

**MINUTES OF A MEETING OF THE
DuPAGE WATER COMMISSION
HELD ON THURSDAY, FEBRUARY 17, 2022
600 E. BUTTERFIELD ROAD
ELMHURST, ILLINOIS**

The meeting was called to order by Chairman Zay at 6:42 P.M.

Commissioners in attendance: J. Broda, J. Fennell, J. Healy, D. Novotny, J. Pruyne, K. Rush, F. Saverino, and J. Zay

Commissioner(s) in attendance via Microsoft teams: D. Bouckaert

Commissioner(s) in attendance via Teleconference: R. Gans

Commissioners Absent: P. Gustin, D. Russo and P. Suess

Also in attendance: Treasurer W. Fates, T. McGhee, C. Johnson, C. Peterson, A. Stark, D. Cuvalo, D. Mundall, P. Luetkehans of Luetkehans, Brady, Garner & Armstrong LLC., D. Kohn, Deputy Commissioner, regional Partnerships, Department of Water Management, with the City of Chicago

PLAQUE PRESENTATION

Carolyn Johnson – Executive Assistant/Clerk

Chairman Zay presented a plaque to Executive Assistant/Clerk Carolyn Johnson in celebration of her retirement and years of service to the Commission. Chairman Zay thanked Executive Assistant/Clerk Johnson for her years of dedication to the Commission and wished her a healthy and happy retirement. Executive Assistant/Clerk Johnson thanked Chairman Zay and the Commissioners for their support and leadership and for the many opportunities the Commission had given her and wished everyone continued success.

OFFICER APPOINTMENT

Clerk of the DuPage Water Commission

Commissioner Healy moved to confirm Chairman Zay's appointment of Danna Mundall to serve as the Clerk of the DuPage Water Commission commencing March 1, 2022, and serve until a successor is duly appointed and confirmed. Seconded by Commissioner Saverino and unanimously approved on a voice vote.

All voted aye. Motion carried.

PUBLIC COMMENT

None

APPROVAL OF MINUTES

Commissioner Pruyn moved to approve the Minutes of the January 20, 2022 Special Meeting, the Minutes of the January 20, 2022 Regular Commission Meeting and the Minutes of the January 20, 2022 Executive Session Meeting of the DuPage Water Commission. Seconded by Commissioner Broda and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

TREASURER'S REPORT

Treasurer Fates presented the January 2022 Treasurer's Report consisting of 13 pages with pages 1 and 2 containing a brief summary of the report.

Treasurer Fates pointed out the \$216.3 million of cash and investments on page 4, which reflected a decrease of about \$0.6 million from the previous month. Treasurer Fates also pointed out the schedule of investments on pages 5 through 11 totaling \$178.5 million and the market yield on the total portfolio showed 0.94% which is unchanged from the prior month. On page 12, the statement of cash flows showed an increase in cash and investments by about \$5.6 million and operating activities increased by approximately \$4.6 million. On page 13, the monthly cash/operating report showed that the Commission has met all recommended reserve balances.

Commissioner Healy moved to accept the January 2022 Treasurer's Report. Seconded by Commissioner Fennell and unanimously approved by a Voice Vote.

All voted aye. Motion carried.

COMMITTEE REPORTS

Finance Committee – Meeting cancelled

Administration Committee – Meeting cancelled

Engineering & Construction Committee – Meeting cancelled

After providing a brief summary, Commissioner Fennell moved to adopt item numbers 2 through 7 under the Engineering & Construction Report section of the Agenda in a single group pursuant to the Omnibus Vote Procedures. Seconded by Commissioner Saverino and unanimously approved by a Roll Call Vote.

Ayes: D. Bouckaert (via Microsoft Teams), J. