



**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF TRUSTEES
OF FOX METRO WATER RECLAMATION DISTRICT
HELD WEDNESDAY JUNE 21, 2017**

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 21, 2017. Present were, Trustee Judith S. Sotir, Trustee Michael C. Funkey, Trustee Albert E. Heriaud & Trustee Christopher F. Childress. Also present were Attorney Gregg Ingemunson, Manager Thomas F. Muth, Philippe Moreau, John Frerich from Walter E. Deuchler, Controller Jimmie Delgado, Human Resources Coordinator Patrick Divine, Maintenance Supervisor, Chris Morphey, Plant Manager Matt Woodin, and Norma Rodriguez.

10039 The bills were presented and read. It was moved by Trustee Funkey that the bills be allowed as read, ratify and approve the checks drawn during the month of May, 2017 in the amount of \$8,822,763.69. Motion was seconded by Trustee Heriaud, put to vote and unanimously carried that the bills be paid as presented.

10040 It was moved by Trustee Funkey seconded by Trustee Heriaud, put to vote and unanimously carried that the Treasurer's Report for May, 2017 be approved as submitted.

10041 It was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried that the minutes of the May 24, 2017 Regular Board Meeting be approved as published each of the Trustees having received and read copies of said minutes before the meeting.

In Public Comments Lab Supervisor Randy Hummer introduced two new members of his staff. Megan Miklosik who just finished her Chemistry degree at North Central College. She was a part time technician but now has joined the Fox Metro Staff full time as a Lab Analyst as has begun to conduct advanced analysis. Randy also introduced Mickey as a part time technician in his staff. He is a student at Aurora University. He has obtained his Biology major and Chemistry degree already but is currently studying to get a minor in Computer Science. The Board welcomed these two employees and wished them well in their career at Fox Metro.

Trustee Sotir continued and congratulated three Operators that have completed their State of Illinois EPA Class 4 Operators License. Those Operators were Kevin Kwock, Jose Garcia and Mustafa Zamir. This certification allows Fox Metro to place them in all the duties and responsibilities of the plant and gives the plant

more flexibility. The District is very proud of these individuals for their accomplishment.

With no other Public Comments it was moved by Trustee Funkey, 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 9:45.M.

In the Committee of Local Improvements Manager Muth gave a presentation updating the Field Operations Projects. The projects included in the presentation were Waubonsie Interceptor River Crossing, 2016-2017 Interceptor Sewer Lining, 2017-2018 Interceptor Sewer Lining, Moecherville Sanitary Sewer Repairs, Sugar Grove Pump Station Generator Replacement and Orchard Road Compensatory Storage.

The Waubonsie Interceptor River Crossing project has been completed. All landscaping that was damaged has been repaired. As part of construction a pond was dried up but now has been replaced and is back to normal. A 42 ft. deep junction box was constructed and restored with temporary fencing. Once the South plant is operational a 54 inch interceptor in the chamber will be cut out so a portion of the flows can then be diverted to the South Plant.

The 2016-2017 Interceptor Sewer Lining Project is 92% complete. In Montgomery 3,590 LF of pipe were lined, 1,410 LF in North Aurora and 6,210 LF in Aurora – East Bank. Manager Muth showed the Board the reason for the lining, the procedure that was used and the end result of the project.

The 2017-2018 Interceptor Sewer Lining Projects include the lining of 6,410 LF in Aurora – East Bank, 7,910 LF in North Aurora, West Bank and 2,510 LF in Aurora Township – Lindenwood Ave.

Repairs to the Moecherville Sanitary Sewer is in need of repairs due to sagging in pipe in some areas and broken pipes in other. Bid opening for this project is June 21, 2017. Manager Muth explained the extent of the damaged pipe and the procedure to repair it.

Sugar Grove Pump Station Generator Replacement Project – Opening bids June 21, 2017. Repairs consist of removing existing generator, shed and concrete pad. Will install new 200 KW generator on a newly constructed concrete pad. There will also be modifications to conduit for generator operation.

