

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF TRUSTEES
OF FOX METRO WATER RECLAMATION DISTRICT
HELD WEDNESDAY, SEPTEMBER 14, 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, September 14, 2016. President James Detzler presided and with him were, Trustee Judith S. Sotir, Trustee Michael C. Funkey, Trustee Albert E. Heriaud & Trustee Christopher F. Childress. Also present were Attorney Dallas Ingemunson, Manager Thomas F. Muth, John Frerich from Walter E. Deuchler, Human Resources Coordinator Patrick Divine, Controller Jimmie Delgado, Operations Supervisor Joel Ilseman, Field Services Manager Matt Woodin and Administrative Assistant Norma Rodriguez.

9168

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 August, 2016 in the amount of \$4,133,972.14 be ratified and approved. Motion was seconded by Trustee Funkey put to vote and unanimously carried that the bills be paid as presented.

9169

It was moved by Trustee Sotir seconded by Trustee Funkey, put to vote and unanimously carried that the Treasurer's Report for August, 2016 be approved as submitted.

9170


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

9171

With no Public Comments, It was moved by President 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 9:35A.M.

In the Committee of Local Improvements Manager Muth discussed the Lease Agreements for the 2017 crop year between Fox Metro and three Lessees that occupy land owned by the District in Kendall County. Manager Muth said each farm is approximately 80 acres. Every year the District seeks approval from the Board to lease these farms for \$300.00 per acre. The farmer may reduce the amount of the lease in half if they find approximately 80 acres each for springtime 2017 application of anaerobically digested biosolids. This is a win-win for the farmer and the District. A Resolution will need to be entered for said leases after the regular Board Meeting is resumed and the Attorney Report is presented.



The next item in the Committee of Local Improvements Jimmie Delgado discussed the potential Intergovernmental Agreement with the Illinois Office of the Comptroller. He gave the Board members a copy of the Debt Recovery Program through Illinois Comptroller's Office. This program allows Fox Metro to collect unpaid moneys from customers that have delinquent accounts who receive money from the State. The issue is that there is a large number of delinquent accounts for shut off fees, property liens and Judgments and this gives Fox Metro other avenues to collect on these accounts. Jimmie said the way this works is a request is sent to the Comptroller's office and if any of our customers who has a delinquent account either gets lottery payments, tax refunds or settlements through the State, Fox Metro would get paid automatically before the customer would receive their money. There is a fee of \$20.00 but this is more cost effective than a Lien because those could cost the District hundreds of dollars. This program also has a due process feature and the customer can dispute the claim.

Jimmie said our current process for collection is a disconnection letter to the customer and if there is no response their services are disconnected. In some cases where the water cannot be disconnected such as well accounts and multi-unit properties and their delinquent amount goes above a certain amount, a Lien Notice is sent out and if there is no response then a lien is placed on the property.

Jimmie said it would be rare for the District to resort to the State Collection Program but the Department currently has the manpower to focus on these delinquent accounts and look at different ways to collect. The information Jimmie gave the Board is the State's template and the District is not currently prepared to approve anything. Jimmie will work on a new draft that the Board can approve and pass at a later Board Meeting.

Manager Muth also discussed the Watering Credit Program. Fox Metro has had the Watering Credit Program in place for a very long time but there has never been a Resolution approved by the Board. This Watering Credit Program is only for the summer months and it makes it fair for those customers that have planted new sod, filled a large pool, have a sprinkler system or water their lawn and plants. When a customer receives a large statement that covers the time period they have done heavy watering, they need to contact the Billing office and request a credit in order to receive one. The District will calculate the watering credit using the following formula: Using the average bill based on the 3 most recent winter bills in the User's property. The allowable credit will be based on the current invoice for amounts that are 20% over the User's winter average.

The other alternative is the customer can purchase a secondary meter and have it installed. That meter will record water they are using outside and they can call that reading into the Billing department, get credit for that usage and deduct it off of their current statement.

9172

With no other concerns 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 9:45 A.M.

In the Attorney's Report Attorney Dallas Ingemunson presented to the Board for their approval Resolution No. 940, Farm leases between Fox Metro Water Reclamation District and (3) Lessees, namely: David Hopkins, Jim Connell Farms, Inc., and Quintin Wissmiller for certain lands owned by the District in the County of Kendall for farming purposes for the 2017 crop year.

9173

It was moved by Trustee Sotir, seconded by Trustee Funkey, put to vote and unanimously carried that Resolution No. 940, Farm leases between Fox Metro Water Reclamation District and (3) Lessees, namely: David Hopkins, Jim Connell Farms, Inc., and Quintin Wissmiller for certain lands owned by the District in the County of Kendall for farming purposes for the 2017 crop year be approved as written.

