DuPage Water Commission

600 E. Butterfield Road, Elmhurst, IL 60126-4642
(630)834-0100 Fax: (630)834-0120

AGENDA

DuPAGE WATER COMMISSION
THURSDAY, JULY 10, 2008
7:30 P.M.

600 EAST BUTTERFIELD ROAD
ELMHURST, IL 60126

I. Call to Order and Pledge of Allegiance

II. Roll Call

(Majority of the Commissioners then in office—minimum 7)

III. Administering Official Oath

A. William J. Mueller, Municipal Representative District 2*

B. Thomas F. Bennington, Jr. , County Representative District 3*

C. Timothy D. Elliott, County Representative District 4*

D. James F. Zay, Jr., County Representative District 6*

IV. Presentation of Plaques

A. John K. Vrdolyak, County Representative District 3

B. Gregory Wilcox, County Representative District 6

V. Public Comments (limited to 5 minutes per person)

VI. Approval of Minutes

- Regular Meeting of June 12, 2008

(Concurrence of a Majority of those Commissioners Present, provided there is a quorum—minimum 4)

RECOMMENDED MOTION: To approve the Minutes of the June 12, 2008 Regular Meeting of the DuPage Water Commission (Voice Vote).

* If necessary

All visitors must present a valid drivers license or other government-issued photo identification, sign in at the reception area and wear a visitor badge while at the DuPage Pumping Station.

VII. Treasurer's Report – June 2008

(Concurrence of a Majority of those Commissioners Present, provided there is a quorum—minimum 4)

RECOMMENDED MOTION: To accept the June 2008 Treasurer's Report (Voice Vote).

VIII. Committee Reports

A. Administration Committee

1. Report of 7/10/08 Administration Committee

2. Actions on Items Listed on 7/10/08 Administration Committee Agenda

B. Engineering & Construction Committee

1. Report of 7/10/08 Engineering & Construction Committee

2. Actions on Items Listed on 7/10/08 Engineering & Construction Committee Agenda

C. Finance Committee

1. Report of 7/10/08 Finance Committee

2. Actions on Items Listed on 7/10/08 Finance Committee Agenda

IX. Chairman's Report

X. Omnibus Vote Requiring Majority Vote

A. 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)

(Concurrence of a Majority of the Appointed Commissioners—7)

B. 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

(Concurrence of a Majority of the Appointed Commissioners—7)

RECOMMENDED MOTION: To adopt the items listed on the Majority Omnibus Vote Agenda in a single group pursuant to the Omnibus Vote Procedures (Roll Call).

XI. Omnibus Vote Requiring Super-Majority or Special Majority Vote

A. 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

(Affirmative Majority of the Appointed Commissioners, containing the votes of at least 1/3 of the County Appointed Commissioners and 40% of the Municipal Appointed Commissioners—3 County + 3 Muni+1=7)

B. 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

(Affirmative Majority of the Appointed Commissioners, containing the votes of at least 1/3 of the County Appointed Commissioners and 40% of the Municipal Appointed Commissioners—3 County + 3 Muni+1=7)

RECOMMENDED MOTION: To adopt the items listed on the Super/Special Majority Omnibus Vote Agenda in a single group pursuant to the Omnibus Vote Procedures (Roll Call).

XII. Old Business

- Summary of Action Taken Since Previous Meeting

XIII. New Business

A. Ratification of Purchase Order No. 10719 in the amount of $32,100.00 to Kingsbury Inc. (Bearings for Pump 8)

(Concurrence of a Majority of the Appointed Commissioners—7)

RECOMMENDED MOTION: To ratify Purchase Order No. 10719 in the amount of $32,100.00 to Kingsbury Inc. (Roll Call).

B. Purchase Order No. 10732 in the amount of $48,627.00 to Dairyland Electrical Industries, Inc. (PCRs for ROVs)

(Concurrence of a Majority of the Appointed Commissioners—7)

RECOMMENDED MOTION: To approve Purchase Order No. 10732 in the amount of $48,627.00 to Dairyland Electrical Industries, Inc. (Roll Call).

C. 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)

(Affirmative Majority of the Appointed Commissioners, containing the votes of at least 1/3 of the County Appointed Commissioners and 40% of the Municipal Appointed Commissioners—3 County + 3 Muni+1=7)

RECOMMENDED MOTION: 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) (Roll Call).

D. 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)

(Concurrence of a Majority of the Appointed Commissioners—7)

RECOMMENDED MOTION: 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) (Roll Call).

E. Ordinance O-7-08: An Ordinance Amending the By-Laws of the DuPage Water Commission (Amending Section 3 of Article XI)

(FIRST READING: Concurrence of a Majority of those Commissioners Present, provided there is a quorum—minimum 4)

(TO SUSPEND FIRST READING: Two-Thirds Majority Vote of the Commissioners Present—minimum 5)

(TO APPROVE: Concurrence of a Majority of the Appointed Commissioners—7)

RECOMMENDED MOTION: To place Ordinance No. O-7-08: An Ordinance Amending the By-Laws of the DuPage Water Commission (Amending Section 3 of Article XI) on First Reading (Voice Vote).

OR

ALTERNATIVE RECOMMENDED MOTION: To suspend the first reading requirements of the Commission's By-Laws and adopt Ordinance No. O-7-08 (Roll Call).

XIV. Accounts Payable

(Affirmative Majority of the Appointed Commissioners, containing the votes of at least 1/3 of the County Appointed Commissioners and 40% of the Municipal Appointed Commissioners—3 County + 3 Muni+1=7)

RECOMMENDED MOTION: To approve the Accounts Payable in the amount of $1,374.00 subject to submission of all contractually required documentation (Roll Call).

XV. Executive Session

(Concurrence of a Majority of those Commissioners Present, provided there is a quorum—minimum 4)

RECOMMENDED MOTION: To go into Executive Session to discuss security procedures pursuant to 5 ILCS 120/2(c)(8), to discuss matters related to personnel pursuant to 5 ILCS 120/2(c)(1) and (2), to discuss acquisition of real estate pursuant to 5 ILCS 120/2(c)(5), and/or to discuss pending, probable, or imminent litigation pursuant to 5 ILCS 120/2(c)(11) (Roll Call).

RECOMMENDED MOTION: To come out of Executive Session (Voice Vote).

XVI. Other

- Salary Adjustments

(Concurrence of a Majority of the Appointed Commissioners—7)

RECOMMENDED MOTION: To authorize an increase in base salaries for certain personnel in amounts to be determined and allocated by the General Manager in accordance with the discussion in Executive Session but not to exceed $XXXX.XX in the aggregate (Roll Call).

XVII. Adjournment

(Concurrence of a Majority of those Commissioners Present, provided there is a quorum—minimum 4)

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DRAFT

MINUTES OF A MEETING OF THE DuPAGE WATER COMMISSION HELD ON THURSDAY, JUNE 12, 2008 600 E. BUTTERFIELD ROAD ELMHURST, ILLINOIS

The meeting was called to order by Chairman Rathje at 7:30 P.M.

Commissioners in attendance: E. Chaplin, L. Hartwig, W. Maio, G. Mathews, W. Murphy, F. Saverino, J. Vrdolyak, G. Wilcox, D. Zeilenga (by teleconference), and L. Rathje

Commissioners Absent: W. Mueller and A. Poole

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

Commissioner Hartwig moved to open the Public Hearing regarding the Annual Budget and Appropriation Ordinance for the Fiscal Year Commencing May 1, 2008 and Ending April 30, 2009. Seconded by Commissioner Wilcox and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

In response to Chairman Rathje's suggestion, Staff Attorney Crowley explained that the Annual Budget and Appropriation Ordinance operated as the "legal" spending authority for the Commission while the Management Budget Ordinance adopted in April operated as internal guidance for staff. Chairman Rathje then opened the floor to questions and comments from those in attendance at the meeting. There being no questions or comments, Commissioner Wilcox moved to close the Public Hearing regarding the Annual Budget and Appropriation Ordinance for the Fiscal Year Commencing May 1, 2008 and Ending April 30, 2009. Seconded by Commissioner Vrdolyak and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

PUBLIC COMMENTS

None

APPROVAL OF MINUTES

Commissioner Mathews moved to approve the Minutes of the May 8, 2008 Regular Meeting of the DuPage Water Commission. Seconded by Commissioner Saverino and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

Commissioner Chaplin questioned certain inconsistencies in the documentation of public comments in meeting minutes. General Manager Martin indicated that meeting

minutes were not intended or required to be verbatim records and that, due to the increasing volume of such comments, Chairman Rathje and General Manager Martin decided to provide only a brief summary in the meeting minutes. After Commissioner Maio voiced his concerns, stating that meeting minutes should not include a detailed recitation of public comments, it was the consensus of the Commissioners to limit the documentation of public comments in the meeting minutes to an identification of the speakers and the general nature of their comments.

Commissioner Murphy moved to approve the Executive Session Minutes of the May 8, 2008 Regular Meeting of the DuPage Water Commission. Seconded by Commissioner Mathews 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 May 2008 which showed receipts of $5,959,826.00, disbursements of $15,838,035.00, and a cash and investment balance of $71,419,063.00.

Commissioner Hartwig moved to accept the May 2008 Treasurer's Report. Seconded by Commissioner Vrdolyak and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

COMMITTEE REPORTS

Administration Committee – Reported by Commissioner Hartwig

Commissioner Hartwig reported that the Administration Committee reviewed and recommended no changes to the Commission's Purchasing Policy. Commissioner Hartwig next reported that the Administration Committee reviewed the Commission's Ethics Policy and made two recommendations. Commissioner Hartwig advised that the first recommendation from the Administration Committee was a direction to staff to forego purchasing from a vendor items for which non-work related complimentary items are also provided that cannot be refused, even if the vendor providing such automatic non-work related complimentary items also offers the lowest dollar price for the items to be purchased.

After the Commissioners concurred with the recommended staff direction, Commissioner Hartwig advised that the second recommendation from the Administration Committee was a proposed amendment to the Commission's Ethics Policy to provide that the benefit of any rewards program maintained by a Commission vendor must benefit the Commission and not any Commissioner, employee, or appointee of the Commission. After the Commissioners conceptually concurred with the recommended Ethics Policy amendment, the Staff Attorney was directed to prepare the appropriate documentation for further review at the July Board meeting.

Engineering & Construction Committee – Reported by Commissioner Wilcox

Commissioner Wilcox reported that the Engineering & Construction Committee reviewed and recommended for approval all items listed on the Engineering & Construction Committee Agenda, with one change to the proposed procedure for completing the cathodic protection remotely-operated valve modifications recommended by EN Engineering.

With respect to the proposed procedure for completing the cathodic protection remotely-operated valve modifications recommended by EN Engineering, Commissioner Wilcox advised that the Engineering & Construction Committee recommended that the Commission purchase the polarization cell replacement (PCR) devices and associated equipment directly from the suppliers for installation under the Commission's existing Quick Response Electrical Contract. After the Commissioners concurred with the Engineering & Construction Committee's recommendation, Commissioner Wilcox concluded his report by requesting that the General Manager report on the status of staff's evaluation of the bids received on Contract PSC-4 (Lexington Pumping Station Backup Generator Project).

General Manager Martin explained that, in the bidding documents, the Commission reserved the right to accept the Bidder's Proposal that is, in its judgment, the best and most favorable to the interests of the Commission, the City of Chicago, and the public; to reject the low Price Proposal; to accept any item of any Bidder's Proposal; and to reject any and all Bidder's Proposals. General Manager Martin also explained that of the four bids received, Joseph J. Henderson and Son, Inc. was the low bidder on the entire project, as well as the low bidder on the generator facilities and the replacement variable frequency drives portions of the project, but the high bidder on the photovoltaic system portion of the project.

In addition to noting that all bids exceeded the engineer's estimate, General Manager Martin noted that, pursuant to the January 22, 2007, Intergovernmental Agreement Concerning the Construction, Operation, and Maintenance of Electrical Generation Facilities and Other Capital Improvements at the Lexington Pumping Station between the Commission and the City of Chicago, the Commission and the City agreed to share equally in the aggregate costs of the project subject to certain limitations: First, neither party's share of the aggregate costs can exceed $15,000,000.00; *and* Second, the City's total share cannot exceed the sum of the following:

- 50% of the cost of designing and constructing the two replacement variable frequency drives,
- $4,000,000.00 plus 100% of the cost of designing and constructing the photovoltaic system over and above the sum of $8,000,000.00, and
- $8,500,000.00, which amount represents the average generation cost per average daily pumping capacity at the pumping stations where the City

has already constructed backup generation, as such amount is adjusted by the ENR Construction Index.

Based upon costs incurred to date and costs estimated to be incurred in the future, General Manager Martin advised that the $15,000,000.00 limit on each party's share of aggregate costs will likely be exceeded and, as such, staff was exploring with the City various options for proceeding with the project, including (1) awarding Contract PSC-4/08 to the low bidder for the entire project and running the risk that all costs in excess of the $15,000,000.00 limitation on the City's share of aggregate costs will be the responsibility of the Commission; (2) awarding Contract PSC-4/08 to the low bidder for the generation facilities and the replacement variable frequency drives portions of the project and running the risk that 100% of the costs will be the responsibility of the Commission; (3) raising the limitations on aggregate costs and/or cost sharing under the Chicago Intergovernmental Agreement, (4) rebidding the entire project with a reduced design scope; and (5) awarding Contract PSC-4/08 to the low bidder for the generation facilities and the replacement variable frequency drives portions of the project, redesigning the photovoltaic system portion of the project to achieve the necessary cost reductions, and rebidding and/or negotiating a separate contract for the photovoltaic system portion of the project.

General Manager Martin concluded his report by noting Option Number 5 seemed to be the most workable option, especially since representatives of the City advised that they did not want to seek additional funding from the City Council and would not recommend proceeding with the generation facilities without also proceeding with the photovoltaic system.

Commissioner Vrdolyak asked if the photovoltaic system was the City of Chicago's idea. General Manager Martin confirmed that it was and that the City of Chicago will not approve the project unless the back-up generators and photovoltaic system are both implemented.

Commissioner Murphy asked if it was the photovoltaic system that caused the cost overrun. General Manager Martin responded that it was not the system that caused the cost overrun but, rather, increases in the cost of materials plus other uncontrollable factors such as the tight work site, load limits for work on top of the reservoir, and unknown permitting costs.

Commissioner Zeilenga commented that the engineering estimate was wrong, and staff should be questioning the qualifications of the hired engineering firm.

Commissioner Mathews reminded the Board that the project had been in the planning stage for many years and that, with the time delay and the downturn in the economy, the Board should not be shocked by the cost increase. Commissioner Mathews added that further prolonging the generator project would only continue to increase costs and Commissioner Mathews recommended moving forward with project.

Commissioner Chaplin questioned the value of the project, especially at the increased cost. Commissioner Chaplin added that, like the proposed TW-3 project, the benefit did not outweigh the cost.

After acknowledging his frustration with the City's refusal to increase its funding commitment and refusal to proceed unless the photovoltaic system was included, Commissioner Murphy stated that he agreed with Commissioner Mathews that the project should move forward and requested that General Manager Martin report back with a final recommendation at the July meeting.

General Manager Martin noted that under Option Number 5, he anticipated that both sides would, in essence, be equally impacted: The Commission would obtain the generators that it wanted but at an approximate $4MM increase in its share of the costs and the City would obtain a photovoltaic system with a capacity significantly less than it wanted due to the design changes needed to achieve an approximate $4MM decrease in City's share of the costs.

Commissioner Wilcox commented that, at this late date, the Commission is probably forced to move forward and that he could live with the $4MM by $4MM trade off. Commissioner Wilcox also suggested that staff explore options to recoup the $4MM increase on the Commission's share of costs at the Lexington Pumping Station by offsetting design changes to the proposed generator and associated facilities at the DuPage Pumping Station to achieve a $4MM savings.

At the request of Commissioner Murphy, Chairman Rathje informally polled the Commissioners and there was a preliminary and reluctant consensus for staff to continue exploring proceeding with the PSC-4/08 project under Option Number 5 as preliminarily outlined by staff.

Finance Committee – Reported by Commissioner Mathews

Although there was no meeting due to lack of a quorum, Commissioner Mathews reported that the Committee members present reviewed and recommended for approval all items listed on the Finance Committee Agenda and concurred with the recommendation of the Administration Committee that no changes were needed to the Commission's Purchasing Policy.

CHAIRMAN'S REPORT

Chairman Rathje asked General Manager Martin to provide a brief report on the Regional Water Supply Planning Group's upcoming meeting.

General Manager Martin reported that the next meeting of the Regional Water Supply Planning Group would be held at the Commission's facilities on June 24, 2008 from 10:00am to approximately 2:00pm with a tour of the facility to follow. General Manager Martin further reported that the 35-member Regional Water Supply Planning Group Board consists of half county representatives and half municipal representatives

working together to develop, among other things, community programs on water conservation.

Chairman Rathje added that the meeting would be open to the public and encouraged all Commissioners to attend since the importance of water conservation affects all areas.

MAJORITY OMNIBUS VOTE AGENDA

Commissioner Chaplin requested that Ordinance No. O-5-08 be removed from the Majority Omnibus Vote Agenda for separate consideration.