Orchard Road Compensatory Storage – Negotiated with Kendall County to offset South Facility Project. The excavation will allow stormwater storage during high rain events. The contractor will replant the area with native vegetation and will be mowed once a year to prevent tree growth.

Manager Muth updated the Board on the South Waste Water Treatment Facility Construction project. His presentation included aerial photos of the construction site showing the progress and the work completed during the last few months.

10043

With no other matters to come before the Committee of Local Improvements, it was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried that the Regular Board Meeting reconvene. The Regular Board Meeting reconvened at 9:55 A.M.

Attorney Ingemunson addressed the Board with the Attorney's Report. Attorney Gregg Ingemunson presented Resolution No. 951, Prevailing Wage Ordinance, to the Trustees for their approval.

10044

It was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried that Resolution No. 951, Prevailing Wage Ordinance, be approved as written.

PASSED by the Board of Trustees of Fox Metro Water Reclamation District this 21st day of June, 2017 by a voice vote of 4 to 0.

Attorney Ingemunson requested approval of Subordination of Surface Rights for Public Road Purposes on Rt. 71 for IDOT. Attorney Ingemunson explained this document basically states that it gives IDOT the right to move Fox Metro's sewer pipe if necessary and IDOT will be financially responsible for same.

10045

It was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried that the Subordination of Surface Rights for Public Road Purposes on Rt. 71 for IDOT be approved as written.

PASSED by the Board of Trustees of Fox Metro Water Reclamation District this 21st day of June, 2017 by a voice vote of 4 to 0.

10046

At 10:00 A.M., Manager Muth opened and read aloud bids received for Sugar Grove Pump Station Generator Replacement Project as follows: Morse Group – Total Bid \$251,225.00; Valley Electric – Total Bid \$199,100.00; Frank Marshall Electric - Total Bid \$165,700.00; The Engineer's estimate for this project was \$180,000.00; It was moved by Trustee Funkey, seconded by Trustee Childress, put to vote and unanimously carried that the low bid of Frank Marshall Electric, be accepted for \$165,700.00 and the bid of Valley Electric for \$199,100.00 be held pending specification review by Fox Metro Water Reclamation District and Walter E. Deuchler Engineering Staff.

10047

At 10:05 A.M., Manager Muth opened and read aloud bids received for Moecherville Sanitary Sewer Repairs Project as follows: H Linden & Sons – Total Bid \$493,323.00; Swallow Construction Corporation – Total Bid \$602,651.00; Performance Construction & Engineering – Presented 10% bid bond but did not add up all items and did not indicate total price of bid. At this time the packet was taken by District Accountant to add columns; Len Cox Excavating – Total Bid \$538,800.00; Conley Excavating – Presented 10% Bid Bond but did not add all items and did not indicate total price of bid. This packet was taken by District Accountant to add columns. The Engineer’s estimate for this project was \$443,000.00. It was moved by Trustee Funkey, seconded by Trustee Heriaud to table the consideration for Moecherville Sanitary Sewer Repairs Project and move on to open bids for the next project. It was put to vote and unanimously carried to table the consideration for Moecherville Sanitary Sewer Repairs Project and move on to open bids for next project.

10048

At 10:15 AM Manager Muth opened and read aloud bids received for New Phone System and Voicemail/E-Mail Integration. Midco – Total Bid - \$39,130.39; Call One – Total Bid \$79,649.06; Tri Electronics – Total Bid - \$60,642.00; Converged Digital Networks, LLC – Total Bid \$48,118.00; Pantel Business System – Total Bid \$72,685.00. Because of the nature of this bid the Board will hold all bids under advisement and review to make sure all bids meet specifications. It was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried to accept the low bid of Midco for \$39,130.39 subject to staff and Engineers review regarding the components of the bid and hold all other bidders in place pending said review and pending meeting specifications.

