

**Minutes of a Meeting
of the**

BOARD OF COMMISSIONERS

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

June 15, 2023

- I. The meeting was called to order by Chairman Zay at 6:32 PM

Troop 20 from Wheaton presented the flag and led the Pledge of Allegiance.

II. Roll Call

Commissioners in attendance: D. Bouckaert, N. Cuzzone, J. Healy, D. Novotny, K. Rush, F. Saverino, P. Suess, D. Van Vooren, J. Zay.

Commissioners absent: J. Fennell, J. Pruyne, D. Russo

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

III. Public Comments

No public comment was offered.

IV. Oath of Office

Chairman Zay introduced Mr. Nick Cuzzone, newly appointed Municipal Representative for District 2. He welcomed him to the Commission and wished him well. He then administered the Oath of Office to Commissioner Cuzzone.

V. Approval of Minutes

Commissioner Saverino moved to approve the minutes of the May 18, 2023 Regular Meeting of the DuPage Water Commission, seconded by Commissioner Bouckaert, unanimously approved by a voice vote.

Ayes: D. Bouckaert, N. Cuzzone, J. Healy, D. Novotny, K. Rush, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: J. Fennell, J. Pruyne, D. Russo

VI. Treasurer's Report

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

May 2023

Treasurer Fates noted \$225.6 million of cash and investments on page 4, a decrease of \$2.2 from the previous month. Treasurer Fates also pointed out the schedule of investments on pages 5 through 11 totaling \$195.7 million and the market yield on the total portfolio showed 2.76% which is up slightly from the prior month. On page 12, the statement of cash flows showed a decrease in cash and investments by about \$2.2 million and operating activities decreased by approximately \$2.4 million. Also noted on page 13, the monthly cash/operating report showed that the Commission has met all recommended reserve balances.

Commissioner Suess moved to accept the May 2023 Treasurer's Report, seconded by Commissioner Healy, unanimously approved by a voice vote.

Ayes: D. Bouckaert, N. Cuzzone, J. Healy, D. Novotny, K. Rush, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: J. Fennell, J. Pruy, D. Russo

VII. Committee Reports

A. Finance Committee

Commissioner Suess gave an update on the Finance Committee meeting, and although there was no quorum for the committee, those present at the Finance Committee did review and now bring forward the following Resolution.

Item 2: Resolution No. R-29-23: A Resolution to approve Task Order #2 under a Master Services Agreement with Raftelis, Inc., for Financial Advisory Services for the Alternative Source Water Project in the not to exceed amount of \$50,000.00.

Commissioner Suess moved to accept Resolution R-29-23, seconded by Commissioner Healy, unanimously approved by a voice vote.

Ayes: D. Bouckaert, N. Cuzzone, J. Healy, D. Novotny, K. Rush, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: J. Fennell, J. Pruy, D. Russo

B. Administration Committee

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

Item 1: Resolution No. R-23-23: A Resolution to authorize the purchase of two (2) 2023-2024 Ford Explorer Sport Utility Vehicles from Roesch Ford of Bensenville Illinois in the estimated amount of \$83,520.00.

Commissioner Healy moved to accept Resolution R-23-23, seconded by Commissioner Van Vooren, unanimously approved by a voice vote.

Ayes: D. Bouckaert, N. Cuzzone, J. Healy, D. Novotny, K. Rush, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: J. Fennell, J. Pruyn, D. Russo

Item 2: Resolution No. R-27-23: A Resolution approving the Intergovernmental Escrow Agreement with WaterLink communities of Montgomery, Oswego and Yorkville, as amended.

Commissioner Healy presented Resolutoin R-27-23 in amended form, making a motion to accept Resolution R-27-23, as amended, to execute the original IGA and to authorize the Chairman to sign an Amended IGA following approval by the other parties in substantially the form presented to and reviewed by the Administration Committee and provided to the Board, and contingent upon legal review.. seconded by Commissioner Van Vooren, unanimously approved by a Roll Call vote.

Ayes: D. Bouckaert, N. Cuzzone, J. Healy, D. Novotny, K. Rush, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: J. Fennell, J. Pruyn, D. Russo

C. Engineering & Construction Committee

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

Item 1: Resolution No. R-24-23: A Resolution Approving a Second Amendment to Task Order No. 6 for design, resident engineering, and commissioning of new cathodic protection system for the inner belt transmission main under a Master Contract with DeLasCasas CP, LLC, at a not to exceed cost of \$62,500.00.

