

**Minutes of a Meeting
of the**

BOARD OF COMMISSIONERS

DuPage Water Commission
600 E. Butterfield Road, Elmhurst, Illinois

April 20, 2023

I. The meeting was called to order by Chairman Zay at 6:01 PM

II. Roll Call

Commissioners in attendance: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyn, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay.

Commissioners absent: R. Gans, J. Healy

Also in attendance: P. May, C. Bostick, C. Peterson, M. Weed, D. Panaszek, D. Cuvalo, and D. Mundall

III. Oath of Office

Chairman Zay began by congratulating Commissioner Russo, County Representative, District 6, on his reappointment. Chairman Zay then invited Commissioner Russo to stand and take his Oath of Office.

IV. Public Comments

Mr. Rade Kljajic offered public comment regarding the City of Chicago Bond issues and the new contract between the City of Chicago and the City of Joliet.

V. Approval of Minutes

Commissioner Broda moved to approve the minutes of the March 16, 2023 Regular Meeting of the DuPage Water Commission, seconded by Commissioner Russo, unanimously approved by a voice vote.

Ayes: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyn, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: R. Gans, J. Healy

VI. Charter Customer Hearing Regarding Management Budget Ordinance for the Fiscal Year Commencing May 1, 2023 and Ending April 30, 2024.

Commissioner Saverino moved to open the Charter Customer Hearing regarding the Management Budget Ordinance for the Fiscal Year Commencing May 1, 2023 and Ending April 30, 2024, seconded by Commissioner Van Vooren. Unanimously approved by a roll call vote.

Ayes: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyn, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: R. Gans, J. Healy

Commissioner Suess asked Financial Administrator Peterson to note for the record the Annual Budget Revenues and Expenses. General Manager May declared the budgeted revenues to be \$141,232,628.55 and the expenses to be \$148,095,668.56. With no further comments, Commissioner Van Vooren moved to close the Charter Customer Hearing regarding the Management Budget Ordinance for the Fiscal Year Commencing May 1, 2023 and Ending April 30, 2024, seconded by Commissioner Saverino. Unanimously approved by a roll call vote.

Ayes: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyn, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: R. Gans, J. Healy

VII. Public Hearing Regarding Annual Budget and Appropriation Ordinance for the Fiscal Year Commencing May 1, 2023 and Ending April 30, 2024

Commissioner Broda moved to open the Public Hearing regarding the Annual Budget and Appropriation Ordinance for the Fiscal Year Commencing May 1, 2023 and Ending April 30, 2024, seconded by Commissioner Russo, unanimously approved by a roll call vote.

Ayes: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyn, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: R. Gans, J. Healy

With no further comments, Commissioner Rush moved to close the Public Hearing regarding the Annual Budget and Appropriation Ordinance for the Fiscal Year Commencing May 1, 2023 and Ending April 30, 2024, seconded by Commissioner Broda, unanimously approved by a roll call vote.

Ayes: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyn, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: R. Gans, J. Healy

VIII. Treasurer's Report

Treasurer Fates presented the March 2023 Treasurer's Reports consisting of 13 pages with pages 1 and 2 containing a brief summary of the report.

March 2023

Treasurer Fates pointed out the \$227.7 million of cash and investments on page 4, which reflected an increase of about \$0.5 million from the previous month. Treasurer Fates also pointed out the schedule of investments on pages 5 through 11 totaling \$195.1 million and the market yield on the total portfolio showed 2.51% which is up slightly from the prior month. On page 12, the statement of cash flows showed an increase in cash and investments by about \$10.8 million and operating activities increased by approximately \$12.3 million. Also noted on page 13, the monthly cash/operating report showed that the Commission has met all recommended reserve balances.

Commissioner Pruyn moved to accept the March 2023 Treasurer's Report, seconded by Commissioner Fennell, unanimously approved by a voice vote.

Ayes: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyn, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: R. Gans, J. Healy

IX. Committee Reports

A. Finance Committee

Commissioner Suess gave an update on the Finance Committee meeting.