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It was moved by Trustee Funkey, seconded by Trustee Heriaud, , put to vote and unanimously carried to resume consideration of the Moecherville Sanitary Sewer Repairs bids.

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Total bid for Performance \$333,000.00; Total Bid for Conley Excavating \$632,571.00. It was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried to accept bid from Performance Construction & Engineering in the amount of \$333,000.00 and the bid of H Linden & Sons for \$493,323.00 be held pending specification review by Fox Metro Water Reclamation District and Walter E. Deuchler Engineering Staff and verification from Performance Construction and Engineering that the bid is \$333,000.00. Will also ask Conley Excavating, Inc., to confirm their bid of \$632,571.00.

10051

It was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried to Vacate Motion approving the bid of Performance Construction Engineering.

10052

It was moved by Trustee Funkey seconded by Trustee Heriaud, put to vote and unanimously carried to accept the bid for Performance Construction & Engineering for \$333,000.00 subject to review by Fox Metro Water Reclamation District and Walter E. Deuchler Engineering Staff and the bid of H Linden & Sons for \$493,323.00 be held pending specification review by Fox Metro Water Reclamation District and Walter E. Deuchler Engineering Staff.

Mr. Philippe Moreau addressed the Board with the Engineer's Report. Mr. Moreau asked the Board for a Motion to request approval to submit the application for a State Revolving Loan for \$5M from the IEPA for the North Plant Improvement project. This is part of the Long Term Control Plan. The planned projects were discussed at last month's Board Meeting. A small Mechanical building will be built in order to provide for chemical addition to treat for Phosphorus. Manager Muth explained in detail what other projects will be performed and paid for by this loan.

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It was moved by Trustee Funkey seconded by Trustee Heriaud, put to vote and unanimously carried to complete the application for the \$5M State Revolving Loan for the North Plant Improvements.

10054

Mr. Moreau continued with the Engineer's Report and requested approval of Partial Payment No. 18 to River City Construction, Inc., in the amount of \$3,345,359.12 for South Waste Water Treatment Facility Project. It was moved by Trustee Funkey seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of \$3,345,359.12 to River City Construction, Inc., for work completed on South Waste Water Treatment Facility Project.

10055


Mr. Moreau requested approval of Partial Payment No. 3 to Michels Pipe Services, in the amount of \$498,780.00 for 2016 CIPP Interceptor Lining Project. It was moved by Trustee Funkey seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of \$498,798.00 to Michels Pipe Services, for work completed on the 2016 CIPP Interceptor Lining Project.

10056

Mr. Moreau requested approval of Partial Payment No. 3 to Kane County Excavating, in the amount of \$123,244.00, for Orchard Road Compensatory Storage Project. It was moved by Trustee Funkey seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of \$123,244.00 to Kane County Excavating, for work completed on the Orchard Road Compensatory Project.

10057

Mr. Moreau requested approval of Partial Payment No. 5 to Whittaker Construction, Inc., in the amount of \$499,817.70 for Building G Improvements Project. It was moved by Trustee Funkey seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of



\$499,817.70 to Whittaker Construction, Inc., for work completed on Building G Improvements Project.

10058

Mr. Moreau requested approval of Partial Payments No. 2 to R.C. Wegman Construction, in the amount of \$207,090.00 for Building W Water system Improvements Project. It was moved by Trustee Funkey seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of \$207,090.00 to R.C. Wegman Construction, for work completed on Building W Water system Improvements Project.

10059

Mr. Moreau requested approval for Partial Payment No. 1 to R.J. O'Neil, in the amount of 4,654.08 for Building K Odor Control Improvements Project. It was moved by Trustee Funkey seconded by Trustee Heriaud, put to vote and unanimously carried that payment be made in the amount of \$4,654.80 to R. J. O'Neil, for work completed on Building K Odor Control Improvements Project.

