 per \$1,000 gallons of water consumption to be computed as set forth herein and in other applicable district ordinances, said charge to become effective June 1, 2014 and to continue until May 31, 2015 at which time the User Charge shall be \$5.44 per 1,000 gallons of water consumption to be computed as set forth herein and in other applicable District Ordinances, said charge to become effective June 1, 2015, and to continue until May 31, 2016 at which time the User Charge shall be \$5.71 per 1,000 gallons of water consumption to be computed as set forth herein and in other applicable District Ordinances, said charge to become effective June 1, 2016 and to continue until May 31, 2017 until otherwise changed. Each of the foregoing rate increases shall be applied to the billing cycle which occurs on or after the effective date of the increase. The foregoing rates shall be reviewed biannually in the rate study.

Section 3: Severability. This Ordinance is severable and the invalidity or unconstitutionality of any portion thereof shall not affect the remaining portions thereof.

Section 4: Effective Date: This Ordinance shall be in full force and effect upon its adoption.

It was moved by Trustee Sotir, seconded by Trustee Funkey, put to vote and unanimously carried that Ordinance No. 847, User Fee Increase, be approved as written.

PASSED by the Board of Trustees of the Fox Metro Water Reclamation District this 21st. Day of August, 2013 by a voice vote of 4 to 0.

Philippe Moreau addressed the Board with the Engineer's Report. Mr. Moreau requested approval of Partial Payment No. 5 to Frank Marshall Electric, Inc., in the amount of \$105,436.80 for work completed on Building C Substation Upgrade. It was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of \$105,436.80 to Frank Marshall Electric, Inc. for work completed on Building C Substation Project.

Mr. Moreau requested approval for Partial Payment No. 4 to Allan Mack & Sons, Inc in the amount of \$268,086.00 for work completed on the Ferric Chloride Addition Project. It was moved by Trustee Sotir seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of \$268,086.00 to Allan Mack & Sons, Inc. for work completed on the Ferric Chloride Addition Project.

Mr. Moreau also requested approval of Partial Payment No. 2 to Allan Mack & Sons, Inc., in the amount of \$31,304.00 for Indian Creek Crossing Replacement. It was moved

by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of \$31,304.00 to Allan Mack & Sons, Inc., for Indian Creek Crossing Replacement.

Mr. Moreau also requested approval of Final Payment No. 10 to Whitaker Construction, Inc., in the amount of \$1,000.00 for Clarifiers H-1 & H-2 Rehabilitation. It was moved by Trustee Sotir seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of \$1,000.00 to Whitaker Construction for work completed on the Clarifiers H-1 & H-2 Rehabilitation.

Mr. Moreau also requested approval of Partial Payment No. 1 to Steve Spiess Construction, Inc., in the amount of \$569,250.00 for Montgomery/Sugar Grove Interceptor Phase 2. It was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of \$569,250.00 to Steve Spiess Construction, Inc., for Montgomery/Sugar Grove Interceptor phase 2.

Mr. Moreau also requested approval of Pay Estimate Partial Payment No. 2 to Aqua - Aerobics in the amount of \$333,852.22 for Tertiary Filter No 1. It was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that Pay Estimated Partial Payment No. 2 in the amount of \$333,852.00 to Aqua - Aerobics for Tertiary Filter No. 1 be approved.

Manager Muth addressed the Board with the Manager's Report. Manager Muth addressed the board requesting approval to seek bids for the demolition of the DAF equipment in Building L to be opened at the Board of Trustees meeting September 18, 2013 @ 10:00 A.M. This is to start demolishing the old DAF equipment so that we can build a clean room to store all electrical equipment so that it is heated and ventilated correctly. Manager Muth stated that we could not send this out via the construction management approach because it is greater than \$40,000.00 so we would like to bid it to get this project done. It was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried to seek bids for the demolition of the DAF equipment in Building L be approved.

The second item that Manger Muth discussed was the annual USEPA Discharge Monitoring Report (DMR) – Quality Assurance Sampling. Each year they submit 46 samples 19 of which are voluntary and again this year our laboratory performed all of the analysis to a 100% level. Manger Muth wanted to stress that we have a very high quality lab and congratulate all of the lab employees for their great job. Trustee Sotir expressed her gratitude and congratulated all of the lab employees and praised them for the fantastic job that they are doing.

Manager Muth reported that we have submitted our Discharge Monitoring Report to the National Association of Clean Water Agency and based on our 2012 performance of our treatment plant, we have had no exertions and no overflows and they have awarded us the Gold Peak Performance Award. It is in recognition of complete and consistent national pollution discharge elimination system, permit compliance during the calendar year 2012.

Manager Muth praised Joel Ilesman and Chris Morphey and their Staff for their commitment to excellence for the operation and maintenance of the plant and Matt Woodin and Staff with the contribution to excellence in the field.