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

Majority Omnibus Vote

Ayes: L. Chaplin, L. Hartwig, W. Maio, G. Mathews, W. Murphy, F. Saverino, J. Vrdolyak, G. Wilcox, D. Zeilenga, and L. Rathje

Nays: None

Absent: W. Mueller and A. Poole

Item 1: Ordinance No. O-6-08: An Ordinance Determining the Prevailing Rate of Wages in DuPage County and Cook County—"Majority Omnibus Vote"

Item 2: Resolution No. R-31-08: A Resolution Approving and Authorizing the Execution of a Consent Agreement between the DuPage Water Commission, the Village of Roselle, and RTG-Roselle Main Street Station, LLC Regarding the Main Street Station Development—"Majority Omnibus Vote"

Commissioner Wilcox moved to adopt Ordinance No. O-5-08: Annual Budget and Appropriation Ordinance for the Fiscal Year Commencing May 1, 2008 and Ending April 30, 2009. Seconded by Commissioner Murphy and approved by a Roll Call Vote:

Ayes: L. Hartwig, W. Maio, G. Mathews, W. Murphy, F. Saverino, J. Vrdolyak, G. Wilcox, D. Zeilenga, and L. Rathje

Nays: L. Chaplin

Absent: W. Mueller and A. Poole

SUPER/SPECIAL MAJORITY OMNIBUS VOTE AGENDA

Commissioner Hartwig 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 Wilcox and unanimously approved by a Roll Call Vote:

Super/Special Majority Omnibus Vote

Ayes: L. Chaplin, L. Hartwig, W. Maio, G. Mathews, W. Murphy, F. Saverino, J. Vrdolyak, G. Wilcox, D. Zeilenga, and L. Rathje

Nays: None

Absent: W. Mueller and A. Poole

Item 1: Resolution No. R-28-08: A Resolution Awarding Quick Response Contract (Contract QR-8/08)—"Super/Special Majority Omnibus Vote"

Item 2: Resolution No. R-29-08: A Resolution Approving and Ratifying Certain Contract Change Orders at the June 12, 2008, DuPage Water Commission Meeting—"Super/Special Majority Omnibus Vote"

Item 3: Resolution No. R-30-08: A Resolution Approving and Ratifying Certain Work Authorization Orders Under Quick Response Contract QR-7/05 at the June 12, 2008, DuPage Water Commission Meeting—"Super/Special Majority Omnibus Vote"

Item 4: Resolution No. R-32-08: A Resolution Approving and Authorizing the Execution of a Fifth Amendment to the Contract for Design of Concrete Reservoirs and Other Improvements at the DuPage Pump Station—"Super/Special Majority Omnibus Vote"

OLD BUSINESS

None

NEW BUSINESS

Commissioner Chaplin inquired as to whether there was any further information regarding a reported break-in at the Jardine Water Purification Plant. General Manager Martin responded that he was advised that four people were arrested after being seen on the premises.

ACCOUNTS PAYABLE

Commissioner Murphy moved to approve the Accounts Payable in the amount of $20,154.37 subject to submission of all contractually required documentation. Seconded by Commissioner Wilcox and approved by a Roll Call Vote:

Ayes: L. Hartwig, W. Maio, G. Mathews, W. Murphy, F. Saverino, J. Vrdolyak, G. Wilcox, D. Zeilenga, and L. Rathje

Nays: L. Chaplin

Absent: W. Mueller and A. Poole

EXECUTIVE SESSION

None

Commissioner Murphy moved to adjourn the meeting at 8:10 P.M. Seconded by Commissioner Wilcox and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

Board/Minutes/Commission/Rcm0806.doc

DU PAGE WATER COMMISSION
TREASURE'S REPORT
STATEMENT OF REVENUES & EXPENDITURES
June 30, 2008

	CURRENT MONTH			YEAR TO DATE		
	FY 2009	FY 2008	INC - (DEC)	FY 2009	FY 2008	INC - (DEC)
REVENUE						
WATER SALES	$ 3,698,643	3,163,843	534,800	6,931,296	6,407,635	523,661
SALES TAX	2,803,584	3,009,604	(206,020)	5,331,599	5,585,325	(253,726)
INVESTMENT INCOME	173,176	175,492	(2,316)	372,334	379,875	(7,541)
OTHER INCOME	-	-	-	-	-	-
TOTAL REVENUE	6,675,403	6,348,939	326,464	12,635,229	12,372,835	262,394
EXPENDITURES						
PERSONAL SERVICES	396,691	382,142	14,549	694,651	613,578	81,073
PROFESSIONAL SERVICES	64,265	8,410	55,855	79,271	47,160	32,111
CONTRACTUAL SERVICES	6,080	7,400	(1,320)	15,490	7,844	7,646
INSURANCE	8,247	10,590	(2,343)	26,339	18,130	8,209
WATER SUPPLY COSTS	4,486,894	4,313,656	173,238	8,187,603	7,547,254	640,349
BOND PRINCIPAL & INTEREST EXPENSE	-	-	-	11,707,843	11,490,093	217,750
LAND AND RIGHT OF WAY			-	-		-
CAPITAL EQUIPMENT PURCHASES	185,769	54,477	131,292	1,075,784	100,199	975,585
TOTAL EXPENDITURES	5,147,946	4,776,675	371,271	21,786,981	19,824,258	1,962,723
REBATES	-			-	40,000,000	(40,000,000)
TRANSFER TO OTHER GOVERNMENTS	-	15,000,000		-	15,000,000	(15,000,000)
NET INCREASE / (DECREASE) IN FUNDS	1,527,457	(13,427,736)	(44,807)	(9,151,752)	(62,451,423)	53,299,671

FUNDS CONSIST OF:	June 30, 2008	June 30, 2007	INC - (DEC)
PETTY CASH	800	800	-
CASH AT BANK ONE	7,526	7,526	-
CASH AT MB FINANCIAL LOCK BOX	795,446	1,093,753	(298,307)
CASH AT HARRIS BANK	75,172	65,612	9,560
TOTAL CASH	878,944	1,167,691	(288,747)

	June 30, 2008	June 30, 2007				% CHANGE
ILLINOIS FUNDS MONEY MARKET	21.99%	12.40%	15,850,620	10,016,252	5,834,368	58.2%
ILLINOIS FUNDS PRIME FUND	25.28%	34.00%	18,221,279	27,494,535	(9,273,256)	-33.7%
GOVERNMENT MONEY MARKET FUNDS	0.01%	1.11%	5,225	900,752	(895,527)	-99.4%
U. S. TREASURY INVESTMENTS	24.28%	19.72%	17,495,986	15,944,045	1,551,941	9.7%
U. S. AGENCY INVESTMENTS	0.00%	0.00%	-	-	-	0.0%
CERTIFICATES OF DEPOSIT	28.44%	32.77%	20,500,000	26,500,000	(6,000,000)	-22.6%
TOTAL INVESTMENTS	100.00%	100.00%	72,073,110	80,855,584	(8,782,474)	
TOTAL FUNDS			72,952,054	82,023,275	(9,071,221)	
UNRESTRICTED FUNDS			24,334,560	34,739,940	(10,405,380)	
RESTRICTED FUNDS			48,617,494	47,283,335	1,334,159	
TOTAL FUNDS			72,952,054	82,023,275	(9,071,221)	

DATE: July 3, 2008

REQUEST FOR BOARD ACTION

AGENDA SECTION	Omnibus Vote Requiring Majority Vote	**ORIGINATING DEPARTMENT**	Instrumentation/ Remote Facilities Pipeline
ITEM	A Resolution Approving and Accepting A Private Grant of Easement for Storm Water Facilities (RTG-Roselle Main Street Station, LLC) Resolution No. R-34-08	**APPROVAL**	

Account Number: N/A

The Commission obtained an easement from Metra's predecessor in title for the use, operation, and maintenance of its North Transmission Mains and related attachments, equipment, and appurtenances. Pursuant to Resolution No. R-31-08, the Board authorized the execution of an agreement with the Village of Roselle and RTG-Roselle Main Street Station, LLC (RTG) consenting to the obstruction of the Commission's easement, subject to certain terms and conditions, including the conveyance of an easement for a portion of the sump pump discharge drainage facilities for one of the Commission's remotely-operated valve manholes. Resolution No. R-34-08 would approve and accept the easement to be granted to the Commission for those facilities.

MOTION: To approve Resolution No. R-34-08.

DRAFT

DuPAGE WATER COMMISSION

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)

WHEREAS, the DuPage Water Commission (the "Commission") is a county water commission and as such a political subdivision and unit of local government organized and existing under the laws of the State of Illinois for the public purpose of acquiring and operating a common source of supply of Lake Michigan water; and

WHEREAS, the Commission has the power to acquire and hold real property, or any interest therein, as it deems appropriate in the exercise of its powers for its lawful purposes; and

WHEREAS, RTG-Roselle Main Street Station, LLC ("RTG") is the owner of certain real estate situated in the County of DuPage, State of Illinois, which real estate is described in Exhibit A to Exhibit 1 attached hereto and by this reference incorporated herein and made a part hereof (the "Easement Premises"); and

WHEREAS, the Commission desires to locate a portion of its sump pump discharge drainage facilities for one of the Commission's remotely-operated valve manholes in, upon, under, along and across the Easement Premises; and

WHEREAS, it is necessary and convenient for the Commission to use and occupy the Easement Premises for such purposes; and

WHEREAS, RTG is willing to grant to the Commission a permanent easement for such purposes in consideration of the sum of Ten Dollars ($10.00) and other good and valuable consideration;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the DuPage Water Commission as follows:

SECTION ONE: The foregoing recitals are hereby incorporated herein and made a part hereof as findings of the Board of Commissioners of the DuPage Water Commission.

SECTION TWO: The General Manager and Clerk of the Commission shall be and they hereby are authorized and directed to execute and attest, respectively, an Easement Agreement between the DuPage Water Commission and RTG-Roselle Main Street Station, LLC in ***[substantially]*** the form attached hereto as Exhibit 1. Upon execution and attestation by the General Manager and Clerk, respectively, the grant of easement for the real estate described in Exhibit A to the Easement Agreement attached hereto as Exhibit 1, and all things provided for in the Easement Agreement attached hereto as Exhibit 1, shall be deemed accepted by the DuPage Water Commission without further act.

SECTION THREE: This Resolution shall be in full force and effect from and after its adoption.

AYES:

NAYS:

ABSENT:

ADOPTED this _____ day of _____, 2008.

_____
Chairman

ATTEST:

_____
Clerk

EXHIBIT 1

DuPAGE WATER COMMISSION

STORM WATER FACILITIES EASEMENT AGREEMENT

PART OF PERMANENT REAL ESTATE TAX INDEX NO. 02-03-400-029
NE Corner of Roselle Road and Main Street, Roselle, Illinois

Prepared by and Mail to:

Maureen A. Crowley
Staff Attorney
DuPage Water Commission
600 East Butterfield Road
Chicago, Illinois 60126-4642

DuPAGE WATER COMMISSION
EASEMENT AGREEMENT

THIS AGREEMENT, made and entered into this _____ day of _____, 2008, by and between the DuPAGE WATER COMMISSION, a public corporation, political subdivision and unit of local government created under Division 135 of Article 11 of the Illinois Municipal Code, 65 ILCS 5/11-135-1 et seq., and the Water Commission Act of 1985, 70 ILCS 3720/0.01 et seq., 600 East Butterfield Road, Elmhurst, Illinois 60126-4642 (hereinafter referred to as the "Commission"), and RTG-ROSELLE MAIN STREET STATION, LLC, an Illinois limited liability company, 322 West Burlington, LaGrange, Illinois 60525 (hereinafter referred to as "Owner"),

WITNESSETH:

WHEREAS, Owner is the owner of certain real estate situated in the County of DuPage, State of Illinois, which real estate is legally described in Exhibit A attached hereto and by this reference incorporated herein and made a part hereof, and which real estate shall be referred to hereinafter as the "Easement Premises;" and

WHEREAS, the Commission desires to locate a portion of its storm water retention, detention, and drainage facilities in, upon, under, along, and across the Easement Premises;

NOW, THEREFORE, in consideration of the foregoing and for the sum of TEN DOLLARS ($10.00) and other good and valuable consideration paid by the Commission to Owner, the receipt and sufficiency of which are hereby acknowledged, the parties hereto mutually agree as follows:

1. Owner hereby grants, conveys, warrants, and dedicates to the Commission, its successors, and assigns, a perpetual easement and right of way to

survey, construct, reconstruct, use, operate, maintain, test, inspect, repair, replace, alter, remove, or abandon in place (said activities hereinafter collectively referred to as "installation") storm water retention, detention, and drainage facilities, together with related attachments, equipment, and appurtenances thereto (said storm water retention, detention, and drainage facilities and said attachments, equipment, and appurtenances hereinafter collectively referred to as the "Facilities"), subject to the terms and conditions hereinafter set forth, in, upon, under, along, and across the Easement Premises, together with the right to connect the Facilities to Owner's storm sewer and all reasonable rights of ingress and egress across any adjoining lands of Owner necessary for the exercise of the rights herein granted.

2. The Commission agrees that installation of the Facilities shall be done and completed in a good and workmanlike manner, all at the sole expense of the Commission.

3. Upon completion of any installation, the Commission agrees to replace and grade all topsoil removed. All fences, roads, landscaping, and improvements will be restored to former condition by the Commission if disturbed or altered in any manner by installation. All sod removed will be replaced by sod of like quality and all natural grass removed will be replaced by seeding with a good quality seed.

4. The Commission agrees that it will save and hold Owner harmless from all damages, costs, or liabilities suffered because of injury to or death of any person or persons, or damage to property, that may arise out of or as a consequence of the negligence of the Commission or its authorized agents, servants, or employees in the installation of the Facilities.

5. Owner hereby reserves the right to use the Easement Premises and its adjacent property in any manner that will not prevent or interfere with the exercise by the Commission of the rights granted hereunder; provided, however, that Owner shall not in any manner disturb, damage, destroy, injure, obstruct, or permit to be obstructed the Easement Premises, or the connection of the Facilities to Owner's storm sewer, at any time whatsoever, without the express written consent of the Commission.

6. Owner represents and warrants that it shall take all necessary action so that the easements contemplated by this Easement Agreement shall be released from all liens, including but not limited to, the lien of all mortgages, mechanics' lien claims, security agreements, and assignments of rents and leases, and shall execute all such documents as may be reasonably necessary to perfect the Commission's right, title, and interest therein.

7. All rights, title, and privileges herein granted, including all benefits and burdens, shall run with the land and shall be binding upon and inure to the benefit of the parties hereto, their respective heirs, executors, administrators, grantees, successors, assigns, and legal representatives.

8. All representations and warranties contained herein shall survive the execution and recordation of this Easement Agreement and shall not be merged.

IN WITNESS WHEREOF, the parties hereto have executed or have caused this instrument to be executed by their proper officers duly authorized to execute the same.

ATTEST:	DuPAGE WATER COMMISSION
By: _____	By: _____ Robert L. Martin
Its: _____	Its: General Manager

ATTEST:

By: _____

_____
(print name)

Its: _____
(print title)

RTG-ROSELLE MAIN STREET STATION, LLC, an Illinois limited liability company

By: _____

_____
(print name)

Its: _____
(print title)

EXHIBIT A

LEGAL DESCRIPTION OF PERMANENT EASEMENT PREMISES

THAT PART OF LOT 1 IN MAIN STREET STATION RESUBDIVISION, BEING A SUBDIVISION IN SECTION 3, TOWNSHIP 40 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 12, 2003 AS DOCUMENT R2003-432917, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 1 IN MAIN STREET STATION RESUBDIVISION, SAID NORTHWEST CORNER BEING A POINT ON THE EAST LINE OF ROSELLE ROAD; THENCE SOUTH 75 DEGREES 09 MINUTES 53 SECONDS EAST ALONG THE NORTHERLY LINE OF SAID LOT 1, BEING ALSO THE SOUTHWESTERLY RIGHT OF WAY OF SAID CHICAGO MILWAUKEE ST. PAUL AND PACIFIC RAILROAD COMPANY, A DISTANCE OF 132.90 FEET FOR A PLACE OF BEGINNING; THENCE SOUTH 14 DEGREES 50 MINUTES 07 SECONDS WEST, 5.00 FEET; THENCE SOUTH 75 DEGREES 09 MINUTES 53 SECONDS EAST, 5.00 FEET; THENCE NORTH 14 DEGREES 50 MINUTES 07 SECONDS EAST, 5.00 FEET TO AN INTERSECTION WITH THE NORTHERLY LINE OF SAID LOT 1; THENCE NORTH 75 DEGREES 09 MINUTES 53 SECONDS WEST ALONG THE NORTHERLY LINE OF SAID LOT 1, A DISTANCE OF 5.00 FEET TO THE POINT OF BEGINNING, IN DUPAGE COUNTY, ILLINOIS.

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, _____, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Robert L. Martin, personally known to me to be the General Manager of the DuPage Water Commission, a public corporation, political subdivision and unit of local government under the laws of the State of Illinois, and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed and delivered said instrument as General Manager of the DuPage Water Commission, as his free and voluntary act and as the free and voluntary act of said DuPage Water Commission for the uses and purposes therein set forth.

Given under my hand and official seal this _____ day of _____, 2008.

_____
Notary Public

My Commission Expires:

_____

STATE OF ILLINOIS)
) SS
COUNTY OF _____)

I, _____, a Notary Public in and for said County, in the State aforesaid, do hereby certify that _____ of RTG-ROSELLE MAIN STREET STATION, LLC, and _____ of said RTG-ROSELLE MAIN STREET STATION, LLC, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such _____ and _____, respectively, appeared before me this day in person and acknowledged that they signed and delivered said instrument as their free and voluntary act and as the free and voluntary act of said RTG-ROSELLE MAIN STREET STATION, LLC for the uses and purposes therein set forth.

Given under my hand and official seal this _____ day of _____, 2008.

_____
Notary Public

My Commission Expires:

_____

DATE: July 3, 2008

REQUEST FOR BOARD ACTION

AGENDA SECTION	Omnibus Vote Requiring Majority Vote	**ORIGINATING DEPARTMENT**	Operations
ITEM	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 Resolution No. R-36-08	**APPROVAL**	

Account Number: 01-60-6210

In accordance with the purchasing procedures of the Commission's By-Laws, the Commission solicited sealed proposals from eight local consulting firms for the design and Implementation of a water conservation program, in addition to posting the Request for Proposals document on the Commission's website. Sealed proposal were received until 1:00 p.m., local time, June 2, 2008, at which time all proposals were publicly opened and read aloud.