- Item 2: Resolution No. R-25-23: A Resolution Approving First Amendments to Task Order Nos. 06 and 07 under a Master Contract with Northern Inspection Services, LLC Task Order No. 06 - Estimated Not-To-Exceed \$26,720.00 and Task Order No. 07 - Estimated not to exceed \$45,800.00.
- Item 3: Resolution No. R-26-23: A Resolution Approving and Ratifying Certain Change Orders for a Contract for the Construction of DPPS Emergency Generation System Modifications. Contract PSD-10/22, Change Order No. 02 – Increase of Contract Price by \$53,700.11.
- Item 4: Resolution R-28-23: A Resolution approving an Engineering Contract for WaterLink Pipeline Extension (LAN and Associates – Phase I Services – \$4,263,649.00) initial authorization not to exceed \$600,000.00.
- Item 5: Resolution No. R-30-23 A Resolution to Approve Certain Revised Work Authorization Orders Under Quick Response Contract QR-12/21, WAO No. 016R1 – Benchmark Construction – Additional Cost of \$299,803.19.
- Item 6: Resolution R-31-23: A Resolution to Approve Certain Work Authorization Orders Under Quick Response Contract QR-12/21, WAO No. 020 – Rossi Contractors – Estimated Cost of \$105,610.00.

Commissioner Saverino moved to approve Items 1 through 6 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.

Commissioner Van Vooren moved to amend approval of Resolution R-28-23 to authorize the Chairman to approve the full contract expenditure following execution of the Amended IGA in accordance with the motion for Resolution R-27-23. Resolution amendment accepted by Commissioner Saverino, mover, and Commissioner Bouckaert, seconder.

Ayes: D. Bouckaert, N. Cuzzone, J. Healy, D. Novotny, K. Rush, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: J. Fennell, J. Pruy, D. Russo

VIII. Accounts Payable

A. May 2023

- Item 1: To approve the Accounts Payable in the amount of \$11,132,691.17 (May 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 \$2,610,875.00 (May 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 May 2023, Commissioner Suess moved, seconded by Commissioner Rush and unanimously approved by a roll call vote.

Ayes: D. Bouckaert, N. Cuzzone, J. Healy, D. Novotny, K. Rush, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: J. Fennell, J. Pruyn, D. Russo

IX. Chairman's Report

Chairman Zay briefed the Commissioners on the latest meeting with the City of Chicago - progress is being made, in the form of a term sheet having been received. The Commission legal counsel is reviewing the document and preparing a response. Negotiations are ongoing and Commissioners will be updated as additional information becomes available. Chairman Zay went on the thank staff for all of their hard work with multiple projects going on simultaneously.

General Manager May informed the Commissioners that we are hoping to cancel the July meeting and send updates to the Board as needed. Concerning the Source Water Project, a meeting with the Northwest Water Commission and NSMJAWA was productive. Both parties are interested in the concept and have presented the concept to their respective Boards. Updates will be shared at the August meeting, likely including a MOU to share in the cost of the next steps. The Source Water Project and negotiations with the City of Chicago are proceeding concurrently. Montgomery, Oswego and Yorkville project is progressing to the kick-off meeting this week, with the intention of providing water delivery by the end of 2027. Commissioner Healy inquired about the capacity of the Source Water Project and if other municipalities would be able to join at a later date. GM May explained that yes, the pipe configuration and capacity would allow expansion to additional communities, and that the design activities will contemplate alternatives. .

X. Old Business

No Old Business was offered.

XI. New Business

No new business was offered.

XII. Executive Session

A motion was made by Commissioner Suess to enter into Executive Session to discuss matters related to the acquisition of real estate pursuant to 5 ILCS 120/2(c)(5). Seconded by Commissioner Cuzzone and unanimously approved by a roll call vote.

Ayes: D. Bouckaert, N. Cuzzone, J. Healy, D. Novotny, K. Rush, F. Saverino, P. Suess, D. Van Vooren, J. Zay

Nay: None

Absent: J. Fennell, J. Pruyn, D. Russo

The Commission went into Executive Session at 7:01 PM.

Commissioner Healy moved to come out of Executive Session at 7:23 PM, seconded by Commissioner Saverino and unanimously approved by a voice vote. Commissioner Van Vooren left the room. All present voting aye, motion carried.

XIII. Adjournment

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

Meeting adjourned at 7:24 PM.