Manager Muth requested approval of payment to Com Ed in the amount of \$69,584.21 for Service B Upgrade. What we want Com Ed to do is upgrade their conduit, all their equipment and be in a position that we can upgrade our Service B which is our second feed from Com Ed coming in to our plant. This will enable us to continue having electricity through Service B while we are rehabbing it yet be able to flip a switch and have us live the whole time. This enables us to have electricity from two sources in case of a power failure so we do not lose power. Trustee Childress asked about other source of back up and Chris Morphey explained that the other source would be back up generators and that the rental and fuel cost would be far more costly than this Service B Upgrade.

It was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that the amount of \$69,584.21 be paid to Com Ed for Service B Upgrade.

Manager Muth stated that in our budget we requested to spend \$200,000.00 to upgrade our Scada 2008/2009 software. We would like to go to Virtualization with Scada. This would include back up servers. It would centralize all the software licenses. We would use Rockwell equipment, which is the preferred vendor. Trustee Sotir asked about training for this new software and LaSalle Brass responded that training is included. This new upgrade would avoid our servers from going down. In the case that a server goes down, the virtualization would take over and we would not loose service or data. It was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried to Upgrade Scada Software.

Manager Muth stated that there was nothing to report this month on the Cedar Glen project, he would give an update in the September Board Meeting.

Manager Muth requested an Executive Session to discuss personnel, pending litigation, and related matters. It was moved by Trustee Detzler, seconded by Trustee Sotir, put to vote and unanimously carried that the conclusion of the public comments of today's meeting, we will temporarily adjourn for an Executive Session.

Trustee Sotir asked Chris Morphey status on plant. Chris Morphey replied everything is running smoothly that there are some dry weather issues and had to overcome some stumbling blocks regarding the grout that was poured on D4. This is finally back on schedule so D5 should be done by the end of September so those primary clarifiers can be utilized this Winter. The Ferric Chloride project is going very well. He anticipates starting dosing first week in October.

Trustee Sotir asked the District Controller Jimmie Delgado status on accounting. Mr. Delgado stated that financials look good.

Trustee Childress inquired if Matt Woodin had heard back from a representative from the Gas Company. Matt Woodin replied that he had and has been in contact with the representative and appreciated the contact information.

Trustee Childress inquired if we have heard anything from the insurance company regarding the losses and damages incurred in the April flood event. Chris Morpheu replied that he and Jimmie Delgado will be meeting with the adjuster and the insurance agent to try and get to the bottom line. All the information that the insurance company has requested has been submitted to them. There are a couple of items that we disagree on and will try to come to an agreement soon. We have received a check in the amount of \$150,000.00 from them for the generators.

Trustee Childress inquired about the Original Interceptor/Indian Creek Project. Phillippe Moreau replied that this is a 72 hour timeline job. The creek has to be low, and there can't be any rain. The contractor Allan Mack & Sons, Inc. know that the best possible solution is right now. We are waiting on the manufacture of the pre-fabricated concrete pipe & vaults.

At this time Trustee Detzler addressed the public and asked if there were any questions or comments that they would like addressed. Mr. Todd Hunter from Namara Group wanted to address the board. He stated that he works for Namara Group, a credit card processing company. He stated that a couple of months ago they put in a quote to Fox Metro's business for credit card acceptance and his company's quote was the first one presented. He stated that they would save Fox Metro \$50,000.00 per year. He said that they are the 17th largest growing company in the country and that they are very good at what they do because credit card payments is all they do. Unfortunately their quote was shown to our current credit card processor Avalon and they were awarded the business. Avalon beat Namara Group by 15%. Mr. Hunter just wanted to let the Board be aware of this situation. He doesn't believe that it was a fair business practice to show Avalon their quote. He stated that they work very hard to create their quote and the usually don't re-quote because they beat everyone else's. Trustee Childress thanked Mr. Hunter for bringing that to the Board's attention and they would look into what happened.

The next citizen to speak was Jim Meek he is a resident of 422 Burr Oak Dr., Oswego and he wanted to address the Board. Mr. Meek stated that he had spoken with Manager Muth a few days earlier regarding the rate increase and he had some questions regarding the issue. He stated that Mr. Muth was very good at explaining some of the reasons for the increase. Mr. Meek also stated that he has done some research and now attending the meeting, stated that we are doing a very good job. Mr. Meek had a couple of suggestions for Fox Metro. He stated that he gets frustrated when he goes into the Fox Metro's website and there doesn't seem to be enough information about the pending increases or reasons why and that leads him to make phone calls. He said he would appreciate it if in the future the Board Meeting minutes could be posted on the website. He said that right now we just post our Agenda but there are no minutes or reference to the rate increase or the Ordinance on the website. Mr. Meek stated that although the information regarding