Of the four proposals received (see tabulation below), the proposal of MWH Americas, Inc. was the most favorable to the interests of the Commission.

		Total Not-to-Exceed
MWH Americas, Inc.		$252,915.00
Study/Plan Development Phase	NTE $95,355.00	
Implementation Phase—Year 1	NTE $77,560.00	
Implementation Phase—Year 2	NTE $45,000.00	
Implementation Phase—Year 3	NTE $35,000.00	
Camp Dresser McKee		$283,448.00
Study/Plan Development Phase	NTE $162,543.00	
Implementation Phase—Year 1	NTE $ 45,397.00	
Implementation Phase—Year 2	NTE $ 37,169.00	
Implementation Phase—Year 3	NTE $ 38,339.00	
Baxter & Woodman		$428,950.00
Study/Plan Development Phase	NTE $254,050.00	
Implementation Phase—Year 1	NTE $ 89,100.00	
Implementation Phase—Year 2	NTE $ 42,900.00	
Implementation Phase—Year 3	NTE $ 42,900.00	
Geosyntec		$891,789.07
Study/Plan Development Phase	NTE $236,710.00	
Implementation Phase—Year 1	NTE $236,099.56	
Implementation Phase—Year 2	NTE $207,480.55	
Implementation Phase—Year 3	NTE $211,498.96	

MOTION: To approve Resolution No. R-36-08.

DRAFT

DuPAGE WATER COMMISSION

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

WHEREAS, sealed proposals for Consulting Services for Design and Implementation of a Water Conservation Program for the DuPage Water Commission were received on June 2, 2008; and

WHEREAS, the Commission has reviewed the proposals received and determined that the proposal of MWH Americas, Inc. was the most favorable to the interests of the Commission;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the DuPage Water Commission as follows:

SECTION ONE: The foregoing recitals are hereby incorporated herein as findings of the DuPage Water Commission.

SECTION TWO: A Contract between the DuPage Water Commission and MWH Americas, Inc., in substantially the form attached hereto and by this reference incorporated herein and made a part hereof as Exhibit 1, with such modifications as may be required or approved by the General Manager, shall be and it hereby is approved.

SECTION THREE: The General Manager of the DuPage Water Commission shall be and hereby is authorized and directed to execute the Contract, in substantially the form attached hereto as Exhibit 1 with such modifications as may be required or approved by the General Manager; provided, however, that the Contract shall not be so executed on behalf of the Commission unless and until the General Manager of the Commission shall

have been presented with copies of the Contract executed by MWH Americas, Inc.. Upon execution by the General Manager, the Contract, and all things provided for therein, shall be deemed accepted by the DuPage Water Commission without further act.

SECTION FOUR: This Resolution shall be in full force and effect from and after its adoption.

AYES:

NAYS:

ABSENT:

ADOPTED THIS ___ DAY OF _____, 2008.

_____
Chairman

ATTEST:

_____
Clerk

Board/Resolutions/R-36-08.doc

EXHIBIT 1

CONTRACT BETWEEN

DuPAGE WATER COMMISSION
AND
MWH AMERICAS, INC.
FOR
CONSULTING SERVICES FOR
DESIGN AND IMPLEMENTATION OF A
WATER CONSERVATION PROGRAM
FOR THE DUPAGE WATER COMMISSION

In consideration of the mutual promises set forth below, the DuPage Water Commission, 600 East Butterfield Road, Elmhurst, Illinois 60126-4642, a unit of local government created and existing under the laws of the State of Illinois ("Owner" or "DWC"), and MWH Americas, Inc., 175 West Jackson Boulevard, Suite 1900, Chicago, Illinois 60604-2814, a California corporation ("Consultant"), make this Contract as of 11th day of July, 2008, and hereby agree as follows:

1. Performance of the Services

A. Services. Consultant shall, at its sole cost and expense, provide, perform, and complete all of the following, all of which is herein referred to as the "Services":

1. Labor, Equipment, Materials and Supplies. Provide, perform, and complete, in the manner specified and described in this Contract, all necessary work, labor, services, transportation, equipment, materials, information, data, and other items necessary for the design and implementation of a water conservation program for the DuPage Water Commission, 600 East Butterfield Road, Elmhurst, Illinois ("Project");

2. Insurance. Procure and furnish all insurance certificates specified in this Contract;

3. Quality. Provide, perform, and complete all of the foregoing in a proper and workmanlike manner, consistent with highest standards of professional practices, in full compliance with, and as required by or pursuant, to this Contract.

B. Performance Standards. All Services shall be fully provided, performed, and completed in accordance with the following Scope of Services:

1. Study and Plan Development Phase.

- Task 1A: Water Conservation and Protection Working Group Assistance. Assist in the creation and development of, and provide support for, a DuPage Water Conservation and Protection Working Group.

- Task 1B: Baseline Analysis. Perform a baseline analysis of the water use of the DWC and its customers.

- Task 1C: Identify Conservation Planning Goals. Consider water reduction goals, time frame of the program and planning horizon, increasing community involvement in conservation program implementation, among others.

- Task 1D: Conservation Plan. Assist the DWC and the Working Group in developing a Water Conservation and Protection Plan that includes water conservation goals.

- Task 1E: Implementation Plan. Working with the DWC and the Working Group, develop a three-year work plan for implementing the Water Conservation and Protection Plan.

- Task 1F: Public Outreach Plan. Working with the DWC and the Working Group, develop a plan for public outreach.

2. Implementation Phase—Year One.

- Task 2A: Water Conservation and Protection Working Group Assistance. Provide support for the DuPage Water Conservation and Protection Working Group.

- Task 2B: Message Development. Assist the DWC and the Working Group in developing county-wide and customized messages for advancing water conservation and protection.

- Task 2C: Municipal Assistance. Assist the DWC and its customers in their understanding and implementation of the Water Conservation and Protection Plan and Public Outreach Plan.

- Task 2D: Annual Report. Prepare an annual report of conservation and protection activities, analyzing program effectiveness and progress toward goals.

3. Implementation Phase—Year Two.

After written authorization to proceed:

- Task 3A: Water Conservation and Protection Working Group Assistance. Provide support for the DuPage Water Conservation and Protection Working Group.

- Task 3B: Message Development. Assist the DWC and the Working Group in developing county-wide and customized messages for advancing water conservation and protection.

- Task 3C: Municipal Assistance. Assist the DWC and its customers in their implementation of the Water Conservation and Protection Plan and Public Outreach Plan.

- Task 3D: Annual Report. Prepare an annual report of conservation and protection activities, analyzing program effectiveness and progress toward goals.

4. Implementation Phase—Year Four.

After written authorization to proceed:

- Task 4A: Water Conservation and Protection Working Group Assistance. Provide support for the DuPage Water Conservation and Protection Working Group.

- Task 4B: Message Development. Assist the DWC and the Working Group in developing county-wide and customized messages for advancing water conservation and protection.

- Task 4C: Municipal Assistance. Assist the DWC and its customers in their implementation of the Water Conservation and Protection Plan and Public Outreach Plan.

- Task 4D: Annual Report. Prepare an annual report of conservation and protection activities, analyzing program effectiveness and progress toward goals.

C. Responsibility for Damage or Loss. The Services and everything pertaining thereto shall be provided, performed, and completed at the sole risk and cost of Consultant. Consultant shall be responsible for any and all damages to property or persons as a result of Consultant's negligent errors, omissions, or acts, or failure to meet warranty and for any losses or costs to repair or remedy any work undertaken by Owner based upon the Services as a result of any such negligent errors, omissions, or acts, or failure to meet warranty.

D. Corrections. Consultant shall be responsible for the quality, technical accuracy, completeness and coordination of all reports, documents, data, information and other items and services under this Contract. Consultant shall, promptly and without charge, provide, to the satisfaction of Owner, all corrective Services necessary as a result of Consultant's negligent errors, omissions, or acts, or failure to meet warranty.

E. Termination. Owner shall have the right, for its convenience, to terminate or suspend the Services in whole or in part at any time by written notice to Consultant. Upon suspension or termination for convenience of Owner, Owner shall reimburse Consultant for such direct costs, including overhead, as Consultant shall have paid or incurred for all Services done in compliance with, and as required by or pursuant to, this Contract up to the effective date of termination; and (2) such other costs pertaining to the Services, exclusive of overhead and profit, as Consultant may have reasonably and necessarily incurred as the result of such termination. Any such payment shall be offset by any prior payment or payments and shall be subject to Owner's rights to withhold and deduct as provided in this Contract. The foregoing states Owner's entire liability and Consultant's exclusive remedy for any termination or suspension of all or any part of the Services for convenience of Owner. If, however, termination is occasioned by Consultant's breach of any condition hereof, Consultant shall not be entitled to any claim or costs and Owner shall have against Consultant all remedies provided by this Contract and by law and in equity. Any termination for an alleged breach by Consultant that is ultimately held unjustified shall be deemed a termination or suspension for the convenience of Owner.

2. **Compensation**

Consultant shall accept in full satisfaction for providing, performing, and completing the Services, the compensation set forth below.

A. SCHEDULE OF PRICES

For providing, performing, and completing each phase of Services, an amount equal to Consultant's Direct Labor Costs for all Services rendered by principals and employees engaged directly on the Project, plus an amount equal to the actual costs of all Reimbursable Expenses, but not to exceed, in each phase of Services, the following not to exceed amount set forth opposite each such phase:

Phase	Not to Exceed
Study/Plan Development Phase	$95,355.00
Implementation Phase—Year One	$77,560.00
Implementation Phase—Year Two	$45,000.00
Implementation Phase—Year Three	$35,000.00

Direct Labor Costs shall mean the billing rates assigned to all Consultant personnel as set forth on the list supplied by Consultant attached hereto as Attachment A-1, including all professionals whether owners or employees, engaged directly on the Project.

Reimbursable Expenses shall mean the actual expenses incurred by Consultant directly or indirectly in connection with the Project, including expenses for transportation, telephone, postage, computer time and other highly specialized equipment, reproduction and similar Project related items.

B. BASIS FOR DETERMINING PRICES

It is expressly understood and agreed that:

1. All prices stated are firm and shall not be subject to escalation or change;

2. Owner is not subject to state or local sales, use, and excise taxes, that no such taxes are included in the Schedule of Prices, and that all claim or right to claim any additional compensation by

reason of the payment of any such tax is hereby waived and released; and

3. All other applicable federal, state, and local taxes of every kind and nature applicable to the Services are included in the Schedule of Prices.

C. TIME OF PAYMENT

It is expressly understood and agreed that all payments shall be made in accordance with the following schedule:

Consultant shall, as a condition precedent to its right to receive each Progress Payment, submit to Owner an invoice accompanied by such receipts, vouchers, and other documents as may be necessary to establish Consultant's prior payment for all labor, material, and other things covered by the invoice and the absence of any interest, whether in the nature of a lien or otherwise, of any party in any property, work, or fund with respect to the Services performed under this Contract. In addition to the foregoing, such invoice shall include (a) employee classifications, rates per hour, and hours worked by each classification, and, if the Services are to be performed in separate phases, for each phase; (b) total amount billed in the current period and total amount billed to date, and, if the Services are to be performed in separate phases, for each phase; (c) the estimated percent completion, and, if the Services are to be performed in separate phases, for each phase; and (d) Consultant's certification that all prior Progress Payments have been properly applied to the Services with respect to which they were paid. Owner may, by written notice to Consultant, designate a specific day of each month on or before which pay requests must be submitted.

All payments may be subject to deduction or setoff by reason of any failure of Consultant to perform under this Contract. Each payment shall include Consultant's certification of the value of all Services for which payment is then requested and Consultant's certification that all prior payments have been properly applied to the payment or reimbursement of the costs with respect to which they were paid.

3. **Contract Time**

Consultant shall commence the Services not later than the date of execution of this Contract by Owner and shall diligently and continuously prosecute the Services at such a rate as will allow the Services to be fully provided, performed, and completed in full compliance with this Contract not later than the completion dates set forth below for each phase of Services:

Phase	Completion Date
Study/Plan Development Phase	January 5, 2009
Implementation Phase—Year One	January 5, 2010
Implementation Phase—Year Two	January 5, 2011
Implementation Phase—Year Three	January 5, 2012

The time of commencement, rate of progress, and time of completion are referred to in this Contract as the "Contract Time."

4. **Financial Assurance**

A. Insurance. Contemporaneous with Consultant's execution of this Contract, Consultant shall provide certificates of insurance evidencing the minimum insurance coverages and limits set forth below. Such insurance shall be in form, and from companies, acceptable to Owner. The insurance coverages and limits set forth below shall be deemed to be minimum coverages and limits and shall not be construed in any way as a limitation on Consultant's duty to carry adequate insurance or on Consultant's liability for losses or damages under this Contract. The minimum insurance coverages and limits that shall be maintained at all times while providing, performing, or completing the Services are as follows:

1. Workers' Compensation and Employer's Liability

Limits shall not be less than:

Worker's Compensation: Statutory

Employer's Liability: $500,000 ea. accident-injury
$500,000 ea. employee-disease
$500,000 disease-policy

Such insurance shall evidence that coverage applies to the State of Illinois and provide a waiver of subrogation in favor of Owner.

2. Commercial Motor Vehicle Liability

Limits for vehicles owned, non-owned or rented shall not be less than:

$1,000,000 Bodily Injury and Property Damage Combined Single Limit

3. Commercial General Liability

Limits shall not be less than:

Each Occurrence:	$1,000,000
General Aggregate:	$2,000,000
Completed Operations Aggregate:	$2,000,000
Personal Injury:	$1,000,000

Coverage is to be written on an "occurrence" basis.

Coverage to include:

- Broad Form Property Damage Endorsement
- Contractual Liability

Contractual Liability coverage shall specifically include the indemnification set forth below.

4. Professional Liability

Limits shall not be less than $3,000,000 per occurrence and covering Consultant against all sums that Consultant may be obligated to pay on account of any liability arising out of this Contract.

B. Indemnification. Consultant shall indemnify and save harmless Owner against all damages, liability, claims, losses, and expenses (including attorneys' fees) that may arise, or be alleged to have arisen, out of or in connection with Consultant's negligent performance of, or failure to perform, the Services or any part thereof, or any failure to meet the representations and warranties set forth in Section 5 of this Contract.

C. Penalties. Consultant shall be solely liable for any fines or civil penalties that are imposed by any governmental or quasi-governmental agency or body that may arise, or be alleged to have arisen, out of or in connection with Consultant's, or its subcontractors', performance of, or failure to perform, the Services or any part thereof.

5. **Consultant's Representations and Warranties**

Consultant hereby represents and warrants as follows:

A. The Services. Consultant warrants that the Services and all of its components shall be free from defects and flaws in design; shall strictly conform to the requirements of this Contract; shall be fit, sufficient, and suitable for the purposes expressed in, or reasonably inferred from, this Contract; and shall be performed in accordance with the highest standards of professional practice, care, and diligence practiced by recognized consulting firms in performing services of a similar nature in existence at the time of performance of the Services. The warranty herein expressed shall be in addition to any other warranties expressed in this Contract, or expressed or implied by law, which are hereby reserved unto Owner.

B. Compliance with Laws. Consultant shall give all notices, pay all fees, and take all other action that may be necessary to ensure that the Services are provided, performed, and completed in accordance with all required governmental permits, licenses, or other approvals and authorizations that may be required in connection with providing, performing, and completing the Services, and with all applicable statutes, ordinances, rules, and regulations, including without limitation the Fair Labor Standards Act; any statutes regarding qualification to do business; any statutes prohibiting discrimination because of, or requiring affirmative action based on, race, creed, color, national origin, age, sex, or other prohibited classification, including, without limitation, the Americans with Disabilities Act of 1990, 42 U.S.C. §§ 12101 et seq., and the Illinois Human Rights Act, 775 ILCS 5/1 101 et seq.

C. Not Barred. Consultant is not barred by law from contracting with Owner or with any other unit of state or local government as a result of (i) a violation of either Section 33E-3 or Section 33E-4 of Article 33 of the Criminal Code of 1961, 720 ILCS 5/33E-1 et seq.; or (ii) a violation of the USA Patriot Act of 2001, 107 Public Law 56 (October 26, 2001) (the "Patriot Act") or other statutes, orders, rules, and regulations of the United States government and its various executive departments, agencies and offices related to the subject matter of the Patriot Act, including, but not limited to, Executive Order 13224 effective September 24, 2001. Consultant is not acting, directly or indirectly, for or on behalf of any person, group, entity or nation named by the United States Treasury Department as a Specially Designated National and Blocked Person, or for or on behalf of any person, group, entity or nation designated in Presidential Executive Order 13224 as a person who commits, threatens to commit, or supports terrorism; and Consultant is not engaged in this transaction directly or indirectly on behalf of, or facilitating this transaction directly or indirectly on behalf of, any such person, group, entity or nation.

D. Qualified. Consultant represents and warrants that it is financially solvent, and has the financial resources necessary, and that it is sufficiently experienced and competent, and has the necessary capital, facilities, plant, organization, and staff necessary, to provide, perform, and complete the Services in full compliance with, and as required by or pursuant to, this Contract.

6. **Acknowledgements**

Consultant acknowledges and agrees that:

A. Reliance. Owner is relying on all warranties, representations, and statements made by Consultant in this Contract.

B. Confidential Information. All information supplied by Owner to Consultant for or in connection with this Contract or the Services shall be held confidential by Consultant and shall not, without the prior express written consent of Owner, be used for any purpose other than performance of the Services.