Item 1: Ordinance O-1-23: An Ordinance Approving and Adopting an Annual Management Budget for the Fiscal Year Commencing May 1, 2023 and Ending April 30, 2024

Item 2: Ordinance No. O-2-23: An Ordinance Establishing a Rate for Operation and Maintenance Costs for the Fiscal Year Commencing May 1, 2023 and Ending April 30, 2024

Item 3: Ordinance No. O-3-23: An Ordinance Establishing Fixed Costs to be Payable by Each Contract Customer for the Fiscal Year Commencing May 1, 2023 and Ending April 30, 2024.

Item 4: Ordinance O-4-23: Annual Budget and Appropriation Ordinance for the Fiscal Year Commencing May 1, 2023 and Ending April 30, 2024

Commissioner Seuss made a motion to adopt item numbers 1 through 4 under the Finance Committee section of the Agenda pursuant to the Omnibus Vote Procedures, seconded by Commissioner Russo, unanimously approved by a Roll Call vote.

Ayes: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyne, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: R. Gans, J. Healy

B. Administration Committee

Commissioner Broda gave a brief update on the Administration Committee meeting.

Item 1: Resolution No. R-15-23: A Resolution authorizing and ratifying the disposal of certain personal property owned by the DuPage Water Commission, at no cost.

Item 2: Resolution R-16-23: A Resolution Suspending the Purchasing Procedures and Authorizing the Execution of a Consulting Agreement with IT Savvy LLC for IT Cyber Security Services (Fire Eye) at a cost of \$123,293.64

Commissioner Broda made a motion adopt item numbers 1 and 2 under the Administration Committee section of the Agenda pursuant to the Omnibus Vote Procedures, seconded by Commissioner Rush, unanimously approved by a Roll Call vote.

Ayes: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyne, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: R. Gans, J. Healy

C. Engineering & Construction Committee

Commissioner Fennell gave a brief update on the Engineering Committee meeting.

- Item 1: Resolution No. R-13-23: A Resolution approving and ratifying Task Order 7 under a Master Contract with DeLaSCasas CP, LLC., for professional engineering services, in the amount of \$70,000.00.
- Item 2: Resolution No. R-14-23: A Resolution Approving and Ratifying work authorization order 018 under Quick Response Contract QR-12/21 to Benchmark Construction Company Inc., to install galvanic anode beds at various locations, at an estimated cost of \$92,520.00.
- Item 3: Resolution No. R-17-23: A Resolution Approving a First Amendment to Task Order No. 2 under a Master Contract with Dixon Engineering, Inc., for additional resident engineering services and hold point inspections, at a not to exceed cost of \$20,000.00.
- Item 4: A Resolution Approving and Ratifying certain Work Authorization Orders, WOA number 12.019 to Rossi Contactors, Inc. to repair or replace the Dresser couplings on each 16" effluent pipe and mitigate corrosion and water leaking into the building structure at 6 (six) meter stations under quick response contract QR-12/21, at an estimated cost of \$30,600.14.

Commissioner Fennell moved to approve Items 1-4 under the Engineering & Construction Committee Report section of the agenda in a single group pursuant to the Omnibus Vote Procedures. Seconded by Commissioner Bouckaert, unanimously approved by a roll call vote.

Ayes: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyne, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: R. Gans, J. Healy

X. Accounts Payable

A. March 2023

- Item 1: To approve the Accounts Payable in the amount of \$9,028,263.16 (March 2023), subject to submission of all contractually required documentation, for invoices that have been received.
- Item 2: To approve the Accounts Payable in the amount of \$4,046,875.00 (March 2023), subject to submission of all contractually required documentation, for invoices that have not yet been received but have been estimated.

Chairman Zay asked for a motion to combine and approve the accounts payable disbursements and the estimated accounts payable for March 2023, Commissioner Russo moved, seconded by Commissioner Saverino and unanimously approved by a roll call vote.

Ayes: D. Bouckaert, J. Broda, J. Fennell, D. Novotny, J. Pruyne, K. Rush, D. Russo, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: R. Gans, J. Healy

XI. Chairman's Report

Chairman Zay began by reminding those who have not yet filed their Statement of Economic Interest to do so by May 1st.