9174

PASSED by the Board of Trustees of Fox Metro Water Reclamation District this 14th day of September, 2016 by a voice vote of 5 to 0.

Attorney Ingemunson presented Resolution No.941, to implement a Water Credit/Rebate Program to the Board for their approval.

9175

It was moved by Trustee Sotir, seconded by Trustee Funkey, put to vote and unanimously carried that Resolution No. 941, to implement a Water Credit/Rebate Program be approved as written.

PASSED by the Board of Trustees of Fox Metro Water Reclamation District this 14^h day of September, 2016 by a voice vote of 5 to 0.

9176

John Frerich addressed the Board with the Engineer's Report. Mr. Frerich requested approval for Partial Payment No. 9 to River City Construction, LLC in the amount of \$1,411,597.74 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 \$1,411,597.74 to River City Construction, LLC, for work completed on the South Waste Water Treatment Plant Project.

9177

Mr. Frerich requested approval of Partial Payment No. 6 to Spiess Construction, Inc., in the amount of \$1,006,874.10 for Waubonsie Interceptor River Crossing 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 \$1,006,874.10 to Spiess Construction, Inc., for work completed on Waubonsie Interceptor River Crossing Project.

9178

Mr. Frerich requested approval of Partial Payment No. 7 to Manusos General Contracting, in the amount of \$75,197.25 for M4 Cover Replacement 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 \$75,197.25 to Manusos General Contracting, for work completed on M4 Cover Replacement Project.

9179

Mr. Frerich requested approval for Final Payment No. 2 to Pro Temp of Illinois, in the amount of \$11,360.00 for Building P-3 Fume Exhaust Duct Replacement 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 \$11,360.00 to Pro Temp of Illinois for Building P-3 Fume Exhaust Duct Replacement Project.

9180

Mr. Frerich requested approval of Final Payment No. 4 to Performance Construction & Engineering, LLC, in the amount of \$6,400.98 for Exposition View Sanitary Sewer Repairs-Phase 2 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 \$6,400.98 to Performance Construction & Engineering, LLC, for work completed on Exposition View Sanitary Sewer Repairs – Phase 2 Project.

9181

Mr. Frerich requested approval of Payment No. 1 to Lite Construction, in the amount of \$5,220.00 for Building P-1 Remodel Phase 4 Project. It was moved by Trustee Sotir seconded by Trustee Funkey, put to vote and unanimously carried that payment be in the amount of \$5,220.00 to Building P-1 Remodel Phase 4 Project.

In the Manager's Report Manager Muth said he would give the Board an update on the South Plant construction at next month's Board Meeting. He said he would also update them on the Phosphorous study that was submitted to the IEPA.

Manager Muth requested authorization to seek bids on Field Mowing contract. He said by doing this the District does not have to pay prevailing wage for landscapers to come and maintain the lawn. This does not mean the District will eliminate any of its employees it just means this job can be contracted out at a cheaper rate and the District employees can work on other vital projects in Field Operations. This bid would only include mowing at the 11 lift stations and at the Field Operations office.

Trustee Funkey wanted a status on the prairie grass beautification project that was started last year. Manager Muth said there has been success with the first location where the seed was planted last year. The second location is where construction will commence for the new O&M Building. Trustee Funkey asked if it would be possible to include the preparation of the soil for planting of prairie grass in the bid. Manager Muth said that could be possible or that would be something staff can do.

9182

At this time Manager Muth requested authorization to seek bids for Field Mowing Contract to be opened at 10:00 A.M., October 19, 2016 at the Board of Trustees Meeting. It was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried to seek bids for Field Mowing Contract to be opened at 10:00 A.M., October 19, 2016 at the Board of Trustees Meeting.

Manager Muth reported that he received an e-mail from the Department of Commerce and Economic Opportunity. The District submitted Building P-1 renovations to them for energy efficiency and the District will be receiving a check from them for approximately \$24,000.00. This is due to the renovations that were completed to the building to become more energy efficient. Trustee Sotir said this is something that should be listed on our website.

Operations Supervisor Joel Ilseman reported that the plant is running good. A new employee will be starting next week. Manager Muth said he is very proud of the plant and how is running. He said the employees are focused and are doing very well.

Jimmie reported said that the auditors will be in next week and things are going well. Revenues are good and the District is spending less than anticipated.

9183

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 Regular Board Meeting reconvened at 11:15 A.M.

9184

Per discussion held in Executive Session, it was moved by Trustee Detzler, seconded by Trustee Sotir, put to vote and unanimously carried to begin Condemnation Procedures on the Western Electric Property.

9185

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

Meeting adjourned at 11:20A.M.