C. Documents. Drawings, plans, specifications, photos, reports, information, observations, calculations, notes and any other reports, documents, data or information, in any form, prepared, collected, or received by Consultant in connection with any or all of the Services (the "Documents") shall be and remain the property of Owner and shall not, without the prior express written consent of Owner, be used for any purpose other than performance of the Services. Consultant shall maintain files of all Documents unless Owner shall consent in writing to the destruction of the Documents. At Owner's request, or upon termination of this Contract, the Documents shall be delivered promptly to Owner.

D. Remedies. Each of the rights and remedies reserved to Owner in this Contract shall be cumulative and additional to any other or further remedies provided in law or equity or in this Contract.

E. Time. Consultant represents and warrants that it is ready, willing, able, and prepared to begin the Services on the Commencement Date and that the Contract Time is sufficient time to permit completion of the Services in full compliance with, and as required by or pursuant to, this Contract for the Contract Price.

F. No Waiver. No examination, inspection, investigation, test, measurement, review, determination, decision, certificate, or approval by Owner, nor any order by Owner for the payment of money, nor any payment for, or use, occupancy, possession, or acceptance of, the whole or any part of the Services by Owner, nor any extension of time granted by Owner, nor any delay by Owner in exercising any right under this Contract, nor any other act or omission of Owner shall constitute or be deemed to be an acceptance of any defective,

damaged, flawed, unsuitable, nonconforming, or incomplete Services, nor operate to waive or otherwise diminish the effect of any warranty or representation made by Consultant; or of any requirement or provision of this Contract; or of any remedy, power, or right of Owner.

G. Severability. The provisions of this Contract/ Proposal shall be interpreted when possible to sustain their legality and enforceability as a whole. In the event any provision of this Contract shall be held invalid, illegal, or unenforceable by a court of competent jurisdiction, in whole or in part, neither the validity of the remaining part of such provision, nor the validity of any other provisions of this Contract shall be in any way affected thereby.

H. Amendments. No modification, addition, deletion, revision, alteration, or other change to this Contract shall be effective unless and until such change is reduced to writing and executed and delivered by Owner and Consultant.

I. Assignment. Neither this Contract, nor any interest herein, shall be assigned or subcontracted, in whole or in part, by Consultant except upon the prior written consent of Owner.

J. Governing Law. This Contract, and the rights of the parties under this Contract shall be interpreted according to the internal laws, but not the conflict of law rules, of the State of Illinois. Every provision of law required by law to be inserted into this Contract shall be deemed to be inserted herein.

MWH AMERICAS, INC.

By: _____
DONALD L. SMITH
PRESIDENT

DUPAGE WATER COMMISSION

By: _____
Robert L. Martin
General Manager

ATTACHMENT A-1

DIRECT LABOR COSTS
(Billing Rates)

Employee Classification	2008 Billing Rates	2008 Billing Rates
Fellow	$180	$180
Principle	$165	$175
Supervisor	$150	$160
Senior	$100	$105
Professional	$90	$95
Financial	$80	$85
Administrative	$75	$80

DATE: July 3, 2008

REQUEST FOR BOARD ACTION

AGENDA SECTION	Omnibus Vote Requiring Super-Majority or Special Majority Vote	**ORIGINATING DEPARTMENT**	Pipeline
ITEM	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 Resolution No. R-33-08	**APPROVAL**	

Account Number: 01-60-7211.01

The Commission entered into certain agreements dated June 30, 2008, with Martam Construction Incorporated and Rossi Contractors, Inc. for quick response construction work as needed through the issuance of Work Authorization Orders. Resolution No. R-33-08 would approve the following Work Authorization Orders under the Quick Response Contracts:

Work Authorization Order No. 001 to Rossi Contractors, Inc.: This Work Authorization is for the installation of approximately 200 L.F. of 12" diameter storm sewer, site grading, and restoration work in anticipation of the installation of a security fence and other site improvements at the DuPage Pump Station. Pursuant to Resolution No. R-61-07, the Board approved the acceleration of the design and bidding of the perimeter security fencing that was originally scheduled to be constructed as part of the Vehicle Storage Building and Material Storage Structure on the site.

In order to maintain the integrity of the proposed security fence, and lessen the Commission's exposure to liability for unsecured property, an existing drainage swale must be removed by placing a storm sewer in the swale; extending the storm sewer beyond the fence line, and backfilling the storm sewer to meet surrounding grade. This work will prevent unauthorized access to the site from the underside of the fence.

The cost of this work is not known but is estimated to be $45,000.00.

MOTION: To approve Resolution No. R-33-08.

DRAFT

DuPAGE WATER COMMISSION

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

WHEREAS, the DuPage Water Commission (the "Commission") entered into certain agreements dated June 30, 2008, with Martam Construction Incorporated and Rossi Contractors, Inc. for quick response construction work related to the Commission's Waterworks System (said agreements being hereinafter collectively referred to as "Contract QR-8/08"); and

WHEREAS, Contract QR-8/08 is designed to allow the Commission to direct one or more or all of the quick response contractors to perform quick response construction work, including without limitation construction, alteration, and repair related to the Commission's Waterworks System, as needed through the issuance of Work Authorization Orders; and

WHEREAS, the need for quick response construction work could not have been reasonably foreseen at the time the contracts were signed;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the DuPage Water Commission as follows:

SECTION ONE: The foregoing recitals are by this reference incorporated herein and made a part hereof as findings of the Board of Commissioners of the DuPage Water Commission.

SECTION TWO: The Work Authorization Orders attached hereto and by this reference incorporated herein and made a part hereof as Exhibit 1 shall be and hereby

are approved and, if already issued, ratified because the Board of Commissioners of the DuPage Water Commission has determined that the circumstances said to necessitate the Work Authorization Orders were not reasonably foreseeable at the time the contracts were signed, the Work Authorization Orders are germane to the original contracts as signed, and/or the Work Authorization Orders are in the best interest of the DuPage Water Commission and authorized by law.

SECTION THREE: This Resolution shall constitute the written determination required by Section 33E-9 of the Criminal Code of 1961 and shall be in full force and effect from and after its adoption.

AYES:

NAYS:

ABSENT:

ADOPTED this _____ day of _____, 2008.

_____
Chairman

ATTEST:

_____
Clerk

Board/Resolutions/R-33-08.doc

Exhibit 1

WORK AUTHORIZATION ORDER

CONTRACT QR-8/08: QUICK RESPONSE CONTRACT

WORK AUTHORIZATION ORDER NO.: QR-8.001

LOCATION:

DuPage Pump Station

CONTRACTOR:

Rossi Contractors, Inc.

DESCRIPTION OF WORK:

This work is for the installation of approximately 200 L.F. of 12" diameter storm sewer, backfilling, miscellaneous earthwork, and site restoration.

REASON FOR WORK:

Site improvements to provide for the future installation of a security fence.

MINIMUM RESPONSE TIME:

N/A

COMMISSION-SUPPLIED MATERIALS, EQUIPMENT AND SUPPLIES TO BE INCORPORATED INTO THE WORK:

N/A

THE WORK ORDERED PURSUANT TO THIS WORK AUTHORIZATION ORDER

[ ] IS [X] IS NOT PRIORITY WORK

SUPPLEMENTARY NOTIFICATION OF POTENTIALLY HAZARDOUS CONDITIONS:

No existing hazardous site conditions are known to exist.

SUBMITTALS REQUESTED:

N/A

SUPPLEMENTARY CONTRACT SPECIFICATIONS AND DRAWINGS:

N/A

DuPAGE WATER COMMISSION

By: _____
Signature of Authorized Representative

DATE: _____

CONTRACTOR RECEIPT ACKNOWLEDGED:

By: _____
Signature of Authorized Representative

DATE: _____

DATE: July 3, 2008

REQUEST FOR BOARD ACTION

AGENDA SECTION	Omnibus Vote Requiring Super-Majority or Special Majority Vote	**ORIGINATING DEPARTMENT**	Instrumentation/ Remote Facilities
ITEM	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 Resolution No. R-35-08	**APPROVAL**	

Account Number: 01-60-6632

The Commission entered into certain agreements dated February 12, 2007, with Ridgewood Engineering, Inc. and Divane Bros. Electric Co. for quick response electrical work as needed through the issuance of Work Authorization Orders. Resolution No. R-35-08 would approve the following Work Authorization Orders under the Quick Response Electrical Contracts:

Work Authorization Order No. 004: This work authorization order is to Ridgewood Engineering, Inc. to modify twenty-seven (27) remotely operated valve (ROV) control cabinets by installing a polarization cell replacement (PCR) device. The PCR device will provide isolation of the cathodic protection on the pipeline from being affected by the power utility's system. Pursuant to the direction from the Engineering Committee during the June 12, 2008 meeting, the Commission is pre-purchasing the major material items needed for this project for installation by the QRE contractor. The cost of this work is estimated not to exceed $64,200.00.

MOTION: To approve Resolution No. R-35-08.

DRAFT

DuPAGE WATER COMMISSION

RESOLUTION NO. R-35-08

A RESOLUTION APPROVING AND RATIFYING
CERTAIN WORK AUTHORIZATION ORDERS
UNDER QUICK RESPONSE ELECTRICAL CONTRACT QRE-3/07
AT THE JULY 10, 2008, DuPAGE WATER COMMISSION MEETING

WHEREAS, the DuPage Water Commission (the "Commission") entered into certain agreements dated February 12, 2007, with Ridgewood Engineering, Inc. and Divane Bros. Electric Co. for quick response electrical work related to the Commission's Waterworks System (said agreements being hereinafter collectively referred to as "Contract QRE-3/07"); and

WHEREAS, Contract QRE-3/07 is designed to allow the Commission to direct one or more or all of the quick response electrical contractors to perform emergency electrical work, including without limitation electrical work that the Commission is unable to perform through its own personnel and with its own equipment, as needed through the issuance of Work Authorization Orders; and

WHEREAS, the need for such emergency electrical work could not have been reasonably foreseen at the time the contracts were signed;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the DuPage Water Commission as follows:

SECTION ONE: The foregoing recitals are by this reference incorporated herein and made a part hereof as findings of the Board of Commissioners of the DuPage Water Commission.

SECTION TWO: The Work Authorization Orders attached hereto and by this reference incorporated herein and made a part hereof as Exhibit 1 shall be and hereby

are approved and, if already issued, ratified because the Board of Commissioners of the DuPage Water Commission has determined that the circumstances said to necessitate the Work Authorization Orders were not reasonably foreseeable at the time the contracts were signed, the Work Authorization Orders are germane to the original contracts as signed and/or the Work Authorization Orders are in the best interest of the DuPage Water Commission and authorized by law.

SECTION THREE: This Resolution shall constitute the written determination required by Section 33E-9 of the Criminal Code of 1961 and shall be in full force and effect from and after its adoption.

AYES:

NAYS:

ABSENT:

ADOPTED this _____ day of _____, 2008

_____
Chairman

ATTEST:

_____
Clerk

Exhibit 1

WORK AUTHORIZATION ORDER

SHEET 1 OF 3

CONTRACT QRE-3/07: QUICK RESPONSE ELECTRICAL CONTRACT

PROJECT: QRE-3.004

LOCATION:

Twenty-Seven (27) Remotely Operated Valve (ROV) above ground cabinet locations.

CONTRACTOR:

Ridgewood Engineering, Inc.

DESCRIPTION OF WORK:

A polarization cell replacement (PCR) device installed at all ROV cabinets. Each PCR shall be mounted in a NEMA 4X enclosure and mounted on the backside of each cabinet and wired in place of the electrical bond between the utilities neutral conductor and the local system ground. Test the integrity of the system ground at each location.

REASON FOR WORK:

The remotely operated valves (ROVs) within the Commission's distribution system all have electrical feeds from ComEd or Naperville Electric. The motorized valve actuator is mechanically and electrically connected to the valve and pipeline. The electrical ground connection for each ROV is not only providing a safe flow of AC current back to the electric utility, but is also providing a path to drain DC current from the pipeline. The Commission's corrosion engineers, EN Engineering, have determined that the draining of the DC current from the pipeline can affect the effectiveness of cathodic protection (CP). Additionally, there is the potential for localized corrosion of the water mains due to the galvanic coupling of the water main and the utility grounding system.

MINIMUM RESPONSE TIME:

None

COMMISSION-SUPPLIED MATERIALS, EQUIPMENT AND SUPPLIES TO BE INCORPORATED INTO THE WORK:

27 - PCR Devices (PCR-5KA-CC)

27 – Nema 4X enclosures (24x16x8) and back panels

THE WORK ORDERED PURSUANT TO THIS WORK AUTHORIZATION ORDER

[ ] **IS** [X] **IS NOT** **PRIORITY EMERGENCY WORK**

SUBMITTALS REQUESTED:

None

SUPPLEMENTARY NOTIFICATION OF POTENTIALLY HAZARDOUS CONDITIONS:

Even though the Contractor is required to independently assess the potentially hazardous conditions at its workplace on or in the vicinity of Owner's facilities and appurtenances and take the necessary precautions to ensure a safe workplace pursuant to the Contract and the Contractor's legal obligations, Contractor is reminded that one of the purposes of the Project is to provide isolation of the cathodic protection on the pipeline from being affected by the power utility's system and, therefore, it would be reasonable to assume that hazardous electrical voltage and current may be present at any time during the Work. Contractor must ensure that all personnel observe all appropriate safety precautions when working on or in the vicinity of Owner's facilities and appurtenances, and shall:

1. Independently verify the presence or absence of electrical current on or in the vicinity of Owner's ROVs and appurtenances and notify affected personnel accordingly. Owner shall instruct its employees to comply with the restrictions and prohibitions of the Contractor's energy control program and procedures.

ii. Take immediate and necessary measures to protect all workers, Owner employees, and general public from hazardous electrical voltage and current.

iii. Work with Owner's personnel to control hazardous electrical voltages and current and control access to the locations where hazardous electrical voltages and currents are present.

iv. Train and instruct Owner's personnel on the safe electrical working practices to be employed between the time of temporary control measures being employed through and up to the time when permanent control measures are applied.

SUPPLEMENTARY CONTRACT SPECIFICATIONS AND DRAWINGS:

- To be completed by October 31, 2008
- Electrical Isolation of Remotely Operated Valves, by EN Engineering

DuPAGE WATER COMMISSION

By: _____
Signature of Authorized Representative

DATE: _____

CONTRACTOR RECEIPT ACKNOWLEDGED:

By: _____
Signature of Authorized Representative

DATE: _____

DuPage Water Commission
MEMORANDUM

TO: Chairman Rathje and Commissioners

FROM: Robert L. Martin, P.E.
General Manager

DATE: July 3, 2008

SUBJECT: Summary of Action Since Previous Meeting

1. The Regional Water Supply Planning Group held its monthly meeting at the DuPage Pumping Station and Administration Offices on June 24, 2008.

Administration/Memorandums/Summary of Action 080703.doc

DATE: June 18, 2008

REQUEST FOR BOARD ACTION

AGENDA SECTION New Business	**ORIGINATING DEPARTMENT** Operations
ITEM Purchase Order No. 10719	**APPROVAL**

Account Number: 01-60-6621

During the annual maintenance inspection of pump #8, a problem with the outboard thrust bearing was discovered. Staff attempted to correct this problem by replacing the internal wearing shoes of the thrust bearing. When the pump was restarted the problem still existed. Staff once again disassembled the bearing assembly and found a small leak in the oil cooler. In an attempt to expedite the repair, Kingsbury Inc., the manufacturer of the bearing assembly, was called to investigate the problem.

After the manufacturer finished their inspection, it was determined that they could not repair the oil cooler and that it would have to be replaced along with a new lower bearing housing and associated parts. Completion of the repairs will take approximately two weeks at an estimated cost of $32,100.00.

Kingsbury Inc. is the sole supplier of the thrust bearing assemblies and with the summer demand period approaching and the manufacturer's expertise in completing this type of repair in a timely manner, staff directed the manufacturer to proceed with the repairs to be better prepared for the peak pumping season.

MOTION: To ratify Purchase Order No. 10719 in the amount of $32,100.00 to Kingsbury Inc.

DuPage Water Commission
600 E. Butterfield Road
Elmhurst, IL 60126

Phone: (630) 834-0100 Fax: (630) 834-0120

Purchase Order: 10719

Ordered By:	UNGER JASON	Supplier:	KINGSBURY INC
Order Date:	06/17/2008	Address:	3615 DAVISVILLE RD HATBORO PA 19040
Due Date:	06/17/2008	Telephone:	215-956-0565
		Fax No.:	
		Contact	Doug Tuley

Delivery Address: DuPage Water Commission
600 East Butterfield Road
Elmhurst, Illinois 60126

Line	Account / Task / Account	Manufact Part	Item	Date / Hours Requested	QTY UOM / UOM	Unit Price / Quantity / Rate	Total
1	Repair of highlift pump #8			06/17/2008 1		32,100.00	32,100.00
	01-60-6621						
						Total	32,100.00
					Total		32,100.00

Ship Via	Best Way
Payment Terms	Net 45
FOB Point	Point of Destination
Tax Exempt	

DATE: July 3, 2008

REQUEST FOR BOARD ACTION

AGENDA SECTION	New Business	**ORIGINATING DEPARTMENT**	Instrumentation/ Remote Facilities
ITEM	Purchase Order No. 10732	**APPROVAL**	

Account Number: 01-60-6632

Attached is Purchase Order No. 10732 to Dairyland Electrical Industries, Inc. in the amount of $48,627.00 for polarization cell replacement (PCR) devices.

The remotely operated valves (ROVs) within the Commission's distribution system all have electrical feeds from ComEd or Naperville Electric. The motorized valve actuator is mechanically and electrically connected to the valve and pipeline. The electrical ground connection for each ROV is not only providing a safe flow of AC current back to the electric utility, but is also providing a path to drain DC current from the pipeline. The Commission's corrosion engineers, EN Engineering, have determined that the draining of the DC current from the pipeline can affect the effectiveness of cathodic protection (CP). Additionally, there is the potential for localized corrosion of the water mains due to the galvanic coupling of the water main and the utility grounding system.