the rate increase was in the newspapers, he would like more information on the website. He stated that with the Open Meetings Act things should be more transparent. Trustee Sotir advised Mr. Meek that Fox Metro is currently in the process of updating the website. Mr. Meek stated that he was made aware of that but he just wanted to stress that if Fox Metro is more transparent, people won't complain as much. Mr. Meek stated that he saw the bill come in the mail; he remembered the story in the newspaper. Mr. Meek also stated that he would like to see the Board member's information on the website. He stated that the names are listed but there is no information as to how to contact them. He said an e-mail or phone number would be helpful. He said he would like to have the contact information of the public officials because they are the ones that sign the checks. Mr. Meek stated that he discussed with Manager Muth at possibly looking into other avenues of raising revenues maybe raising impact fees and he hopes that Fox Metro is aggressive and understands that there is going to be future growth in the area. Mr. Meek stated that he doesn't mind paying more money; whether is \$100.00 per year and understands our service is something important that we need to have. He states that sometimes people don't think, they just turn on the tap and the water goes down the drain and people don't understand what happens to it after that. Mr. Meek wanted to thank Fox Metro and the Board for the time that they put into the service. He said that we have a professional organization and good employees and he appreciates it and he hopes that Fox Metro and the Board consider some of his suggestions of being more transparent because sometimes people wonder what is going on. Trustee Sotir stated that it has been discussed on the Board side redoing our website and appreciates what Mr. Meek is saying and agrees with him. Manager Muth asked Mr. Meek to take us up on the offer of taking a tour of the plant at his convenience.

The next citizen to address the Board was Mr. John Aman a resident of Montgomery. He just wanted to reiterate what Mr. Meek stated before. He said that there is nothing on website regarding the rate increase and that it is very hard to find information. Mr. Aman stated that last week he stopped in and he had gotten the date wrong of the Board Meeting and Mr. Delgado sent him a copy of the Agenda and Board Meeting information via e-mail. He said he hasn't contacted Manager Muth but he would love a tour of the plant also. He believes from everything he has heard in the Board meeting today, the USEPA is forcing Fox Metro into more situations. The rate increase information was very bland. When he read the newspaper report and he read the information sheet included in his bi-monthly statement, feels that it doesn't state the reason for the rate increase. He wanted an understanding of the dollars spent. He has been an engineer all his life and he needs a lot of details. Mr. Aman stated that information regarding the rate increase is lacking on our website and it is very difficult to find out how our organization is working. Mr. Aman states that he is also impressed with what Fox Metro and the Board have done. Mr. Aman understands that the USEPA is forcing us in to a situation and we are already ahead of the game. He said we have done a good job and is very impressed. Trustee Childress thanked Mr. Aman and stated that this is a tough position to be in. Trustee Childress stated that this is discussed all the time and he doesn't believe that the USEPA really looks at the impact to the people. The USEPA can have all these wonderful requirements and they can have the water be good enough to drink when it comes out but what is the cost to the people. Mr. Aman stated that he is in a

situation where is transitioning into retirement and all these costs added on to his bi-monthly statement makes it hard to decide whether he wants to retire. Trustee Sotir stated that the Board tried to view the rate increase on a long term basis. Will we have the necessary cash flow when these projects are being constructed & not to fully rely on borrowing from the IEPA. We do not want to constantly come back and say we need to raise the rates again and again but to give you as much information ahead of time as possible. Mr. Aman stated that we have gotten grants for a lot of the improvements that we have done and asked if Fox Metro has someone on staff that writes grants for us. Manager Muth stated that we don't have anyone on staff but we have people on point helping us with that. We are looking for as much source of revenue that we can from outside that we can.

Mr. Meek wanted to address the Board with one other issue. He stated as he has done some research on some of the studies, he knows there is a ten year study, but why are they finding out today about these issues. If people could find this information on line they would know the reasons why it has taken so long to get to this point and the rates have to be increased by 30%. Last thing he wanted to bring up is that he would like to suggest that the public forum be done at the beginning of the Board Meeting that way if there is anything that anybody has a complaint, their voice can be heard at the beginning of the meeting. Mr. Meek stated that the public may see some issues on the agenda that are up for approval and if they are not in agreement with them, they don't have an opportunity to speak until the end of the meeting when everything has been approved or voted on. He believes it would be fairer to the people to have the public forum at the beginning of the meeting instead of at the end. Trustee Detzler advised Mr. Meek that the Board would consider his suggestion. Trustee Detzler stated that it is difficult to have the public forum in the beginning of the meeting but it doesn't mean that it can't be done. Mr. Meek stated that most public bodies have their public forum at the beginning of the meeting instead of at the end.

Meeting temporarily adjourned at 10:35 A.M.

There being no further business to come before the Board, it was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that this meeting be adjourned.

Meeting adjourned at 11:30 A.M.