

**MINUTES OF A MEETING OF THE
DuPAGE WATER COMMISSION
HELD ON THURSDAY, JULY 10, 2008
600 E. BUTTERFIELD ROAD
ELMHURST, ILLINOIS**

The meeting was called to order by General Manager Martin at 7:30 P.M.

Commissioners in attendance: T. Bennington, E. Chaplin, T. Elliott, W. Maio, G. Mathews, W. Murphy, A. Poole, and J. Zay

Commissioners Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

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

Due to the absences of both Chairman Rathje and Vice Chairman Mueller, Commissioner Murphy moved to appoint Commissioner Maio Chairman Pro Tem for the July Commission Meeting. Seconded by Commission Chaplin and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

Chairman Pro Tem Maio began the meeting by welcoming the new Commissioners and confirming that each of them had already taken their oath of office and that former Commissioners Vrdolyak and Wilcox would not be in attendance at the meeting.

PUBLIC COMMENTS

None

APPROVAL OF MINUTES

Commissioner Mathews moved to approve the Minutes of the June 12, 2008 Regular Meeting of the DuPage Water Commission. Seconded by Commissioner Murphy and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

TREASURER'S REPORT

Treasurer Thorn presented the Treasurer's Report for the month of June 2008 which showed receipts of \$6,675,403.00, disbursements of \$5,147,946.00, and a cash and investment balance of \$72,952,054.00.

Commissioner Murphy moved to accept the June 2008 Treasurer's Report. Seconded by Commissioner Bennington and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

COMMITTEE REPORTS

Administration Committee

No meeting due to lack of a quorum.

Engineering & Construction Committee

No meeting due to lack of a quorum.

Finance Committee

No meeting due to lack of a quorum.

CHAIRMAN'S REPORT

Chairman Pro Tem Maio reminded the Commissioners to submit to Chairman Rathje their first, second, and third choices for Committee assignments within the next week or two.

MAJORITY OMNIBUS VOTE AGENDA

Commissioner Murphy moved to adopt the items listed on the Majority Omnibus Vote Agenda in a single group pursuant to the Omnibus Vote Procedures. Seconded by Commissioner Zay and unanimously approved by a Roll Call Vote:

Majority Omnibus Vote

- Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio
- Nays: None
- Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje
- Item 1: Resolution No. R-34-08: A Resolution Approving and Accepting A Private Grant of Easement for Storm Water Facilities (RTG-Roselle Main Street Station, LLC)—“Majority Omnibus Vote”
- Item 2: Resolution No. R-36-08: A Resolution Approving and Authorizing the Execution of a Contract between the DuPage Water Commission and MWH Americas, Inc. for Consulting Services for Design and Implementation of a Water Conservation Program for the DuPage Water Commission—“Majority Omnibus Vote”

SUPER/SPECIAL MAJORITY OMNIBUS VOTE AGENDA

Commissioner Mathews 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 Chaplin and unanimously approved by a Roll Call Vote:

Super/Special Majority Omnibus Vote

Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

Item 1: Resolution No. R-33-08: A Resolution Approving and Ratifying Certain Work Authorization Orders Under Quick Response Contract QR-8/08 at the July 10, 2008, DuPage Water Commission Meeting—"Super/Special Majority Omnibus Vote"

Item 2: Resolution No. R-35-08: A Resolution Approving and Ratifying Certain Work Authorization Orders Under Quick Response Contract QRE-3/07 at the July 10, 2008, DuPage Water Commission Meeting—"Super/Special Majority Omnibus Vote"

OLD BUSINESS

None

NEW BUSINESS

Commissioner Bennington moved to ratify Purchase Order No. 10719 in the amount of \$32,100.00 to Kingsbury Inc. Seconded by Commissioner Zay and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

Commissioner Mathews moved to approve Purchase Order No. 10732 in the amount of \$48,627.00 to Dairyland Electrical Industries, Inc. Seconded by Commissioner Chaplin and unanimously approved by a Roll Call Vote:

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Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

Commissioner Murphy moved to approve Resolution No. R-37-08: A Resolution Awarding a Contract for the Construction of Electrical Generation Facilities, Photovoltaic System and Other Improvements at the Lexington Pumping Station (Contract PSC-4/08). Seconded by Commissioner Zay and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

Commissioner Murphy moved to approve Resolution No. R-38-08: A Resolution Awarding a Contract for the Construction of Photovoltaic System at the Lexington Pumping Station (Contract PSC-5/08). Seconded by Commissioner Chaplin and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

Commissioner Chaplin moved to suspend the first reading requirements of the Commission's By-Laws for Ordinance No. O-7-08: An Ordinance Amending the By-Laws of the DuPage Water Commission (Amending Section 3 of Article XI). Seconded by Commissioner Murphy and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

Commissioner Murphy moved to adopt Ordinance No. O-7-08: An Ordinance Amending the By-Laws of the DuPage Water Commission (Amending Section 3 of Article XI). Seconded by Commissioner Mathews and unanimously approved by a Roll Call Vote:

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Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

ACCOUNTS PAYABLE

Commissioner Chaplin moved to approve the Accounts Payable in the amount of \$1,374.00 subject to submission of all contractually required documentation. Seconded by Commissioner Zay and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

EXECUTIVE SESSION

Commissioner Bennington 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 Zay and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

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

Commissioner Bennington moved to come out of Executive Session at 8:07 P.M. Seconded by Commissioner Zay and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

Commissioner Zay moved to authorize an increase in FY 08/09 base salaries for certain personnel in amounts to be determined and allocated by the General Manager in accordance with the discussion in Executive Session in the amount of \$88,342.00, but

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not to exceed \$43,000.00 in fiscal year 2008-2009. Seconded by Commissioner Bennington and unanimously approved by a Roll Call Vote:

Ayes: T. Bennington, E. Chaplin, T. Elliott, G. Mathews, W. Murphy, A. Poole, J. Zay, and W. Maio

Nays: None

Absent: L. Hartwig, W. Mueller, F. Saverino, D. Zeilenga, and L. Rathje

Before the meeting was adjourned, Commissioner Poole distributed a handout from the National Institute of Governmental Purchasing (NIGP) and suggested the Commission consider membership as the organization provides education, research, technical assistance, and networking opportunities in public purchasing. Commissioner Poole also suggested the Commission engage the services of NIGP to perform a procurement management audit that should cost no more than \$10,000.00.

Chairman Pro Tem Maio referred both matters to the Administration Committee for a recommendation at the August meeting. In addition to an Administration Committee recommendation, Commissioner Murphy requested a recommendation from General Manager Martin.

Commissioner Murphy moved to adjourn the meeting at 8:15 P.M. Seconded by Commissioner Zay and unanimously approved by a Voice Vote.

All voted aye. Motion carried.