Dairyland is the sole source supplier of PCR devices used for CP applications. The attached purchase order in the amount of $48,627.00 is to cover the costs of the PCR devices to be used for the modifications being made to the Commission's ROV sites.

The PCR devices are being purchased directly by the Commission pursuant to the discussion and direction from the Engineering Committee at the June 12, 2008 meeting. The PCR devices will be provided to the QRE contractor under Work Authorization QRE-3.004 for installation at 27 ROV sites within the Commission's distribution system.

MOTION: To approve Purchase Order No. 10732 in the amount of $48,627.00 to Dairyland Electrical Industries, Inc.

DuPage Water Commission
600 E. Butterfield Road
Elmhurst, IL 60126

Phone: (630) 834-0100 Fax: (630) 834-0120

Purchase Order: 10732

Ordered By:	SCHORI JOHN	Supplier:	Diaryland Electrical Industries, Inc.
Order Date:	07/01/2008	Address:	P.O. Box 187 Stoughton, WI 53589
Due Date:	07/18/2008	Telephone:	608-877-9900
		Fax No.:	608-877-9920
		Contact	Nell Cummings
Delivery Address:	DuPage Water Commission 600 East Butterfield Road Elmhurst, Illinois 60126		

Line	Account	Manufact Part	Item	QTY	UOM	Unit Price	Total
1	01-60-6632		PCR-5KA-CC PCR Device 5KA with Compact Connectors	29	EA	1,673.00	48,517.00
2	01-60-6632		Shipping Expense	1	EA	110.00	110.00
						Total	48,627.00

Account

Total	48,627.00

Ship Via	Best Way
Payment Terms	Net 30
FOB Point	Point of Destination
Tax Exempt	

DATE: July 3, 2008

REQUEST FOR BOARD ACTION

AGENDA SECTION	Omnibus Vote Requiring Super-Majority or Special Majority Vote	**ORIGINATING DEPARTMENT**	Facilities Construction
ITEM	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) Resolution No. R-37-08	**APPROVAL**	

Account No.: 01-60-8201.01 (Generation Facilities)
01-60-8203.01 (Variable Frequency Drives)

On March 17, 2008, the Commission solicited sealed proposals for the design, construction, and installation of the Electrical Generation Facilities, Photovoltaic System, and Other Improvements at the Lexington Pumping Station. As required by state statute, the Commission advertised for bids on two separate occasions in the *Chicago Tribune*, in addition to posting a notice of the solicitation on the Commission's web site and with various plan rooms.

Sealed bids were received until 1:00 p.m., local time, May 22, 2008, at which time all bids were publicly opened and read aloud.

Of the four proposals received, the proposal of Joseph J. Henderson and Son, Inc., *excluding* the Photovoltaic System and the SCADA System Work for the Photovoltaic System, was the most favorable to the interests of the Commission (see the attached bid evaluation and recommendation prepared by the Commission's consulting engineers). The engineer's estimate was $15,003,179.00, *excluding* the Photovoltaic System and the SCADA System Work for the Photovoltaic System.

Resolution No. R-37-08 would award the Contract for the Construction of Electrical Generation Facilities, Photovoltaic System, and Other Improvements at the Lexington Pumping Station to Joseph J. Henderson and Son, Inc., excluding Lump Sum Item Nos. 3 and 4C in the Schedule of Prices for the Photovoltaic System and the SCADA System Work for the Photovoltaic System, for the Total Contract Price of $17,209,000.00.

MOTION: To approve Resolution No. R-37-08.

DRAFT

DuPAGE WATER COMMISSION

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)

WHEREAS, bids for Contract PSC-4/08: Contract for the Construction of Electrical Generation Facilities, Photovoltaic System, and Other Improvements at the Lexington Pumping Station were received on May 22, 2008; and

WHEREAS, the DuPage Water Commission has reviewed the proposals received and determined that the proposal of Joseph J. Henderson and Son, Inc., excluding the Photovoltaic System and the SCADA System Work for the Photovoltaic System, was the most favorable to the interests of the Commission;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the DuPage Water Commission as follows:

SECTION ONE: The foregoing recitals are hereby incorporated herein as findings of the DuPage Water Commission.

SECTION TWO: The DuPage Water Commission hereby awards Contract PSC-4/08: Contract for the Construction of Electrical Generation Facilities, Photovoltaic System, and Other Improvements at the Lexington Pumping Station to Joseph J. Henderson and Son, Inc., excluding the Photovoltaic System and the SCADA System Work for the Photovoltaic System, in the amount of $17,209,000.00, which amount excludes Lump Sum Item Nos. 3 and 4C in the Schedule of Prices for the Photovoltaic System and the SCADA System Work for the Photovoltaic System, conditioned upon the receipt of all contractually required documentation and such other additional

information that may be requested by the General Manager of the Commission in accordance with the Bid Package that is acceptable to the DuPage Water Commission.

SECTION THREE: This Resolution shall be in full force and effect from and after its adoption.

AYES:

NAYS:

ABSENT:

ADOPTED THIS _____ DAY OF _____, 2008.

_____
Chairman

ATTEST:

_____
Clerk

Board/Resolutions/R-37-08.doc

GREELEY AND HANSEN

July 2, 2008

Mr. Chris Bostick
Facilities Construction Supervisor
DuPage Water Commission
600 East Butterfield Road
Elmhurst, Illinois 60126-4642

Subject: PSC-04/08
Lexington Pumping Station
Bid Review

Dear Mr. Bostick:

Four bids for the subject project were received at 1:00 PM on May 22, 2008. The attached table summarized the bids received.

We have reviewed the bids of the three lowest bidders for the subject project:

- Joseph J. Henderson & Sons, Inc.
- F.H. Paschen/S.N. Nielsen & Associates, LLC
- The George Sollitt, Construction Company

We note the following in these bids:

- Sollitt did not include dollar amounts "in writing" in the Proposal. The amounts presented "in figures" do not add up to the TOTAL CONTRACT PRICE. It appears there is an error in the amount provided for item (4) B.

References were checked for all three bidders. All reports from references were good.

Based on our review of these three bids we recommend Joseph J. Henderson & Sons, Inc. be awarded a contract to provide Work as follows:

• Contract Item 1. Generator Facilities	Schedule of Prices Item(1)
• Contract Item 2. Replacement of Variable Frequency Drives	Schedule of Prices Item (2)
• Contract Item 4A. SCADA System for the Generator Facilities	Schedule of Prices Item (4)A
• Contract Item 4B. SCADA System for the Replacement of the Variable Frequency Drives	Schedule of Prices Item (4)B.

Yours very truly,

Greeley and Hansen

Dan Dragan
Associate

DuPage Water Commission
PSC-04/08
Lexington Pumping Station
Bid Tabulation

Greeley and Hansen

May 22, 2008

	Contract Item	Soilitt	JJ Henderson	FH Pashen	IHC	Engineers Estimate
1	For providing, performing, and completing all Work related to the **Generator Facilities and all other Work** except Work specifically included in the lump sum amounts set forth in (2), (3) and (4) below, the total sum of	$ 18,760,000.00	$ 15,140,000.00	$ 17,975,000.00	$ 21,890,000.00	$ 13,120,213
2	For providing, performing, and completing all Work related to the Replacement of **Variable Frequency Drives**, the total sum of.	$ 1,260,000.00	$ 1,278,000.00	$ 1,000,000.00	$ 1,300,000.00	$ 1,177,591
3	For providing, performing, and completing all Work related to the **Photovoltaic System**, the total sum of	$ 10,523,000.00	$ 11,384,000.00	$ 9,700,000.00	$ 9,700,000.00	$ 9,460,000
4A	For providing, performing, and completing all Work related to the SCADA System **for the Generator Facilities**, the total sum of	$ 761,000.00	$ 765,000.00	$ 700,000.00	$ 724,868.00	$ 668,250
4B	For providing, performing, and completing all Work related to the **SCADA System for the Replacement Variable Frequency Drives**, the total sum of	$ 1,400.00	$ 25,000.00	$ 20,000.00	$ 22,845.00	$ 37,125
4C	For providing, performing, and completing all Work related to the **SCADA System for the Photovoltaic System**, the total sum of	$ 50,000.00	$ 51,000.00	$ 45,000.00	$ 48,234.00	$ 37,125
TOTAL	**TOTAL CONTRACT PRICE** (the sum of (1) plus (2) plus (3) plus the sum of (4)A, (4)B, and (4)C)	$ 31,375,000	$ 28,644,000	$ 29,440,000	$ 33,685,947	$ 24,490,304
4 TOTAL	SCADA Total	$813,400.00	$842,000.00	$765,000.00	$795,947.00	$ 742,500
	ADDENDUM 1, 2, AND 3 RECEIVED AND ACKNOWLEDGED (YES/NO)	Y	Y	Y	Y	
	Actual Addition Of Items	$ 31,356,400.00	$ 28,644,000.00	$ 29,440,000.00	$ 33,685,947.00	$ 24,490,304
	BID BOND 10% (YES/NO)	Y	Y	Y	Y	

DATE: July 3, 2008

REQUEST FOR BOARD ACTION

AGENDA SECTION	Omnibus Vote Requiring Super-Majority or Special Majority Vote	**ORIGINATING DEPARTMENT**	Facilities Construction
ITEM	A Resolution Awarding a Contract for the Construction of Photovoltaic System at the Lexington Pumping Station (Contract PSC-5/08) Resolution No. R-38-08	**APPROVAL**	

Account No.: 01-60-8202.01

On June 20, 2008, the Commission solicited sealed proposals for the design, construction, and installation of a Photovoltaic System at the Lexington Pumping Station from the Contract PSC-4/08 Bidders and Electrical Subcontractors.

Sealed proposals were received until 1:00 p.m., local time, June 27, 2008, at which time all proposals were publicly opened and read aloud.

Of the five proposals received, the proposal of Divane Bros. Electric Co. was the most favorable to the interests of the Commission (see the attached bid evaluation and recommendation prepared by the Commission's consulting engineers). The engineer's estimate was $7,013,000.00 for the 700 kW Photovoltaic System being recommended.

Resolution No. R-38-08 would award the Contract for the Construction of Photovoltaic System at the Lexington Pumping Station to Divane Bros. Electric Co., in the amount of $7,996,000.00, for the Alternate C 700 kW Photovoltaic System, including the Alternate C SCADA System Work for the Photovoltaic System.

MOTION: To approve Resolution No. R-38-08.

DRAFT

DuPAGE WATER COMMISSION

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)

WHEREAS, bids for Contract PSC-5/08: Contract for the Construction of Photovoltaic System at the Lexington Pumping Station were received on June 27, 2008; and

WHEREAS, the DuPage Water Commission has reviewed the proposals received and determined that the proposal of Divane Bros. Electric Co. was the most favorable to the interests of the Commission;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the DuPage Water Commission as follows:

SECTION ONE: The foregoing recitals are hereby incorporated herein as findings of the DuPage Water Commission.

SECTION TWO: The DuPage Water Commission hereby awards Contract PSC-5/08: Contract for the Construction of Photovoltaic System at the Lexington Pumping Station to $7,996,000.00, for the Alternate C 700 kW Photovoltaic System, including the Alternate C SCADA System Work for the Photovoltaic System, conditioned upon the receipt of all contractually required documentation and such other additional information that may be requested by the General Manager of the Commission in accordance with the Bid Package that is acceptable to the DuPage Water Commission.

SECTION THREE: This Resolution shall be in full force and effect from and after its adoption.

AYES:

NAYS:

ABSENT:

ADOPTED THIS _____ DAY OF _____, 2008.

_____
Chairman

ATTEST:

_____
Clerk

Board/Resolutions/R-38-08.doc

GREELEY AND HANSEN

July 2, 2008

Mr. Chris Bostick
Facilities Construction Supervisor
DuPage Water Commission
600 East Butterfield Road
Elmhurst, Illinois 60126-4642

Subject: PSC-5/08
Lexington Pumping Station
Bid Review

Dear Mr. Bostick:

Five bids for the subject project were received at 1:00 PM on June 27, 2008. The attached table summarized the bids received.

We have reviewed the bids of the three lowest bidders for the subject project:

- Divane Bros. Electric Co.
- Windy City Electric
- Electrical Systems, Inc.

We note the following in these bids:

- All bidders stated the Bid Security in the Proposal as 10% OF BID instead of a dollar amount.

References were checked for all three bidders. All reports from references were good.

Based on our review of these three bids we recommend Divane Bros. Electric Co. be awarded a contract to provide Work as follows:

- Contract Item 1, Alternate C (700 KW Photovoltaic System) — Schedule of Prices Item C (1)
- Contract Item 2, SCADA System — Schedule of Prices Item C (2)

Yours very truly,

Greeley and Hansen

Dan Dragan
Associate

H:\03 General Project Correspondence\03 Correspondence with Client\dbs\Bostick Letter PSC 5 08 Bid Review.doc

DuPage Water Commission
PSC-5/08
Photovoltaic System at the Lexington Pumping Station
Bid Tabulation

June 27, 2008

kW		Contract Item	Gibson	Windy City	Divane	ESI	Aldridge	Engineer's Estimate
500	A(1)	For providing, performing, and completing all Work related to a 500kW Photovoltaic System except Work specifically included in the lump sum amount set forth in A2) below, the total sum of	$ 5,500,000	$ 5,930,000	$ 5,982,000	$ 6,222,766	$ 6,126,000	$ 5,920,000
	A(2)	For providing, performing, and completing all Work related to the SCADA System for a 500kW Photovoltaic System, the total sum of	$ 174,738	$ 210,000	$ 56,000	$ 48,234	$ 57,000	$ 51,000
	A1 + A2	TOTAL ALTERNATE A BASE BID (the sum of (A1) plus (A2))	$ 5,674,738	$ 6,140,000	$ 6,038,000	$ 6,271,000	$ 6,183,000	$ 5,971,000
600	B(1)	For providing, performing, and completing all Work related to a 600kW Photovoltaic System except Work specifically included in the lump sum amount set forth in (B2) below, the total sum of	$ 7,650,000	$ 6,920,000	$ 6,956,000	$ 7,222,766	$ 7,252,000	$ 5,997,000
	B(2)	For providing, performing, and completing all Work related to the SCADA System for a 600kW Photovoltaic System, the total sum of	$ 174,738	$ 210,000	$ 56,000	$ 48,234	$ 59,000	$ 51,000
	B1 + B2	TOTAL ALTERNATE B BASE BID (the sum of (B1) plus (B2))	$ 7,824,738	$ 7,130,000	$ 7,012,000	$ 7,271,000	$ 7,311,000	$ 6,048,000
700	C(1)	For providing, performing, and completing all Work related to a 700kW Photovoltaic System except Work specifically included in the lump sum amount set forth in (C2) below, the total sum of	$ 8,800,000	$ 7,930,000	$ 7,940,000	$ 8,222,766	$ 8,400,000	$ 6,962,000
	C(2)	For providing, performing, and completing all Work related to the SCADA System for a 700kW Photovoltaic System, the total sum of	$ 174,738	$ 210,000	$ 56,000	$ 48,234	$ 62,000	$ 51,000
	C1 + C2	TOTAL ALTERNATE C BASE BID (the sum of (C1) plus (C2))	$ 8,974,738	$ 8,140,000	$ 7,996,000	$ 8,271,000	$ 8,462,000	$ 7,013,000
800	D(1)	For providing, performing, and completing all Work related to a 800kW Photovoltaic System except Work specifically included in the lump sum amount set forth in (D2) below, the total sum of	$ 11,030,000	$ 8,940,000	$ 8,890,000	$ 8,222,766	$ 9,548,000	$ 7,927,000
	D(2)	For providing, performing, and completing all Work related to the SCADA System for a 800kW Photovoltaic System, the total sum of	$ 174,738	$ 210,000	$ 56,000	$ 48,234	$ 64,000	$ 51,000
	D1 + D2	TOTAL ALTERNATE D BASE BID (the sum of (D1) plus (D2))	$ 11,204,738	$ 9,150,000	$ 8,946,000	$ 8,271,000	$ 9,612,000	$ 7,978,000
900	E(1)	For providing, performing, and completing all Work related to a 900kW Photovoltaic System except Work specifically included in the lump sum amount set forth in (E2) below, the total sum of	$ 12,180,000	$ 10,100,000	$ 9,872,900	$ 10,222,766	$ 10,895,000	$ 8,891,000
	E(2)	For providing, performing, and completing all Work related to the SCADA System for a 900kW Photovoltaic System, the total sum of	$ 174,738	$ 210,000	$ 56,000	$ 48,234	$ 66,000	$ 51,000
	E1 + E2	TOTAL ALTERNATE E BASE BID (the sum of (E1) plus (E2))	$ 12,354,738	$ 10,310,000	$ 9,928,900	$ 10,271,000	$ 10,962,000	$ 8,942,000
1000	F(1)	For providing, performing, and completing all Work related to a 1,000kW Photovoltaic System except Work specifically included in the lump sum amount set forth in (F2) below, the total sum of	$ 13,230,000	$ 11,110,000	$ 10,854,800	$ 11,222,766	$ 11,809,000	$ 9,856,000
	F(2)	For providing, performing, and completing all Work related to the SCADA System for a 1,000kW Photovoltaic System, the total sum of	$ 174,738	$ 210,000	$ 56,000	$ 48,234	$ 68,000	$ 51,000
	F1 + F2	TOTAL ALTERNATE F BASE BID (the sum of (F1) plus (F2))	$ 13,404,738	$ 11,310,000	$ 10,910,800	$ 11,271,000	$ 11,907,000	$ 9,907,000
		ADDENDUM RECEIVED AND ACKNOWLEDGED (YES/NO)	N/A	N/A	N/A	N/A	N/A	
		BID BOND 10% (YES/NO)	Y	Y	Y	Y	Y	

Bid Tab 06 08 ff.xls

CONTRACT PSC-4/08 ESTIMATED COST SHARING BETWEEN DWC AND CITY OF CHICAGO

BIDDER: JJ HENDERSON (LOW BIDDER)

	CONSTRUCTION		ENGINEERING		TOTAL ENGINEERING AND CONSTRUCTION	BY INTERGOVERNMENTAL AGREEMENT: CHICAGO/DUPAGE	
1	For providing, performing, and completing all Work related to the **Generator Facilities and all other Work** except Work specifically included in the lump sum amounts set forth in (2), (3) and (4) below, the total sum of:	$15,140,000		$2,208,969			
	Four Stationary Generator Units (Patten Contract)	$2,723,184	Generator Facilities (Design, (50% of Generator Supply Contract Design Engineering, VE Studies, Corrosion Engineering), Bidding, Project Management and Construction Services)	$20,000	Estimated Combined Engineering and Construction Costs	City of Chicago Maximum Participation	DuPage Participation
	One Portable Generator Unit (Patten Contract)	$485,620					
	Commonwealth Edison Engineering/Relay Work Estimate	$800,000					
	50% of Value Engineering Contract (Fanning & Co.)			$97,851			
	EN Engineering Corrosion Review			$10,000			
	Advance Building Permit Review Fees			$21,833			
4A	For providing, performing, and completing all Work related to the SCADA System **for the Generator Facilities** , the total sum of:	$766,000					
	TOTAL DIVISION A	**$19,914,804**		**$2,358,653**	**$22,273,457**	**$8,500,000**	**$13,773,457**
2	For providing, performing, and completing all Work related to the Replacement of **Variable Frequency Drives**, the total sum of:	$1,278,000	Variable Frequncy Drive Replacement (Design, Bidding, Project Management and Construction Services)	$157,707		Equal Distribution of Costs DWC/COC	Equal Distribution of Costs DWC/COC
4B	For providing, performing, and completing all Work related to the **SCADA System for the Replacement Variable Frequency Drives** , the total sum of:	$25,000					
	TOTAL DIVISION B	**$1,303,000**		**$157,707**	**$1,460,707**	**$730,354**	**$730,354**
3	For providing, performing, and completing all Work related to the **Photovoltaic System**, the total sum of:		Photovoltaic System (Design, Bidding, Project Management and Construction Services)			City of Chicago Participation	DuPage Maximum Participation
	Reservoir pre-work and post-work inspection and documentation (TIC 06/02/08 estimate)						
4C	For providing, performing, and completing all Work related to the **SCADA System for the Photovoltaic System**, the total sum of:						
	TOTAL DIVISION C	**$0**		**$0**	**$0**		
TOTAL	**TOTAL CONSTRUCTION PRICE** (the sum of (1) plus (2) plus (3) plus the sum of (4)A, (4)B, and (4)C) **AND** Joint Purchase of Generator Units **AND** Commonwealth Edison work:	**$21,217,804**	**TOTAL ENGINEERING:**	**$2,516,360**	**$23,734,164**	**$9,230,354**	**$14,503,811**

BIDDER: DIVANE BROS. (LOW BIDDER)

Rebid	PV's (700 kW)	$7,940,000	Photovoltaic System (Design, Bidding, Project Management and Construction Services)	$1,094,636		City of Chicago Participation	DuPage Maximum Participation
	Reservoir pre-work and post-work inspection and documentation (TIC 06/02/08 estimate)			$17,000			
	SCADA for PVs (700 kW)	$56,000					
	TOTAL REBID	**$7,996,000**		**$1,111,636**	**$9,107,636**	**$5,107,636**	**$4,000,000**

TOTAL	**TOTAL CONSTRUCTION PRICE** (the sum of (1) plus (2) plus (3) plus the sum of (4)A, (4)B, and (4)C) **AND** 50% of Joint Purchase of Generator Units **AND** PV REBID	**$29,213,804**	TOTAL ENGINEERING:	**$3,627,996**	**$32,841,800**	**$14,337,990**	**$18,503,811**

Potential Budget	$ 15,000,000	$ 19,000,000
Available	$ 662,011	$ 496,190

DATE: July 3, 2008

REQUEST FOR BOARD ACTION

AGENDA SECTION	New Business	**ORIGINATING DEPARTMENT**	General Manager's Office
ITEM	An Ordinance Amending the By-Laws of the DuPage Water Commission (Amending Section 3 of Article XI) Ordinance No. O-7-08	**APPROVAL**	

Ordinance No. O-7-08: An Ordinance Amending the By-Laws of the DuPage Water Commission (Amending Section 3 of Article XI) would amend the Commission's Ethics Policy to provide that the benefit of any rewards program maintained by a Commission vendor must benefit the Commission and not any Commissioner, employee, or appointee of the Commission.

In accordance with the By-Laws, the Ordinance cannot be adopted at the same meeting at which it is initially considered. It is therefore on First Reading at the July 2008 meeting, for adoption at the August 2008 meeting.

To suspend the first reading requirements of the Commission's By-Laws and adopt Ordinance No. O-7-08 would require a two-thirds majority vote of the Commissioners present, in addition to a concurrence of a majority of the appointed Commissioners that is required to pass all Ordinances.

MOTION: To place Ordinance No. O-7-08 on First Reading **or, in the alternative,** To suspend the first reading requirements of the Commission's By-Laws and adopt Ordinance No. O-7-08.

DRAFT

DuPAGE WATER COMMISSION

ORDINANCE NO. O-7-08

AN ORDINANCE AMENDING THE
BY-LAWS OF THE DUPAGE WATER COMMISSION
(Amending Section 3 of Article XI)

WHEREAS, the Board of Commissioners of the DuPage Water Commission has determined that it is appropriate and in the best interests of the Commission to amend the Commission's By-Laws, as restated in Ordinance No. O-5-92 and amended by Ordinance Nos. O-1-93, O-1-94, O-14-94, O-10-99, O-7-00, O-11-02, O-2-04, O-11-04, O-12-04, O-1-05, and O-11-06, to amend its existing regulations regarding the solicitation and acceptance of gifts;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the DuPage Water Commission as follows:

SECTION ONE: Recitals. The foregoing recitals are hereby incorporated herein as findings of the Board of Commissioners of the DuPage Water Commission.

SECTION TWO: Amendment to Section 3 of Article XI. Subparagraph 3(b)2A of Paragraph 3(b)2, entitled "Exceptions," of Section 3, entitled "Gift Ban and Prohibited Political Activities," of Article XI, entitled "Conduct of the Commissioners, Officers and Employees of the Commission," of the Commission's By-Laws shall be, and it is hereby, amended in its entirety so that said Subparagraph 3(b)2A shall hereafter be and read as follows:

> "A. Opportunities, benefits, and services that are available on the same conditions as for the general public; provided, however, that any rewards program maintained by a vendor doing business with the Commission or an officer or employee of the Commission must benefit the Commission and not any officer or employee in their own right."

SECTION THREE: Effective Date. This Ordinance shall be in full force and effect from and after its adoption by a majority affirmative vote of all of the Commissioners, including the affirmative votes of at least one-third of the Commissioners appointed by the County Board Chairman and 40% of the Commissioners appointed by the Mayors.

AYES:

NAYS:

ABSENT:

ADOPTED this _____ day of _____, 2008.

_____
Chairman

ATTEST:

_____
Clerk

Board/Ordinances/O-7-08.doc

VENDOR SET: 01 DuPage Water Commission
BANK: 1L ILLINOIS FUNDS

Items Paid

VENDOR I.D.		NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1460		ACRES GROUP							
	I AEI_0049436	LANDSCAPE MAINT.: JUNE 2008	R	6/20/2008	3,375.00		004151		3,375.00
				*** VENDOR TOTALS ***			1 CHECKS		3,375.00
1169		ADT SECURITY SERVICES INC.							
	I 73329776	FIRE ALARM SYSTEM: 07/01-09/30	R	6/20/2008	109.10		004152		109.10
				*** VENDOR TOTALS ***			1 CHECKS		109.10
1087		ALLIANCE WINDOW CLEANING INC.							
	I-91748	WINDOW WASHING: MAY 2008	R	6/06/2008	300.00		004099		
	I-91908	WINDOW WASHING: MAY 2008	R	6/06/2008	164.00		004099		464.00
				*** VENDOR TOTALS ***			1 CHECKS		464.00
1459		ALPHA BUILDING MAINTENANCE SER							
	I-8515 DW	JANITORIAL SERVICE: 06/08	R	6/20/2008	1,584.00		004153		
	I-8516 DW	JANITORIAL SUPPLIES	R	6/20/2008	250.10		004153		1,834.10
				*** VENDOR TOTALS ***			1 CHECKS		1,834.10
1088		AMERICAN WATER WORKS ASSOCIATI							
	I-2000643612	MEMBERSHIP DUES - R. MARTIN	R	6/06/2008	308.00		004100		308.00
				*** VENDOR TOTALS ***			1 CHECKS		308.00
1292		APWA - IPSI							
	I-200806041711	APWA-ISPI BASIC INSTITUTE	R	6/06/2008	650.00		004101		650.00
				*** VENDOR TOTALS ***			1 CHECKS		650.00
1516		ARAMARK REFRESHMENT SERVICES							
	I-6062-117226	COFFEE & SUPPLIES	R	6/06/2008	164.50		004102		164.50
1516		ARAMARK REFRESHMENT SERVICES							
	I-6062-123132	COFFEE SUPPLIES	R	6/20/2008	29.75		004154		29.75
				*** VENDOR TOTALS ***			2 CHECKS		194.25
1397		AT&T							
	I-200806041712	DPPS PHONE SERV.: 05/22-06/21	R	6/06/2008	396.98		004103		
	I-200806041713	DPPS PHONE SERV.: 05/16-06/15	R	6/06/2008	780.35		004103		1,177.33
1397		AT&T							
	I-200806191726	DPPS PHONE SERV.: 06/04-07/03	R	6/20/2008	20.79		004155		20.79
				*** VENDOR TOTALS ***			2 CHECKS		1,198.12
1393		AT&T LONG DISTANCE							
	I-200806191727	DPPS LONG DIST. SERV.: 05/08	R	6/20/2008	99.09		004156		99.09
				*** VENDOR TOTALS ***			1 CHECKS		99.09

VENDOR SET: 01 DuPage Water Commission
BANK: IL ILLINOIS FUNDS

VENDOR I.D.	NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1072	AVALON PETROLEUM COMPANY							
I-427195	GASOLINE	R	6/06/2008	4,000.82		004104		4,000.82
				*** VENDOR TOTALS ***		1 CHECKS		4,000.82
1461	BUSINESS CARD							
I-200806191728	MAINTENANCE SUPPLIES	R	6/20/2008	63.63		004157		
I-200806191729	NSC & IL STATE BAR ASSOCIATION	R	6/20/2008	925.00		004157		
I-200806191730	AWWA CONFERENCE & EXPO	R	6/20/2008	8.41		004157		
I 200806201736	CONFERENCE, ADMIN, UNIFORMS	R	6/20/2008	1,741.96		004157		2,739.00
				*** VENDOR TOTALS ***		1 CHECKS		2,739.00
1049	CAMP DRESSER & MCKEE INC.							
I-80283792/40	PIPE LOOP TESTING: 03/02-03/2	R	6/06/2008	2,647.02		004105		2,647.02
1049	CAMP DRESSER & MCKEE INC.							
I-80286616/47	EVAL. ELECT. GEN. SUP. ALT.	R	6/20/2008	127,270.16		004158		127,270.16
				*** VENDOR TOTALS ***		2 CHECKS		129,917.18
1023	CDW GOVERNMENT, INC.							
I-KGM8661	FILE SERVER	R	6/06/2008	452.01		004106		
I-KGM8662	MS OFFICE SOFTWARE LICENSE	R	6/06/2008	459.94		004106		
I-KHP3894	MICROSOFT SQL SOFTWARE LICENSE	R	6/06/2008	1,566.14		004106		2,478.09
1023	CDW GOVERNMENT, INC.							
I-KPD7525	SERVER CONTROLLER BATTERY	R	6/20/2008	85.34		004159		
I-KQR6363	HP SERVER	R	6/20/2008	364.17		004159		449.51
				*** VENDOR TOTALS ***		2 CHECKS		2,927.60
1561	CITY OF CHICAGO - DEPT. OF REV							
I 200806041714	CITY OF CHICAGO - DEPT. OF REV	R	6/06/2008	2,790.00		004107		2,790.00
				*** VENDOR TOTALS ***		1 CHECKS		2,790.00
1134	CITY OF CHICAGO DEPARTMENT OF							
I-200806051721	LEX. PUMP STA. LABOR: 03/08	R	6/06/2008	35,681.67		004108		
I-200806051722	LEX. PUMP STA. LABOR: 04/08	R	6/06/2008	33,760.79		004108		69,442.46
1134	CITY OF CHICAGO DEPARTMENT OF							
I-200806191731	LEX. STA. ELECT.: 03/30-04/28	R	6/20/2008	97,485.22		004160		
I 200806191732	LEX. STA. ELECT.: 02/28-03/30	R	6/20/2008	102,549.09		004160		200,034.31
				*** VENDOR TOTALS ***		2 CHECKS		269,476.77
1153	CHICAGO SUBURBAN EXPRESS, INC.							
I 1425053	SHIPPING ON MAINT. SUPPLIES	R	6/06/2008	63.12		004109		63.12
				*** VENDOR TOTALS ***		1 CHECKS		63.12

VENDOR SET: 01 DuPage Water Commission
BANK: IL ILLINOIS FUNDS

VENDOR I.D.		NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1135		CITY OF CHICAGO SUPERINTENDENT							
	I 200806041715	WATER BILLING: 05/01-05/31/08	R	6/06/2008	3,905,850.62		004110		3,905,850.62
				*** VENDOR TOTALS ***			1 CHECKS		3,905,850.62
1179		CHICAGO TRIBUNE							
	I-499608001	BUDGET LEGAL NOTICE	R	6/06/2008	297.00		004111		297.00
				*** VENDOR TOTALS ***			1 CHECKS		297.00
1091		CINTAS FIRST AID & SAFETY							
	I-343495066	FIRST AID SUPPLIES	R	6/06/2008	158.40		004112		158.40
				*** VENDOR TOTALS ***			1 CHECKS		158.40
1377		CLC LUBRICANTS CO.							
	I-23913	OIL FOR PUMPS	R	6/20/2008	1,153.30		004161		1,153.30
				*** VENDOR TOTALS ***			1 CHECKS		1,153.30
1552		R. CLEVELAND U.G. TECHNOLOGIES							
	I-TW-4 # 2	TW-4: FINAL INVOICE # 2	R	6/06/2008	21,664.00		004113		21,664.00
				*** VENDOR TOTALS ***			1 CHECKS		21,664.00
1398		COMCAST							
	I-200806051716	INTERNET SERV.: 05/27-06/26	R	6/06/2008	84.95		004114		84.95
				*** VENDOR TOTALS ***			1 CHECKS		84.95
1009		COMED							
	I 200806201737	METER STATION ELECTRIC SERVICE	R	6/20/2008	5,434.10		004162		5,434.10
				*** VENDOR TOTALS ***			1 CHECKS		5,434.10
1024		CTE ENGINEERS							
	I 60040544-04	VALVE ACTUATORS: 04/08	R	6/06/2008	201.84		004115		201.84
1024		CTE ENGINEERS							
	I-4067539	CONCRETE RESERVOIR - 05/08	R	6/20/2008	23,947.83		004163		23,947.83
				*** VENDOR TOTALS ***			2 CHECKS		24,149.67
1583		CUTTING EDGE DOCUMENT DESTRUCT							
	I-12836	DESTRUCTION OF UNIFORMS	R	6/06/2008	129.15		004116		129.15
				*** VENDOR TOTALS ***			1 CHECKS		129.15
1438		D & S SALES							
	I 10736	VEHICLE MAINTENANCE	R	6/20/2008	121.09	12.11CR	004164		108.98
				*** VENDOR TOTALS ***			1 CHECKS		108.98
1025		DANKA OFFICE IMAGING							
	I-706081877	COPIER USAGE: 04/28-07/27/08	R	6/06/2008	371.82		004117		371.82
				*** VENDOR TOTALS ***			1 CHECKS		371.82