10060

Manager Muth addressed the board with the Manager's Report and requested authorization to seek bids for North Wastewater Treatment Facility Improvements Project to be opened at 10:00 A.M., August 23, 2017 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 North Wastewater Treatment Facility Improvements Project with a bid opening at 10:00 A.M., August 23, 2017 at the Board of Trustees Meeting.

10061

Manager Muth requested authorization to seek bids for Clarifier D3 Rehabilitation Project to be opened at 10:00 A.M., July 19, 2017 Board of Trustees Meeting. It was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried to seek bids for Clarifier D3 Rehabilitation Project with a bid opening at 10:00 A.M., July 19, 2017 at the Board of Trustees Meeting.

The next item in the Manager's Report was Solar Energy Discussion. There was a lengthy discussion regarding what type of proposal will be needed from vendors. The proposal being sought is something that will equate or come close to the \$.055 cents the District is currently paying. This will give the bidders a parameter and what they will be able to do to meet it.

The evaluation the District will be reviewing is the qualifications and experience of the proposer. Also the economic terms and conditions that they would be proposing and the economic benefit to the District. Project approach and schedule will also be reviewed and what kind of financial capabilities the proposer has. The proposal packet will have to specify that the proposal will not necessarily be awarded to the lowest cost proposal because it may not contain the full economic benefit. It was stressed that optimal use of the property must be very important. Discussion ensued regarding potential proposers and the advertisement process and costs and if a motion is needed to proceed with an RFP.

10062

It was moved by Trustee Childress seconded by Trustee Heriaud, put to vote and unanimously carried to seek RFP's to review solar options for the District to be submitted by proposer by July 31, 2017.

The next item discussed in the Manager's Report was the Violation Notice Fox Metro received from the IEPA. Manager Muth advised the Board this violation involves storm water discharge off the construction site. The incidents of non-compliance happened on May 4, 2016, June 15, 2016, July 14, 2016 and October 28, 2016. Some of the reasons behind these violations were discussed in previous Board meetings. Manager Muth explained the reasons and outlined the details of the non-compliance incidents. Consequently, a Compliance Commitment Agreement has been formulated and has been signed by the contractor, River City Construction. The majority of the Compliance Commitment Agreement is already in place and Manager Muth explained in detail what is being accomplished by River City to comply with the Agreement. Manager Muth stated the inspections that have been conducted by the inspector hired by Kendall County have been good during the past five months.

Trustee Funkey inquired if the violation was the result of the inspections and if the inspections were conducted by a consulting engineer hired by Kendall County and the IEPA. Manager Muth confirmed that they were. Trustee Funkey added that Fox Metro has a contract with River City and in that contract it states that River City agrees to comply with all regulations in the construction project. The Contract also states to defend and hold the District harmless. John Frerich stated River City is responsible for all the permit requirements and they agreed to the Compliance Commitment Agreement. The only reason Fox Metro has to be a party of it is because the permit with the state is issued through Fox Metro and is the authorized applicant. Manager Muth stated he believes the situation has been resolved but he feels it is important that the Board is aware of the situation. A very lengthy discussion ensued regarding the specifics of the violations and the reasons for the inspections.

10063

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

Maintenance Supervisor Chris Morpheu reported that the Plant is running well.

Controller Jimmie Delgado reported finances are good and is preparing for the upcoming audits.



10064

With no New Business to come before the Board, it was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried that this meeting be adjourned for Executive Session. Meeting temporarily adjourned at 11:40 A.M

The Regular Board Meeting Reconvened at 12:00 P.M

10065

It was moved by Trustee Funkey, seconded by Trustee Heriaud, put to vote and unanimously carried that the status of the Executive Meeting Minutes of February 22, 2017 through May 3, 2017 be approved as recommended by Manager Muth and Attorney Ingemunson and keep the other ones sealed.

10066

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

Meeting adjourned at 12:02 P.M.