

**MINUTES OF THE REGULAR MEETING  
OF THE BOARD OF TRUSTEES  
OF FOX METRO WATER RECLAMATION DISTRICT  
HELD WEDNESDAY, JUNE 17, 2015**

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, June 17, 2015. Present were, Trustee James K. Detzler, Trustee Judith S. Sotir, Trustee Albert E. Heriaud, & Trustee Christopher F. Childress. Also present were Attorney Dallas C. Ingemunson, Attorney Boyd Ingemunson, Philippe Moreau, Manager Thomas F. Muth, John Frerich from Walter E. Deuchler, Controller Jimmie Delgado, Human Resources Coordinator Patrick Divine, Maintenance Supervisor Chris Morphey, Field Services Manager Matt Woodin, and Norma Rodriguez. Also in attendance Leo Pawlowski Sr. from Northeast Neighbors.

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The bills were presented and read. It was moved by Trustee Heriaud, that the bills be allowed as read, and that checks be drawn in payment account during the month of May, 2015 in the amount of \$2,331,097.17 be ratified and approved. Motion was seconded by Trustee Childress, put to vote and unanimously carried that the bills be paid as presented.

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It was moved by Trustee Heriaud seconded by Trustee Childress, put to vote and unanimously carried that the Treasurer's Report for May, 2015 be approved as submitted.

It was moved by Trustee Heriaud, seconded by Trustee Childress, put to vote and unanimously carried that the minutes of the May 20, 2015 Regular Board Meeting be approved as written, each of the Trustees having received and read copies of said minutes before the meeting.

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With no Public Comments, It was moved by Trustee Detzler, seconded by Trustee Heriaud, 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.

In the Committee of Local Improvements Manager Muth advised the Board that the District hired an experienced professional to provide beautification recommendations for the South Plant. He introduced landscaping architect Bill Donnell. Bill said that he is working with Deuchler Engineering on the landscaping plan for the South Plant. He gave an overview and presented the Board with his designs and described the current condition of the landscaping where the South Plant will be built. He said the area along the river is heavily vegetated and most of it is wetlands which include existing riparian style trees and will not be affected by this plan. Mr. Donnell said the property

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slopes down to the river and it will be several feet lower than the highway so the plant will not be visible from the road. The areas of the plant that would be visible from the road will be filled with shrubs and trees. The existing mature maple trees that are on the south side of the property along Route 31 will be preserved. The surrounding areas will be planted with a native low profile mix and the prairie will grow an average height of three feet. An 8 ft. high aluminum fence supported by stone pillars will be placed behind the trees along the property that runs along Route 31 which will provide privacy and security to the facility. More trees will be planted to add additional privacy to the South side of the plant. In addition, colorful perennials will be planted around the lab and administration buildings. These will be low maintenance and will provide seasonal color as people come into the buildings. Trustee Childress said the plan looks great his only concern is beauty versus tax payer dollars. Manager Muth said when looking at total cost of the construction of the South Plant, the landscaping is almost an incidental expense.

Bids for the South Plant will be opened at September meeting and actual construction will begin by the end of the year. It depends on the weather.

Manager Muth reported that Fox Metro has received the NPDES permit. This puts the District in a position to start construction.

At 10:00 A.M. Manager Muth opened and read aloud bids received for Building E Boiler Installation as follows: Kirwan Mechanical Services, Inc. – Total Bid \$89,040.00; Mechanical, Inc. – Total Bid \$108,500.00; Dahme Mechanical Industries, Inc. – Total Bid \$157,750.00. The Engineer's estimate for this project was \$110,000.00. It was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that the low bid of Kirwan Mechanical Services, Inc., be accepted for \$89,040.00 pending specification review by Fox Metro Water Reclamation District and Walter E. Deuchler Engineering Staff.

Manager Muth said that approximately three months ago a Trustee from Yorkville/Bristol asked to speak with him and Philippe Moreau regarding their District. They were told that the Executive Director was retiring and there was no internal interest in taking over his position. The Trustee asked them what their thoughts were with regard to Fox Metro acquiring Yorkville/Bristol. They discussed pros and cons. Manager Muth was asked to attend last week's Board Meeting to formally put the concept to Fox Metro. He said they asked for Fox Metro's board to consider the concept and review the advantages and disadvantages of this merger. Attorney Dallas Ingemunson has reviewed the State's Statute Special District 70 ILCS 2405/17.1 and said there is the capability of acquiring Yorkville/Bristol treatment facility. This statute shows the mandatory items, once that information is compiled and put in place and if Fox Metro decides to proceed, it would then be presented to Kendall County Judge for review.

John Frerich said that Yorkville/Bristol's Executive Director is retiring and the Board is currently looking at all the best possible options. They are looking at the Governor's

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initiative of combining and eliminating smaller Districts. One of the things they looked at is that Fox Metro currently services a portion of Yorkville, they are very similar to Fox Metro and they also modeled their Ordinances to Fox Metro.