VENDOR SET: 01 DuPage Water Commission
BANK: IL ILLINOIS FUNDS

VENDOR I.D.		NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1240		DOOR SYSTEMS, INC.							
	I-0676174-IN	GATE AND DOOR REPAIRS	R	6/06/2008	1,654.50		004118		
	I-0676208-IN	GATE AND DOOR REPAIR	R	6/06/2008	238.42		004118		1,892.92
				*** VENDOR TOTALS ***			1 CHECKS		1,892.92
1233		ELMHURST MEMORIAL HOSPITAL							
	I 45599	PRE-EMPLOYMENT PHYSICAL	R	6/06/2008	70.00		004119		70.00
				*** VENDOR TOTALS ***			1 CHECKS		70.00
1097		ELMHURST PLAZA STANDARD INC.							
	I-31277	VEHICLE MAINTENANCE: M-63637	R	6/06/2008	28.50		004120		28.50
1097		ELMHURST PLAZA STANDARD INC.							
	I-10920	GASOLINE	R	6/20/2008	51.13		004165		
	I 12733	GASOLINE	R	6/20/2008	97.00		004165		
	I-31354	VEHICLE MAINTENANCE: M-127481	R	6/20/2008	133.90		004165		282.03
				*** VENDOR TOTALS ***			2 CHECKS		310.53
1446		EN ENGINEERING, LLC							
	I-0022517A	INDETERMN CORR ASSIST	R	6/06/2008	2,101.48		004121		
	I 0022609A	INDETERMN CORR ASSIST	R	6/06/2008	3,433.46		004121		
	I-0022727A	INDETERMN CORR ASSIST	R	6/06/2008	5,204.63		004121		
	I 0022923A-1	INDETERMN CORR ASSIST	R	6/06/2008	16,456.57		004121		27,196.14
1446		EN ENGINEERING, LLC							
	I 0023017	CRCUC REPRESENT	R	6/20/2008	345.72		004166		
	I-0023018	ROV-11A STRAY CURRENT	R	6/20/2008	5,906.10		004166		
	I-0023019	CP DESIGN S. TR MAIN	R	6/20/2008	877.64		004166		
	I-0023020	DC STRAY CURRENT 90" MAIN	R	6/20/2008	71.09		004166		
	I-0023021	STATIC INT TST	R	6/20/2008	5,631.09		004166		
	I-0023033	INDETERMN CORR ASSIST	R	6/20/2008	11,692.66		004166		24,524.30
				*** VENDOR TOTALS ***			2 CHECKS		51,720.44
1154		ENGLEWOOD ELECTRIC SUPPLY CO.							
	I 793577	EXIT LIGHT BATTERIES	R	6/20/2008	270.28		004167		270.28
				*** VENDOR TOTALS ***			1 CHECKS		270.28
1678		EXELON ENERGY INC.							
	I-1458634	DPPS ELECT. SERV.: 04/23-05/22	R	6/06/2008	186,680.65		004122		186,680.65
				*** VENDOR TOTALS ***			1 CHECKS		186,680.65
1065		FEDEX							
	I 2 727 01694	OVERNIGHT MAIL	R	6/06/2008	933.13		004123		933.13
				*** VENDOR TOTALS ***			1 CHECKS		933.13

VENDOR SET: 01 DuPage Water Commission
BANK: IL ILLINOIS FUNDS

VENDOR I.D.		NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1155		FLOWSERVE FSD CORPORATION							
	I M204257	INSTALLATION OF PUMP SEALS	R	6/20/2008	4,843.00		004168		
	I M210543	INSTALLATION OF PUMP SEALS	R	6/20/2008	7,292.19		004168		12,135.19
				*** VENDOR TOTALS ***			1 CHECKS		12,135.19
1274		FRANK FRELKA							
	I-200806201738	ESRI USER CONFERENCE	R	6/20/2008	503.00		004169		503.00
				*** VENDOR TOTALS ***			1 CHECKS		503.00
1166		GLENBARD ELECTRIC SUPPLY, INC.							
	I-1065954-01	CIRCUIT BREAKERS	R	6/20/2008	700.00		004170		700.00
				*** VENDOR TOTALS ***			1 CHECKS		700.00
1055		GRAINGER							
	I 9633580379	MAINTENANCE SUPPLIES	R	6/06/2008	409.32		004124		
	I-9634758586	MAINTENANCE SUPPLIES	R	6/06/2008	124.56		004124		
	I 9650439996	METER STATION MAINTENANCE	R	6/06/2008	223.60		004124		
	I 9650994875	METER STATION MAINTENANCE	R	6/06/2008	223.60		004124		981.08
				*** VENDOR TOTALS ***			1 CHECKS		981.08
1399		GREELEY AND HANSEN							
	I INV 0000250049	LEX PS GENERATION FACILITIES	R	6/20/2008	3,517.59		004171		
	I-INV 0000250050	LEXINGTON PS VAR FREQ DRIVES	R	6/20/2008	1,332.58		004171		
	I INV 0000250051	LEXINGTON PS PHOTOVOLTAIC CELL	R	6/20/2008	26,911.12		004171		31,761.29
				*** VENDOR TOTALS ***			1 CHECKS		31,761.29
1197		HD SUPPLY WATERWORKS, LTD.							
	C 7330325	CREDIT FOR OVERCHARGE	R	6/20/2008	56.00CR		004172		
	I 7209265	GASKETS	R	6/20/2008	236.00		004172		180.00
				*** VENDOR TOTALS ***			1 CHECKS		180.00
1101		HOLLAND & KNIGHT LLP							
	I-200806051720	LEGAL SERVICES: APR. 2008	R	6/20/2008	1,543.50		004173		1,543.50
				*** VENDOR TOTALS ***			1 CHECKS		1,543.50
1050		HOME DEPOT CREDIT SERVICES							
	I 0367682	MAINTENANCE SUPPLIES	R	6/20/2008	89.70		004174		
	I 0367694	MAINTENANCE SUPPLIES	R	6/20/2008	5.98		004174		
	I 1010235	METER STATION MAINTENANCE	R	6/20/2008	124.27		004174		
	I 1060651	PIPELINE SUPPLIES	R	6/20/2008	19.96		004174		
	I-1367540	MAINTENANCE SUPPLIES	R	6/20/2008	268.30		004174		
	I 1591930	METER STATION MAINTENANCE	R	6/20/2008	346.92		004174		
	I-3022390	MAINTENANCE SUPPLIES	R	6/20/2008	136.10		004174		
	I-9015937	MAINTENANCE SUPPLIES	R	6/20/2008	45.56		004174		
	I 9366140	MAINTENANCE SUPPLIES	R	6/20/2008	29.55		004174		1,066.34
				*** VENDOR TOTALS ***			1 CHECKS		1,066.34

VENDOR SET: 01 DuPage Water Commission
BANK: IL ILLINOIS FUNDS

VENDOR I.D.		NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1057		HSQ TECHNOLOGY							
	I 05-2446/8848	MAINT. AGREEMENT - 05/08-04/09	R	6/06/2008	6,000.00		004125		6,000.00
				*** VENDOR TOTALS ***			1 CHECKS		6,000.00
1225		IKON OFFICE SOLUTIONS							
	I-5008335753	COPIER USAGE: 03/31-04/29/08	R	6/20/2008	126.30		004175		
	I 5008345495	COPIER USAGE: 04/30-05/30/08	R	6/20/2008	351.00		004175		477.30
				*** VENDOR TOTALS ***			1 CHECKS		477.30
1082		ILLINOIS PAPER & COPIER CO.							
	I 466635-000	OFFICE SUPPLIES	R	6/20/2008	337.00		004176		
	I-466635-001	OFFICE SUPPLIES	R	6/20/2008	35.00		004176		372.00
				*** VENDOR TOTALS ***			1 CHECKS		372.00
1053		ILLINOIS PUBLIC RISK FUND							
	I 200806051717	WORKERS COMPENSATION INS.	R	6/06/2008	8,247.00		004126		8,247.00
				*** VENDOR TOTALS ***			1 CHECKS		8,247.00
1063		ILLINOIS SECTION AWWA							
	I-5266	BASIC WATER ANALYSIS	R	6/20/2008	50.00		004177		50.00
				*** VENDOR TOTALS ***			1 CHECKS		50.00
1198		JM PROCESS SYSTEMS, INC.							
	I-52808 A	SCADA/INSTRUMENTATION	R	6/06/2008	175.00		004127		175.00
				*** VENDOR TOTALS ***			1 CHECKS		175.00
1033		JOLIET JUNIOR COLLEGE							
	I-0354233U08	SCADA SYSTEMS, NEW SYS INSPEC	R	6/06/2008	118.00		004128		118.00
				*** VENDOR TOTALS ***			1 CHECKS		118.00
1032		JULIE, INC.							
	I 05 08 0437	UTILITY LOCATES: MAY 2008	R	6/20/2008	5,735.15		004178		5,735.15
				*** VENDOR TOTALS ***			1 CHECKS		5,735.15
1196		KARA COMPANY, INC.							
	I 237928	VERIZON DATA LINE GPS DATA	R	6/06/2008	60.70		004129		60.70
				*** VENDOR TOTALS ***			1 CHECKS		60.70
1036		LAWSON PRODUCTS, INC.							
	C 6638070	MAINTENANCE SUPPLIES - RETURNS	R	6/06/2008	68.53CR		004130		
	I 6638070	MAINTENANC SUPPLIES	R	6/06/2008	525.39		004130		456.86
1036		LAWSON PRODUCTS, INC.							
	I 6927663	MAINTENANCE SUPPLIES	R	6/20/2008	418.04		004179		
	I-6963232	BASE FOR EYEWASH STATION	R	6/20/2008	100.85	0.95CR	004179		
	I-6963230	MAINTENANCE SUPPLIES	R	6/20/2008	16.84	0.17CR	004179		534.61
				*** VENDOR TOTALS ***			2 CHECKS		991.47

VENDOR SET: 01 DuPage Water Commission
BANK: IL ILLINOIS FUNDS

VENDOR I.D.		NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1191		TERRANCE MC GHEE							
	I-200806191733	AWWA CONFERENCE & EXPO	R	6/20/2008	2,428.24		004180		2,428.24
					*** VENDOR TOTALS ***		1 CHECKS		2,428.24
1581		MC GLADREY & PULLEN, LLP							
	I-M-2845549-543	AUDIT SERVICES	R	6/06/2008	12,000.00		004131		12,000.00
1581		MC GLADREY & PULLEN, LLP							
	I M-2854630-543	AUDIT SERVICES	R	6/20/2008	18,000.00		004181		18,000.00
					*** VENDOR TOTALS ***		2 CHECKS		30,000.00
1054		MCMASTER-CARR SUPPLY COMPANY							
	I-88288023	MAINTENANCE SUPPLIES	R	6/06/2008	464.66	9.29CR	004132		
	I 88288024	MAINTENANCE SUPPLIES	R	6/06/2008	111.94	2.24CR	004132		565.07
					*** VENDOR TOTALS ***		1 CHECKS		565.07
1018		MEDLIN COMMUNICATIONS, INC.							
	I 00324	SERV. AGREEMENT - PHONE SYSTEM	R	6/06/2008	1,925.00		004133		1,925.00
					*** VENDOR TOTALS ***		1 CHECKS		1,925.00
1069		MEL'S ACE HARDWARE							
	I-405997/4	PIPELINE SUPPLIES	R	6/20/2008	4.04		004182		
	I-406004/4	PIPELINE SUPPLIES	R	6/20/2008	24.29		004182		
	I 406015/4	VEHICLE MAINTENANCE	R	6/20/2008	20.95		004182		
	I 406039/4	METER STATION MAINTENANCE	R	6/20/2008	153.87		004182		
	I 406086-4	VEHICLE MAINTENANCE	R	6/20/2008	14.70		004182		
	I-406191/4	LOCATOR BATTERIES	R	6/20/2008	28.77		004182		
	I 406240/4	MAINTENANCE SUPPLIES	R	6/20/2008	18.76		004182		265.38
					*** VENDOR TOTALS ***		1 CHECKS		265.38
1061		MENARDS- HILLSIDE							
	I-10183	MAINTENANCE SUPPLIES	R	6/20/2008	13.97		004183		
	I-12084	MAINTENANCE SUPPLIES	R	6/20/2008	6.99		004183		
	I-12845	MAINTENANCE SUPPLIES	R	6/20/2008	50.79		004183		
	I-14323	MAINTENANCE SUPPLIES	R	6/20/2008	6.73		004183		
	I 14329	MAINTENANCE SUPPLIES	R	6/20/2008	14.75		004183		
	I-15019	MAINTENANCE SUPPLIES	R	6/20/2008	60.26		004183		153.49
					*** VENDOR TOTALS ***		1 CHECKS		153.49
1021		NAPERVILLE, CITY OF							
	I-200806051718	METER STATION ELECTRIC	R	6/06/2008	294.06		004134		294.06
1021		NAPERVILLE, CITY OF							
	I-200806191734	METER STATION ELECTRIC SERVICE	R	6/20/2008	156.81		004184		156.81
					*** VENDOR TOTALS ***		2 CHECKS		450.87

VENDOR SET: 01 DuPage Water Commission
BANK: IL ILLINOIS FUNDS

VENDOR I.D.		NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1070		NATIONAL CITY BANK							
	I-498918	SAFEKEEPING FEES: APRIL 2008	R	6/06/2008	1,059.40		004135		1,059.40
					*** VENDOR TOTALS ***		1 CHECKS		1,059.40
1060		NTG, INC.							
	C 800243	CORROSION TELEMETRY REFUND	R	6/20/2008	37.00CR		004185		
	I-54670	CORROSION TELEMETRY	R	6/20/2008	103.00		004185		66.00
					*** VENDOR TOTALS ***		1 CHECKS		66.00
1111		NICOR GAS							
	I 200806051719	DPPS SERV.: 04/15/08-05/13/08	R	6/06/2008	1,486.69		004136		1,486.69
					*** VENDOR TOTALS ***		1 CHECKS		1,486.69
1260		NUGENT CONSULTING GROUP							
	I-191	INSURANCE CONSULTING	R	6/20/2008	2,000.00		004186		2,000.00
					*** VENDOR TOTALS ***		1 CHECKS		2,000.00
1395		OFFICE DEPOT							
	I-430812480 001	OFFICE SUPPLIES	R	6/06/2008	49.99		004137		
	I 431182479-001	OFFICE SUPPLIES	R	6/06/2008	69.99		004137		119.98
1395		OFFICE DEPOT							
	I 432673555-001	OFFICE SUPPLIES	R	6/20/2008	227.94		004187		
	I 433341995-001	OFFICE SUPPLIES	R	6/20/2008	35.86		004187		263.80
					*** VENDOR TOTALS ***		2 CHECKS		383.78
1584		OFFICE MAX INCORPORATED							
	I-579591	OFFICE SUPPLIES	R	6/20/2008	231.50		004188		231.50
					*** VENDOR TOTALS ***		1 CHECKS		231.50
1081		PATRICK ENGINEERING INC.							
	I 20206.003-1	GIS SUPPORT	R	6/20/2008	3,281.00		004189		3,281.00
					*** VENDOR TOTALS ***		1 CHECKS		3,281.00
1279		PETERS & ASSOCIATES							
	I 35272	BACKUP SERVER SUPPORT	R	6/06/2008	4,162.50		004138		
	I-35273	BACKUP & RDC SERVERS SUPPORT	R	6/06/2008	525.00		004138		
	I 35578	SQL SERVER UPGRADE	R	6/06/2008	1,387.50		004138		
	I-35662	SQL SERVER UPGRADE	R	6/06/2008	1,500.00		004138		7,575.00
1279		PETERS & ASSOCIATES							
	C 35766CR	SQL SERVICE UPGRADE REFUND	R	6/20/2008	412.50CR		004190		
	I 35836	SQL SERVER UPGRADE	R	6/20/2008	1,312.50		004190		
	I-35866	SQL SERVER UPGRADE	R	6/20/2008	1,012.50		004190		
	I-INV0022689	HP ANNUAL HARDWARE MAINTENANCE	R	6/20/2008	683.00		004190		
	I-INV0022744	COMPUTER MAINTENANCE	R	6/20/2008	172.00		004190		2,767.50
					*** VENDOR TOTALS ***		2 CHECKS		10,342.50

VENDOR SET: 01 DuPage Water Commission
BANK: IL ILLINOIS FUNDS

VENDOR I.D.		NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1158		PETTY CASH - CUSTODIAN							
	I-200806201739	PARKING, VEH. MAINT., ADMIN EX	R	6/20/2008	324.91		004191		324.91
				*** VENDOR TOTALS ***			1 CHECKS		324.91
1114		PITNEY BOWES							
	I 5795233-JN08	POSTAGE METER RENTAL	R	6/20/2008	630.00		004192		630.00
				*** VENDOR TOTALS ***			1 CHECKS		630.00
1280		PRIMERA							
	I-20216	COMPUTER ROOM HVAC UPGRADES	R	6/20/2008	1,670.21		004193		1,670.21
				*** VENDOR TOTALS ***			1 CHECKS		1,670.21
1039		QUILL CORPORATION							
	I-7559000	OFFICE SUPPLIES	R	6/06/2008	165.88		004139		165.88
1039		QUILL CORPORATION							
	I 7826622	OFFICE SUPPLIES	R	6/20/2008	40.63		004194		
	I-7956144	OFFICE SUPPLIES	R	6/20/2008	235.92		004194		276.55
				*** VENDOR TOTALS ***			2 CHECKS		442.43
1059		RED WING SHOE STORE							
	I 450000002527	SAFETY SHOES: J. NESBITT	R	6/06/2008	144.49		004140		144.49
1059		RED WING SHOE STORE							
	I-450000002556	SAFETY SHOES: M. CASTANEDA	R	6/20/2008	152.99		004195		152.99
				*** VENDOR TOTALS ***			2 CHECKS		297.48
1164		ROSEMOUNT INC.							
	I-2907818	PRESSURE TRANSMITTERS	R	6/20/2008	4,038.24		004196		4,038.24
				*** VENDOR TOTALS ***			1 CHECKS		4,038.24
1137		ROSSI CONTRACTORS, INC.							
	I QR7 018A	REPLACE MANHOLE FRAME & LID	R	6/20/2008	13,316.31		004197		13,316.31
				*** VENDOR TOTALS ***			1 CHECKS		13,316.31
1119		ROYAL OFFICE PRODUCTS							
	I-OE 568029-1	OFFICE SUPPLIES	R	6/20/2008	55.18		004198		
	I-OE 592646-1	OFFICE SUPPLIES	R	6/20/2008	161.20		004198		216.38
				*** VENDOR TOTALS ***			1 CHECKS		216.38
1329		C. SENRAD & ASSOCIATES							
	I 200806051723	CONSULTING	R	6/06/2008	7,312.50		004141		7,312.50
				*** VENDOR TOTALS ***			1 CHECKS		7,312.50

