

**MINUTES OF THE MEETING OF THE
ADMINISTRATION COMMITTEE
OF THE DuPAGE WATER COMMISSION
HELD ON THURSDAY, SEPTEMBER 16, 2021
600 EAST BUTTERFIELD ROAD
ELMHURST, ILLINOIS 60126**

Chairman J. Healy called the meeting to order at 6:15 P.M.

Committee members in attendance: J. Healy, J. Broda, K. Rush and P. Gustin

Committee members absent: J. Zay

Also in attendance: J. Spatz, D. Cuvalo and Z. Evans

Commissioner Rush moved to approve the Minutes of the August 19, 2021 Administration Committee meeting. Seconded by Commissioner Gustin and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

There were no action items listed on the Administration Committee Agenda for Board consideration.

Discussion began regarding the renegotiations of the Water Supply Contracts with both the City of Chicago and the Commission's customers. General Manager Spatz providing a status update of the progress of the renegotiations stating he would go into greater detail during the main meeting. General Manager Spatz noted that the Commission's customers have requested a meeting, for the end of September, asking the Commission to provide an update on the status of Chicago's contract, the status of the Charter Customer Contract and to discuss the Alternative Water Source study. General Manager Spatz informed Committee members that staff had reached out to several Engineering firms, and unofficially gauged them on whether working on the study would conflict with their work with the City of Chicago. There are four firms interested and staff had met with two of the firms with the other two firms scheduling times to meet. A status update would be provided at the next Board Meeting.

Discussion ensued regarding the Alternative Water Source study; items outlined were:

- General Manager Spatz has been in discussions with other water agencies to possibly participate in our study.
- Discussion on additional utilities' capacities and current connections.
- Discussion on regionalization as part of the study.
- Discussion on feasibility of infrastructure construction regarding treatment plant, pump station, easements, and pipeline routing.
- Discussion of practicality and cost of pursuing an alternative water source.

Next, General Manager Spatz began the discussion of seeking proposals for special Legal Services noting that the Commission previously had an attorney on staff, but in 2012 the Board decided to dissolve the staff attorney's position and retain outside legal counsel for general matters. At the time of this decision, it was decided to go to a local lower cost firm for general Board Meeting legal matters with the understanding that there is budgeting for special legal counsel with additional resources that may be required. General Manager Spatz explained there are many important contracts and legal matters that the Commission may want to seek second opinions for a more detailed review. However, the Commission would continue to utilize its current law firm for Board related matters. Discussion ensued regarding additional legal counsel; items outlined were:

- Oak Brook and Aqua issues related to their Charter Customer Agreement and obtaining a second opinion.
- Review of additional language related to the City of Chicago's Water Supply Contract and current regionalization rates and contracts being offer to other cities.
- Impacts related to extending the Commission's current contract with the City of Chicago and other possible agreements that would be needed before the Commission would consider this extension.

Committee members then discussed the cost of additional specialized legal counsel which has already been budgeted at \$50,000. After Committee members agreed, General Manager Spatz stated that he would bring more information regarding the last time the Commission sought Request for Qualifications for legal services.

With no further discussion, Commissioner Rush adjourned the meeting at 6:34 P.M. Seconded by Commissioner Broda and unanimously approved by a Voice Vote.

All voted aye. Motion carried.