Trustee Sotir asked how many employees Yorkville/Bristol treatment plant have? Manager Muth said they currently have four employees. Mr. Frerich said their facility is brand new and in early 2000 they did their expansion. They have a design ready for the West side expansion that is waiting to be built and financially, they are in good shape.

Trustee Childress asked if their rates were similar to Fox Metro's? Manager Muth said that would have to be reviewed but believes they are similar. He said he would get that information to Trustee Childress but today Manager Muth just wanted to communicate Yorkville/Bristol's idea and what they believe is their best option. Mr. Frerich reported that what he and Manager Muth were asked at the meeting was to present this to Fox Metro's Board to see if there were any objections. If there were objections, they would move on to their next step. If there were no objections they have asked for the District to do a comparison of rates, fees to present to them. They are going to have another meeting at the end of June and Fox Metro can provide the information they are looking for at that time.

Mr. Philippe Moreau added that Yorkville/Bristol has a considerable area remaining to be served. Trustee Sotir inquired the area the District covered. Mr. Frerich said it was a very big area. Trustee Childress asked how they handled all that capacity. Manager Muth said they acquired property to build a second treatment plant. Trustee Childress asked what the value of the consolidation was and what the savings is to the taxpayers. Manager Muth said it could be an economy of scale and would need to analyze other factors. Manager Muth said from a staff standpoint they are having success, they are modern and they use SCADA. It has been cost effective for them and Manager Muth does not see to eliminate employees but their Board would be dissolved. Trustee Sotir asked what the reaction of the Yorkville residents was? Mr. Frerich said that it just recently became public at their last meeting and he has not heard anything. Trustee Childress said that we also need to know what their problems and struggles are. Manager Muth said Yorkville/Bristol's plant is very modern and they have a very good success story. The Board did not object to Fox Metro moving forward and provide Yorkville/Bristol the information they need to consider their options.

Trustee Sotir asked what would happen to Yorkville/Bristol's lab? Manager Muth said that could be consolidated. Fox Metro already performs tests for them on a regular basis. Trustee Sotir commented that it looks like it could be advantageous for them to merge with Fox Metro.

It was moved by Trustee Detzler and seconded by Trustee Sotir, put to vote and unanimously carried to reconvene the Regular Board Meeting.

Meeting reconvened at 10:25 A.M.

Attorney Ingemunson addressed the Board with the Attorney's Report. Attorney Ingemunson presented Resolution No. 927, Prevailing Wage Ordinance, to the Trustees for their approval, which read as follows:

WHEREAS, present Illinois Law (820 ILCS 130) requires that Fox Metro Water Reclamation District, as a public body, file with the Secretary of State during the month of June of each calendar year an Ordinance or Resolution setting the prevailing rate of wages as defined in the Prevailing Wage Act, and

WHEREAS, the statute also provides that if Fox Metro Water Reclamation District, as a public body, desires that the Department of Labor ascertain the prevailing rate of wages, it shall notify the Department of Labor to ascertain the general prevailing rate of hourly wages for work under contract or for work performed by the District without letting the contract. Upon such notification the Department of Labor shall ascertain such general prevailing rate of wages and certify the prevailing wage to Fox Metro Water Reclamation District, and

WHEREAS, the District hereby finds and determines that it does not have the necessary personnel and facilities to make the requisite determination of the prevailing rate of wages.

NOW, THEREFORE, BE IT RESOLVED:

1. That the District comply with the Illinois Statute regarding the Prevailing Wage Act 820 ILCS 130/0/01 et seq. by passing an appropriate resolution therefore.
2. That the District shall notify the Department of Labor to ascertain the general prevailing rate of hourly wages as set forth in said Illinois Statute and to certify the prevailing wage to the District.
3. That the District, in addition to the above, comply with the other applicable provisions of the Prevailing Wage Act.

It was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that Resolution No. 927, Prevailing Wage Ordinance, be approved as written.

PASSED by the Board of Trustees of Fox Metro Water Reclamation District this 17<sup>th</sup>. day of June, 2015 by a voice vote of 4 to 0.

8896

John Frerich addressed the Board with the Engineer's Report. Mr. Frerich requested approval of Partial Payment No. 7 to R.J. O'Neil, Inc., in the amount of \$10,402.50 for Building P-1 HVAC Renovation 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 \$10,402.50 to R.J. O'Neil, Incl., for work completed on Building P-1 HVAC Renovation Project.

8897

Mr. Frerich requested approval of Partial Payment No. 8 to Frank Marshall Electric, Inc., in the amount of \$42,499.80 for Farnsworth Pump Station MCC Replacement 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 \$42,499.80 to Frank Marshall Electric, Inc., for work completed on Farnsworth Pump Station MCC Replacement Project.