VENDOR SET: 01 DuPage Water Commission
BANK: IL ILLINOIS FUNDS

VENDOR I.D.		NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1302		SIR SPEEDY							
	I 50325	BROCHURES	R	6/20/2008	291.77		004199		291.77
				*** VENDOR TOTALS ***			1 CHECKS		291.77
1263		SKARSHAUG TESTING LABORATORY,							
	I-126168	ELECTRICAL GLOVE TESTING	R	6/06/2008	32.23		004142		32.23
				*** VENDOR TOTALS ***			1 CHECKS		32.23
1043		SOOPER LUBE							
	I-137092	VEHICLE MAINTENANCE: M-153835	R	6/06/2008	39.20		004143		
	I-137101	VEHICLE MAINTENANCE: M-149226	R	6/06/2008	53.19		004143		
	I 137386	VEHICLE MAINTENANCE	R	6/06/2008	32.49		004143		124.84
				*** VENDOR TOTALS ***			1 CHECKS		124.84
1040		SPECIALTY MAT SERVICE							
	I 441697	MAT SERVICE: 05/12/08	R	6/06/2008	56.20		004144		
	I 443584	MAT SERVICE: 05/26/08	R	6/06/2008	56.20		004144		112.40
				*** VENDOR TOTALS ***			1 CHECKS		112.40
1121		SPI ENERGY GROUP							
	I-200806191735	ELECTRIC CONTRACT	R	6/20/2008	230.00		004200		230.00
				*** VENDOR TOTALS ***			1 CHECKS		230.00
1582		SPOT COOLERS							
	I 027015	MAINTENANCE SUPPLIES	R	6/06/2008	3,302.50		004145		3,302.50
				*** VENDOR TOTALS ***			1 CHECKS		3,302.50
1462		SPRINT							
	I 948089810-006	CONNECTION CARD: 05/07-06/06	R	6/20/2008	50.72		004201		50.72
				*** VENDOR TOTALS ***			1 CHECKS		50.72
1268		SUBURBAN DOOR CHECK & LOCK SER							
	I 372523	SERVICE FOR DOOR LOCKS	R	6/20/2008	726.70		004202		726.70
				*** VENDOR TOTALS ***			1 CHECKS		726.70
1045		THOMAS PUMP COMPANY, INC.							
	I-083974	SUMP PUMPS	R	6/06/2008	4,088.00		004146		4,088.00
				*** VENDOR TOTALS ***			1 CHECKS		4,088.00
1123		THOMPSON ELEVATOR INSPECTION S							
	I-08 2726	ELEVATOR INSPECTION	R	6/20/2008	55.00		004203		55.00
				*** VENDOR TOTALS ***			1 CHECKS		55.00
1244		UNIQUE TRAVEL SERVICE							
	I 126504	NSC CONGRESS & EXPO	R	6/20/2008	381.00		004204		381.00
				*** VENDOR TOTALS ***			1 CHECKS		381.00

VENDOR SET: 01 DuPage Water Commission
BANK: IL ILLINOIS FUNDS

VENDOR I.D.		NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1425		VAN ELLA, INC.							
	I-3698642	BACKGROUND CHECKS	R	6/20/2008	148.00		004205		148.00
				*** VENDOR TOTALS ***			1 CHECKS		148.00
1427		VILLA PARK ELECTRIC SUPPLY CO.							
	I-01690921	UNIFORMS: M. WEED	R	6/06/2008	56.25		004147		
	I-01690923	UNIFORMS: R. SANCHEZ	R	6/06/2008	56.25		004147		112.50
1427		VILLA PARK ELECTRIC SUPPLY CO.							
	I-01690563	MAINTENANCE SUPPLIES	R	6/20/2008	43.22		004206		43.22
				*** VENDOR TOTALS ***			2 CHECKS		155.72
1131		VILLA PARK OFFICE EQUIPMENT							
	I 25816	LOCKING CABINET	R	6/06/2008	870.00		004148		870.00
				*** VENDOR TOTALS ***			1 CHECKS		870.00
1062		WASTE MANAGEMENT							
	I 1881989-2008-7	REFUSE DISPOSAL	R	6/06/2008	436.23		004149		436.23
				*** VENDOR TOTALS ***			1 CHECKS		436.23
1010		WEST							
	I-816056347	IL COMPILED STAT	R	6/20/2008	70.00		004207		
	I-816081950	WESTLAW: 05/01/08-05/31/08	R	6/20/2008	384.60		004207		454.60
				*** VENDOR TOTALS ***			1 CHECKS		454.60
1412		WESTIN ENGINEERING, INC.							
	I-30514	ASSET MGMT BEST PRACT. PHASE 4	R	6/06/2008	1,019.30		004150		1,019.30
1412		WESTIN ENGINEERING, INC.							
	I-30721	ASSET MGMT BEST PRACT. PHASE 4	R	6/20/2008	12,700.92		004208		12,700.92
				*** VENDOR TOTALS ***			2 CHECKS		13,720.22

* * T O T A L S * *	NO	CHECK AMOUNT	DISCOUNTS	TOTAL APPLIED
REGULAR CHECKS:	110	4,800,590.42	24.76	4,800,615.18
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
EFT:	0	0.00	0.00	0.00
NON CHECKS:	0	0.00	0.00	0.00
		VOID DEBITS	VOID DISCOUNTS	VOID CREDITS
VOID CHECKS:	0	0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR SET: 01 BANK: TOTAL	110	4,800,590.42	0.00	4,800,590.42
BANK: TOTALS:	110	4,800,590.42	24.76	4,800,615.18
REPORT TOTALS:	110	4,800,590.42	24.76	4,800,615.18

SELECTION CRITERIA

VENDOR SET: 01-DUPAGE WATER COMMISSION
VENDOR: ALL
BANK CODES: Include: IL
FUNDS: All

CHECK SELECTION

CHECK RANGE: 000000 THRU 999999
DATE RANGE: 6/01/2008 THRU 6/30/2008
CHECK AMOUNT RANGE: 0.00 THRU 999,999,999.99
INCLUDE ALL VOIDS: NO

PRINT OPTIONS
SEQUENCE: VENDOR SORT KEY

PRINT TRANSACTIONS: YES
PRINT G/L: NO
UNPOSTED ONLY: NO
MANUAL ONLY: NO
STUB COMMENTS: NO
REPORT FOOTER: NO
CHECK STATUS: NO
PRINT STATUS: * - All

PACKET: 01028 HOLD FOR BOARD APPROVAL
VENDOR SET: 01 DUPAGE WATER COMMISSION
SEQUENCE : ALPHABETIC
DUE TO/FROM ACCOUNTS SUPPRESSED

Accounts Payable

--------ID-------- POST DATE	BANK CODE	---------DESCRIPTION---------	GROSS DISCOUNT	P.O. # G/L ACCOUNT	------ACCOUNT NAME------	DISTRIBUTION
01 1101 HOLLAND & KNIGHT LLP						
1-200807011743		LEGAL SERVICES: MAY 2008	1,374.00			
7/10/2008	IL	DUE: 6/19/2008 DISC: 6/19/2008		1099: N		
		LEGAL SERVICES: MAY 2008		01 60-6251	LEGAL SERVICES- GENERAL	1,374.00
		=== VENDOR TOTALS ===	1,374.00			
		=== PACKET TOTALS ===	1,374.00			

PACKET: 01028 HOLD FOR BOARD APPROVAL
VENDOR SET: 01 DUPAGE WATER COMMISSION
SEQUENCE : ALPHABETIC
DUE TO/FROM ACCOUNTS SUPPRESSED

** T O T A L S **

INVOICE TOTALS	1,374.00
DEBIT MEMO TOTALS	0.00
CREDIT MEMO TOTALS	0.00
BATCH TOTALS	1,374.00

** G/L ACCOUNT TOTALS **

					=========LINE ITEM=========			========GROUP BUDGET======		
BANK	YEAR	ACCOUNT	NAME	AMOUNT	ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG	ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG
	2008-2009	01 -60 6251	LEGAL SERVICES- GENERAL	1,374.00	90,000	88,582.50				
			** 2008-2009 YEAR TOTALS	1,374.00						

PACKET: 01028 HOLD FOR BOARD APPROVAL

VENDOR SET: 01 DUPAGE WATER COMMISSION

SEQUENCE : ALPHABETIC

DUE TO/FROM ACCOUNTS SUPPRESSED

** POSTING PERIOD RECAP **

FUND	PERIOD	AMOUNT
01	7/2008	1,374.00

NO ERRORS

** END OF REPORT **

TOTAL ERRORS: 0

DuPage Water Commission
MEMORANDUM

TO: Commissioners

FROM: Chairman S. Louis Rathje

DATE: July 3, 2008

SUBJECT: Committee Assignments

Please send me an e-mail with your choices for committee assignments. I hope to have appointments for your confirmation at the August Commission meeting.

Municipal Secondary Market Disclosure Information Cover Sheet

This cover sheet should be sent with all submissions made to the Municipal Securities Rulemaking Board, Nationally Recognized Municipal Securities Information Repositories, and any applicable State Information Depository, whether the filing is voluntary or made pursuant to Securities and Exchange Commission rule 15c2-12 or any analogous state statute.

See www.sec.gov/info/municipal/nrmsir.htm for list of current NRMSIRs and SIDs

IF THIS FILING RELATES TO A SINGLE BOND ISSUE:

Provide name of bond issue exactly as it appears on the cover of the Official Statement (please include name of state where issuer is located):

$135,995,000
DuPage Water Commission
(DuPage, Cook and Will Counties, Illinois)
Water Revenue Refunding Bonds
Series 2003

Provide nine-digit CUSIP* numbers if available, to which the information relates:

263520 BS6	263520 BY3	
263520 BT4	263520 BZ0	
263520 BU1		
263520 BV9		
263520 BW7		
263520 BX5		

IF THIS FILING RELATES TO ALL SECURITIES ISSUED BY THE ISSUER OR ALL SECURITIES OF A SPECIFIC CREDIT OR ISSUED UNDER A SINGLE INDENTURE:

Issuer's Name (please include name of state where Issuer is located): _____

Other Obligated Person's Name (if any): _____
(Exactly as it appears on the Official Statement Cover)

Provide six-digit CUSIP* number(s), if available, of Issuer: _____

*(Contact CUSIP's Municipal Disclosure Assistance Line at 212.438.6518 for assistance with obtaining the proper CUSIP numbers.)

TYPE OF FILING:

☐ Electronic (number of pages attached)_____ ☒ Paper (number of pages attached) 2

If information is also available on the Internet, give URL: _____

WHAT TYPE OF INFORMATION ARE YOU PROVIDING? (Check all that apply)

A. ☐ Annual Financial Information and Operating Data pursuant to Rule 15c2-12
(Financial information and operating data should not be filed with the MSRB.)

Fiscal Period Covered: _____

B. ☐ Financial Statements or CAFR pursuant to Rule 15c2-12

Fiscal Period Covered: _____

C. ☒ Notice of a Material Event pursuant to Rule 15c2-12 (Check as appropriate)

1. ☐ Principal and interest payment delinquencies
2. ☐ Non-payment related defaults
3. ☐ Unscheduled draws on debt service reserves reflecting financial difficulties
4. ☐ Unscheduled draws on credit enhancements reflecting financial difficulties
5. ☐ Substitution of credit or liquidity providers, or their failure to perform
6. ☐ Adverse tax opinions or events affecting the tax-exempt status of the security
7. ☐ Modifications to rights of security holders
8. ☐ Bond calls
9. ☐ Defeasances
10. ☐ Release, substitution, or sale of property securing repayment of the securities
11. ☒ Rating changes

D. ☐ Notice of Failure to Provide Annual Financial Information as Required

E. ☐ Other Secondary Market Information (Specify): _____

I hereby represent that I am authorized by the issuer or obligor or its agent to distribute this information publicly:

Issuer Contact:

Name ROBERT L. MARTIN Title GENERAL MANAGER

Employer DU PAGE WATER COMMISSION

Address 600 E. BUTTERFIELD ROAD City ELMHURST State IL Zip Code 60126

Telephone 630-834-0100 Fax 630-834-0120

Email Address martin@dpwc.org Issuer Web Site Address www.dpwc.org

Dissemination Agent Contact, if any:

Name _____ Title _____

Employer _____

Address _____ City _____ State _____ Zip Code _____

Telephone _____ Fax _____

Email Address _____ Relationship to Issuer _____

Obligor Contact, if any:

Name _____ Title _____

Employer _____

Address _____ City _____ State _____ Zip Code _____

Telephone _____ Fax _____

Email Address _____ Obligor Web Site Address _____

Investor Relations Contact, if any:

Name _____ Title _____

Telephone _____ Email Address _____

Material Events Notice

This material events notice is being filed pursuant to the continuing disclosure obligation to provide notice of rating changes related to the DuPage Water Commission's Water Revenue Refunding Bonds, Series 2003 (the "Series 2003 Bonds"):

MATURITY SCHEDULE

Due May 1	Amount	Interest Rate	CUSIP	Due May 1	Amount	Interest Rate	CUSIP
2009	9,580,000	5.00	263520 BS6	2013	11,645,000	5.25%	263520 BW7
2010	10,060,000	5.00	263520 BT4	2014	12,255,000	5.25	263520 BX5
2011	10,565,000	5.00	263520 BU1	2015	12,900.000	5.25	263520 BY3
2012	11,090,000	5.00	263520 BV9	2016	13,575,000	5.25	263520 BZ0

Ambac Assurance Corporation (the "Bond Insurer") is the issuer of a financial guaranty insurance policy relating to the Series 2003 Bonds and insuring payment, when scheduled, of principal and interest on the Series 2003 Bonds maturing on May 1 of the years 2009 through 2016, inclusive (collectively, the "Insured Bonds"). The Bond Insurer is also the provider of a debt service reserve insurance bond assuring the timely payment of principal or interest, or both, on outstanding Series 2003 Bonds in a stated amount not-to-exceed $14,292,838.78, subject only to notification that there are insufficient funds therefor.

On June 19, 2008, Moody's Investors Service, Inc. ("Moody's") downgraded the Bond Insurer from Aaa to Aa3, with a negative ratings outlook, and also downgraded to Aa3 each of the Moody's-rated bonds insured by the Bond Insurer except those with higher public underlying ratings such as the Insured Bonds. Consequently, the insured rating on the Insured Bonds was downgraded by Moody's from Aaa to Aa1, and no change was made to the Aa1 underlying rating on the Insured Bonds nor to the "not on watch" classification of the Insured Bonds.

As a result, the current (as of July 1, 2008) Moody's ratings on the Series 2003 Bonds are as follows:

Due May 1	Moody's Rating	CUSIP	Due May 1	Moody's Rating	CUSIP
2009	Underlying Aa1	263520 BS6	2013	Underlying Aa1	263520 BW7
	Insured Aa1			Insured Aa1	
2010	Underlying Aa1	263520 BT4	2014	Underlying Aa1	263520 BX5
	Insured Aa1			Insured Aa1	
2011	Underlying Aa1	263520 BU1	2015	Underlying Aa1	263520 BY3
	Insured Aa1			Insured Aa1	
2012	Underlying Aa1	263520 BV9	2016	Underlying Aa1	263520 BZ0
	Insured Aa1			Insured Aa1	

In addition, after Fitch Ratings ("Fitch") downgraded the Bond Insurer and the insured rating on the Insured Bonds from AAA to AA on January 18, 2008, with a "ratings watch negative" classification (see March 6, 2008, Material Events Notice), Fitch announced

on June 26, 2008, that it was withdrawing its rating of the Bond Insurer and Ambac-insured municipal securities for which Fitch does not maintain underlying ratings. Thus, Fitch has withdrawn its rating on the Insured Bonds because the Commission never requested a rating from Fitch on any of the Series 2003 Bonds, whether insured or uninsured.

Finally, even though Standard & Poor's Ratings Service ("S&P") downgraded the Bond Insurer's rating to AA on June 5, 2008, and classified the Bond Insurer's AA rating as on credit watch with negative implications, S&P did not make any change to the insured or underlying ratings on the Series 2003 Bonds.

Thus, the current (as of July 1, 2008) ratings on the Series 2003 Bonds from all three ratings agencies are as follows:

Due May 1	S&P	Moody's	Fitch	CUSIP	Due May 1	S&P	Moody's	Fitch	CUSIP
2009	AAA/Stable AAA/Stable(SPUR)	Underlying Aa1 Insured Aa1		263520 BS6	2013	AAA/Stable AAA/Stable(SPUR)	Underlying Aa1 Insured Aa1		263520 BW7
2010	AAA/Stable AAA/Stable(SPUR)	Underlying Aa1 Insured Aa1		263520 BT4	2014	AAA/Stable AAA/Stable(SPUR)	Underlying Aa1 Insured Aa1		263520 BX5
2011	AAA/Stable AAA/Stable(SPUR)	Underlying Aa1 Insured Aa1		263520 BU1	2015	AAA/Stable AAA/Stable(SPUR)	Underlying Aa1 Insured Aa1		263520 BY3
2012	AAA/Stable AAA/Stable(SPUR)	Underlying Aa1 Insured Aa1 Insured Aa1		263520 BV9	2016	AAA/Stable AAA/Stable(SPUR)	Underlying Aa1 Insured Aa1		263520 BZ0

The ratings assigned to the 2003 Bonds reflect only the views of the respective rating agencies, and an explanation of the significance of such ratings may be obtained only from the respective rating agency. Generally, rating agencies base their ratings on the information and materials furnished to them and, in addition, on investigations, studies, and assumptions made by the rating agencies themselves. There is no assurance that any such rating will be maintained for any given period of time or that any such rating may not be raised, lowered, lowered again, or withdrawn entirely by the respective rating agency if in its judgment circumstances so warrant. Any downward revision in or withdrawal of any such rating may have an adverse effect on the market price of the Series 2003 Bonds.

For any additional description of the ratings and their meanings, the respective rating agency should be contacted.