

**MINUTES OF A MEETING OF THE  
DuPAGE WATER COMMISSION  
HELD ON THURSDAY, MAY 14, 2009  
600 E. BUTTERFIELD ROAD  
ELMHURST, ILLINOIS**

The meeting was called to order by Chairman S. Louis Rathje at 7:35 P.M.

Commissioners in attendance: T. Bennington, E. Chaplin, T. Elliott, L. Hartwig, G. Mathews, W. Mueller, A. Poole, F. Saverino, J. Zay, D. Zeilenga, and L. Rathje

Commissioners Absent: W. Maio and W. Murphy

Also in attendance: Treasurer R. Thorn, R. Martin, R. M. Richter, M. Crowley, C. Johnson, R. C. Bostick, T. McGhee, J. Schori, E. Kazmierczak, and F. Frelka

Chairman Rathje presented William Wegner, Senior Technician in the Pipeline Department, with a 15 year anniversary recognition certificate.

Chairman Rathje presented Michael Hughes, IT Coordinator in the Instrumentation Remote Facilities Department, with a 15 year anniversary recognition certificate.

Chairman Rathje took his Oath of Office.

**PUBLIC COMMENTS**

Andy Roggeman, Elmhurst, Illinois thanked the Board for removing the barbed wire on the newly installed security fence at the DuPage Pumping Station along Cadwell Avenue and suggested taking a more aesthetically conscientious approach for future enhancement projects.

Frank Falesch of Downers Grove, Illinois expressed his opposition to Naperville's request that the Commission supplement the cost of the relocation of the Commission's transmission main at 75<sup>th</sup> and Washington Streets in Naperville, Illinois.

Dick Furstenuau of Naperville, Illinois expressed his disappointment that the Commission will not be supplementing the cost with regard to the relocation of the Commission's transmission main at 75<sup>th</sup> and Washington Streets in Naperville, Illinois and asked the Board for reconsideration.

**APPROVAL OF MINUTES**

Before the April 9, 2009 minutes were approved, Commissioner Chaplin made a correction with regard to the approval of Resolution No. R-24-09, noting that her vote should have been recorded as a Nay.

Commissioner Saverino moved to approve the Minutes of the April 9, 2009 Regular Meeting of the DuPage Water Commission as corrected by Commissioner Chaplin.  
Seconded by Commissioner Hartwig and unanimously approved by a Voice Vote.

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All voted aye. Motion carried.

### **TREASURER'S REPORT**

Treasurer Thorn presented the Treasurer's Report for the month of April 2009 which showed receipts of \$5,585,575.00, disbursements of \$4,851,717.00, and a cash and investment balance of \$69,260,335.00.

Commissioner Elliott moved to accept the April 2009 Treasurer's Report. Seconded by Commissioner Hartwig and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

### **COMMITTEE REPORTS**

#### **Administration Committee**

No meeting

#### **Engineering & Construction Committee – Reported by Commissioner Mueller**

Commissioner Mueller reported that the Engineering & Construction Committee reviewed and recommended for approval all items listed on the Engineering & Construction Committee Agenda.

#### **Finance Committee – Reported by Commissioner Mathews**

Commissioner Mathews reported that the Finance Committee reviewed and recommended for approval all items listed on the Finance Committee Agenda.

### **CHAIRMAN'S REPORT**

Chairman Rathje began his report by noting "summer rules" concerning meeting attire would go into effect beginning with the June 2009 meeting. Chairman Rathje then referred to the Commissioner's annual Holiday party, stating that a discussion of whether to proceed would be held at the June meeting.

Chairman Rathje concluded his report by referring to the upcoming retirement party honoring former Commissioner Joe Devlin, noting that he would be unable to attend the function and asking the Board for a volunteer to present Mr. Devlin with Resolution No. R-29-09: A Resolution of Acclamation for Former Commissioner Joseph Devlin. Treasurer Thorn offered to volunteer if the other Commissioner's were unable to attend.

### **MAJORITY OMNIBUS VOTE AGENDA**

Commissioner Chaplin requested that Resolution No. R-27-09 be removed from the Majority Omnibus Vote Agenda for separate consideration.

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Commissioner Mathews moved to adopt Resolution No. R-29-09: A Resolution of Acclamation for Former Commissioner Joseph Devlin. Seconded by Commissioner Elliott and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, L. Hartwig, G. Mathews, W. Mueller, A. Poole, F. Saverino, J. Zay, D. Zeilenga, and L. Rathje

Nays: None

Absent: W. Maio and W. Murphy

Commissioner Mueller moved to adopt Resolution No. R-27-09: A Resolution Approving and Ratifying Certain Task Orders Under a Master Contract with Peters & Associates, Inc. at the May 14, 2009, DuPage Water Commission. Seconded by Commissioner Saverino and approved by a Roll Call Vote:

Ayes: T. Bennington, T. Elliott, L. Hartwig, G. Mathews, W. Mueller, A. Poole, F. Saverino, J. Zay, D. Zeilenga, and L. Rathje