Chairman Zay informed the Commission of Commissioner Gans' resignation adding that seat will remain vacant for the time being. He also informed the Commissioners that he would send the General Manager's evaluation form out soon.

General Manager May informed the Commissioners that the repair introduced to them at the last meeting has been completed. General Manager May noted staff who worked tirelessly to complete it. General Manager May went on to thank Financial Administrator Peterson and her staff for all of their hard work preparing the budget and her financial stewardship. City of Chicago contract negotiations are ongoing and will shift with the inauguration of the new Mayor and his staff.

XII. Old Business

Chairman Zay offered information that the City of Chicago did approve the City of Joliet's water contract. Commissioner Suess inquired as to the rate given to Joliet, General Manager May replied that the rate is the AWWA cost of service, no specific number, but expected to be about half of the current base rate charged to DWC and other existing wholesalers and customers.

XIII. New Business

A. Decennial Committee on Local Government Efficiency Act Discussion

General Manager May introduced discussion on the Decennial Committee on Local Government Efficiency Act. A notice from DuPage County states all Illinois Local Governmental units that levy a tax (outside of municipalities and counties) must constitute

a committee to study and report on local government efficiency. The Commission is not currently a taxing body and currently practices good governance, including the majority of the recommended activities. This matter had been reviewed by the Administration Committee, and after querying the Board, concurrence established that DWC does not need to file annual documents since we do not levy a tax. A letter will be sent to the County to document this position.

B. Carollo – Project Update

General Manager May began with a brief introduction of the Presentation. He began with the current terms of the Chicago Contract. He went on to outline the reasoning for the work Carollo performed. He then introduced the Carollo team.

Joining us from Carollo:

- Len Rago, Client Service Manager/PM
- Matt Sokolowski, Deputy PM/Project Engineer
- Ali Leeds, WTP Process Specialist
- Ike Isaacson, Tunneling Specialist, Brierly Associates
- Jen Ivey, Financial Modeler
- Isalah Barnes, Financial Modeler
- Mike Morris, Program Management
- Mike MaRous, Easement Specialist and ROW Acquisition

Mr. Len Rago began by introducing himself and his team. Mr. Rago gave a brief overview of their work. He then introduced Ms. Ali Leeds to go over the water treatment process. Commissioner Suess inquired when the last water treatment facility was built in the United States, Ms. Leeds replied, Carollo is currently in bidding process with multiple cities. Commissioner Rush asked about the difference between the proposed facility and the Highland Park facility. Ms. Leeds went on to explain the technical differences. Mr. Ike Isaacson was next to speak; he described the tunneling portion of the proposed work. Mr. Mike Morris then gave an overview of the project schedule and delivery methods, including design-build, and design-build-operate. Commissioner Suess asked if the proposed schedule can be accelerated and what effect that would have on cost. Mr. Morris validated that if the project schedule was accelerated, costs would drop, and that alternative delivery methodologies would be expected to compress the construction time. Ms. Jen Ivey and Ms. Isalah Barnes gave an overview of financial projections, noting that all three alternatives present financially viable and technically feasible alternatives to purchasing source water from the City of Chicago.

General Manager May concluded the presentation and opened the floor to questions.

Chairman Zay thanked the Board for their attention and encouraged Commissioners to forward questions to General Manager May. Commissioners Russo and Van Vooren

expressed frustration with the status of contract negotiations with the City of Chicago. Chairman Zay assured the Board that DWC will continue to negotiate in good faith with the City of Chicago to allow them to present a cost-of-service proposal with parity to the Joliet contract, and as an alternative to a DWC source water project.

Commissioner Rush asked when this information would be shared with member communities. General Manager May noted that municipal partners have been informed to the general status and objectives of the project through several means, including involvement of the Customer contract steering committee, meetings with representative from each community in Summer, 2023, presentation to the DMMC, and monthly transmission of the Board Actions and General Manager's report.

XIV. Executive Session

There was no Executive Session.

XV. Adjournment

Commissioner Broda made a motion to adjourn, seconded by Commissioner Russo, unanimously approved by a voice vote. All aye, motion carried.

Meeting adjourned at 8:02 PM.