

**MINUTES OF A MEETING OF THE
ADMINISTRATION COMMITTEE
OF THE DuPAGE WATER COMMISSION
HELD ON OCTOBER 12, 2006**

The meeting was called to order at 7:03 P.M. at the Commission's office located at 600 East Butterfield Road, Elmhurst, Illinois.

Committee members in attendance: E. Chaplin, D. Zeilenga, and L. Hartwig

Committee members absent: W. Murphy and L. Rathje (*ex officio*)

Also in attendance: M. Crowley

Commissioner Chaplin moved to approve the Minutes of the August 10, 2006, Administration Committee meeting. Seconded by Commissioner Zeilenga and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

The Administration Committee discussed Ordinance No. O-10-06: An Ordinance Approving and Authorizing the Execution and Attestation of a Transferee Assumption Agreement with UChicago Argonne, LLC. Staff Attorney Crowley explained that Ordinance No. O-10-06 would authorize the prior operator of the Argonne National Laboratory, the University of Chicago, to assign the Subsequent Customer Contract for the Laboratory to the new operator, UChicago Argonne, LLC. The Staff Attorney advised that the new operator of the Laboratory was an Illinois LLC created at the request of the US Department of Energy for the sole purpose of operating the Laboratory and that the University was the sole member of the LLC. After some discussion, it was the consensus of the Committee that the University had satisfied the requirements of the Subsequent Customer Contract with respect to the proposed assignment.

Commissioner Chaplin moved to recommend to the full Board approval of Ordinance No. O-10-06: An Ordinance Approving and Authorizing the Execution and Attestation of a Transferee Assumption Agreement with UChicago Argonne, LLC. Seconded by Commissioner Zeilenga and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

The Administration Committee next discussed Ordinance No. O-11-06: An Ordinance Amending the By-Laws of the DuPage Water Commission (Amending Articles VI and VII and Exhibit A Concerning Meetings and Review of Closed Meeting Verbatim Records). The Staff Attorney explained that Ordinance No. O-11-06 would amend the Commission's By-Laws to conform to recent amendments to the Open Meetings Act concerning electronic meeting attendance and closed meeting verbatim records. The Staff Attorney additionally noted that Ordinance No. O-11-06 would also change the order of business at regular meetings to conform, for the most part, to current practice except for the elimination of a second round of Public Comments as requested by Chairman Rathje. At the suggestion of Commissioner Chaplin, the Committee discussed whether time limitations should be imposed upon Public Comments, either in the aggregate or per

Minutes 10/12/06 Administration Committee Meeting

person. It was the consensus of the Committee to recommend a five minute per person limit on Public Comments, with no aggregate limit due to the Staff Attorney's concerns regarding the potential for disparate treatment.

Commissioner Zeilenga moved to recommend to the full Board placement of Ordinance No. O-10-06: An Ordinance Approving and Authorizing the Execution and Attestation of a Transferee Assumption Agreement with UChicago Argonne, LLC on First Reading, with a five minute per person limit on Public Comments. Seconded by Commissioner Chaplin and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

Before the meeting was adjourned, Commissioner Chaplin requested the status of the legal opinion concerning the appropriate handling of confidential documents under the Local Records Act. Staff Attorney Crowley advised that the opinion would be available within a day or two for distribution to the entire Board.

Commissioner Zeilenga moved to adjourn the meeting at 7:25 P.M. Seconded by Commissioner Chaplin and unanimously approved by a Voice Vote.

All voted aye. Motion carried.