8898

Mr. Frerich requested approval of Final Payment No. 9 to Frank Marshall Electric, Inc., in the amount of \$21,431.20 for Farnsworth Pump Station MCC Replacement 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 \$21,431.20 to Frank Marshall Electric, Inc., for work completed on Farnsworth Pump Station MCC Replacement Project.

8899

Mr. Frerich requested approval of Partial Payment No. 7 to Frank Marshall Electric, Inc., in the amount of \$639.00 for Gas and Heat Detector Modification 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 \$639.00 to Frank Marshall Electric, Inc., for work completed on Gas and Heat Detector Modification Project

8900

Mr. Frerich requested approval of Final Payment No. 8 to Frank Marshall Electric, Inc., in the amount of \$25,171.00 for Gas and Heat Detector Modification 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 \$25,171.00 to Frank Marshall Electric, Inc., for work completed on Gas and Heat Detector Modification Project

8901

Mr. Frerich requested approval of Final Payment No. 6 to Lite Construction, in the amount of \$17,097.37 for Building P-1 Remodel Phase 2 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 \$17,097.37 to Lite Construction, for work completed on Building P-1 Remodel Phase 2 Project.

8902

Mr. Frerich requested approval of Partial Payment No. 11 to Mechanical, Inc., in the amount of \$127,825.70 for Air Main Header Replacement 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 \$127,825.70 to Mechanical, Inc., for work completed on Air Main Header Replacement Project

8903

Manager Muth requested authorization to seek bids for Clarifiers D4 and H3 Mechanism Installation, to be opened at 10:00 A.M., July 22, 2015 at the Board of Trustees Meeting. It was moved by Trustee Sotir seconded by Trustee Heriaud, put to vote and unanimously carried to seek bids for Clarifiers D4 and H3 Mechanism Installation to be opened at 10:00 A.M., July 22, 2015 at the Board of Trustees Meeting.

8904

Manager Muth requested authorization to seek bids for Building J Improvements, to be opened at 10:00 A.M., July 22, 2015 at the Board of Trustees Meeting. It was moved by Trustee Sotir seconded by Trustee Heriaud, put to vote and unanimously carried to seek bids for Building J Improvements to be opened at 10:00 A.M., July 22, 2015 at the Board of Trustees Meeting.

8905

Manager Muth requested authorization to seek bids for Farnsworth Outfall Sewer Lining, to be opened at 10:00 A.M., July 22, 2015 at the Board of Trustees Meeting. It was moved by Trustee Sotir seconded by Trustee Heriaud, put to vote and unanimously carried to seek bids for Farnsworth Outfall Sewer Lining to be opened at 10:00 A.M., July 22, 2015 at the Board of Trustees Meeting.

8906

Manager Muth requested authorization to seek bids for South Wastewater Treatment Facility, to be opened at 10:00 A.M., September 23, 2015 at the Board of Trustees Meeting. It was moved by Trustee Sotir seconded by Trustee Heriaud, put to vote and unanimously carried to seek bids South Wastewater Treatment Facility to be opened at 10:00 A.M., September 23, 2015 at the Board of Trustees Meeting.

8907

Manager Muth requested authorization to seek bids for Waubensee Interceptor River Crossing, to be opened at 10:00 A.M., September 23, 2015 at the Board of Trustees Meeting. It was moved by Trustee Sotir seconded by Trustee Heriaud, put to vote and unanimously carried to seek bids for Waubensee Interceptor River Crossing to be opened at 10:00 A.M., September 23, 2015 at the Board of Trustees Meeting.

8908

Manager Muth requested an Executive Session be held to review prior six months of Executive Session Minutes, discuss personnel, litigation and any related matters. It was moved by Trustee Sotir, seconded by Trustee Heriaud, 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.

Manager Muth reported that Fox Metro hosted a tour of the Plant for Greenfest June 12, 2015. The group consisted of environmental individuals and their families. Many staff members contributed and did a great job. On Saturday, June 13, 2015 Fox Metro was also at the Greenfest at the Prisco Center. Our lab staff was there with their microscope teaching everyone what we do here at the District. We also collected unused prescriptions. Pat Divine spearheaded this event and did an outstanding job along with members of staff to make it a success.

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Manager Muth reported the plant has been doing very well despite all the rain. Having the wet weather flow facility has been a big success and the staff is doing a fantastic job.

8909 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 10:40 A.M

The Regular Board Meeting reconvened at 11:20 A.M.

8910 It was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that the status of the Executive Meeting Minutes of December 17, 2013 through May 20, 2015 be approved as recommended by Manager Muth and Attorney Ingemunson and keep the other ones sealed.

8911 It was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that they approve the Tentative Agreement the District has with the Union based on pending ratification.

8912 With no other 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.

8913 President Detzler announced there were no further decisions reached in Executive Session, therefore it was moved by Trustee Sotir, seconded by Trustee Heriaud, put to vote and unanimously carried that the Board Meeting be adjourned.

Meeting adjourned at 11:25 A.M.

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