Nays: E. Chaplin

Absent: W. Maio and W. Murphy

**SUPER/SPECIAL MAJORITY OMNIBUS VOTE AGENDA**

Commissioner Mueller moved to adopt the items listed on the Super/Special Majority Omnibus Vote Agenda in a single group pursuant to the Omnibus Vote Procedures. Seconded by Commissioner Mathews and unanimously approved by a Roll Call Vote:

**Super/Special Majority Omnibus Vote**

Ayes: T. Bennington, E. Chaplin, T. Elliott, L. Hartwig, G. Mathews, W. Mueller, A. Poole, F. Saverino, J. Zay, D. Zeilenga, and L. Rathje

Nays: None

Absent: W. Maio and W. Murphy

Item 1: Resolution No. R-25-09: A Resolution Approving and Ratifying Certain Work Authorization Orders Under Quick Response Contract QR-8/08 at the May 14, 2009, DuPage Water Commission Meeting—"Super/Special Majority Omnibus Vote"

Item 2: Resolution No. R-26-09: A Resolution Approving and Ratifying Certain Task Orders Under a Master Contract with EN Engineering, LLC at the May 14, 2009, DuPage Water Commission Meeting—"Super/Special Majority Omnibus Vote"

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- Item 3: Resolution No. R-28-09: A Resolution Approving and Ratifying Certain Contract Change Orders at the May 14, 2009, DuPage Water Commission Meeting—"Super/Special Majority Omnibus Vote"
- Item 4: Resolution No. R-30-09: A Resolution Approving a Second Amendment to Task Order No. 4 under the Master Contract with Greeley and Hansen LLC—"Super/Special Majority Omnibus Vote"
- Item 5: Resolution No. R-31-09: A Resolution Directing Advertisement for Bids on a Contract for the Construction of DuPage County Glen Ellyn Heights Meter Station 9A (Contract MS-18/09)—"Super/Special Majority Omnibus Vote"
- Item 6: Resolution No. R-32-09: A Resolution Directing Advertisement for Bids on a Contract for the Construction of DuPage County Hobson Valley (Greene Road) Meter Station 9B (Contract MS-19/09)—"Super/Special Majority Omnibus Vote"
- Item 7: Resolution No. R-33-09: A Resolution Approving and Ratifying Certain Work Authorization Orders Under Quick Response Electrical Contract QRE-4/08 at the May 14, 2009, DuPage Water Commission Meeting—"Super/Special Majority Omnibus Vote"

### **OLD BUSINESS**

None

### **NEW BUSINESS**

Commissioner Poole moved to ratify Purchase Order No. 11432 and Purchase Order No. 11435 in the total aggregate amount of \$1,050.00 to National Survey Service, Inc. Seconded by Commissioner Zeilenga and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, L. Hartwig, G. Mathews, W. Mueller, A. Poole, F. Saverino, J. Zay, D. Zeilenga, and L. Rathje

Nays: None

Absent: W. Maio and W. Murphy

Commissioner Poole move to approve Purchase Order No. 11446 in the amount of \$58,262.50 to Smart Solutions, Inc. Seconded by Commissioner Mueller and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, L. Hartwig, G. Mathews, W. Mueller, A. Poole, F. Saverino, J. Zay, D. Zeilenga, and L. Rathje

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Nays: None

Absent: W. Maio and W. Murphy

**ACCOUNTS PAYABLE**

Commissioner Elliott moved to approve the Accounts Payable in the amount of \$17,744.56 subject to submission of all contractually required documentation.

Seconded by Commissioner Saverino and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, L. Hartwig, G. Mathews, W. Mueller, A. Poole, F. Saverino, J. Zay, D. Zeilenga, and L. Rathje

Nays: None

Absent: W. Maio and W. Murphy

**EXECUTIVE SESSION**

Before the Board went into Executive Session, Commissioner Zay commented on the cost of legal services and suggested looking into using a local firm and/or negotiating a lower hourly rate and requested that the issue be placed on the June Administration Committee Agenda for further review.

Commissioner Hartwig moved to go into Executive Session to discuss matters related to personnel pursuant to 5 ILCS 120/2(c)(1) and (2).

Seconded by Commissioner Saverino and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, L. Hartwig, G. Mathews, W. Mueller, A. Poole, F. Saverino, J. Zay, D. Zeilenga, and L. Rathje

Nays: None

Absent: W. Maio and Murphy

The Board went into Executive Session at 7:50 P.M.

Commissioner Mueller moved to come out of Executive Session at 8:40 P.M.

Seconded by Commissioner Poole and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

Commissioner Zeilenga moved to approve the salary increase for General Manager Martin, retroactive to May 1, 2009, in accordance with the discussion in Executive Session. Seconded by Commissioner Elliott and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

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Commissioner Hartwig moved to adjourn the meeting at 8:41 P.M. Seconded by  
Commissioner Zay and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

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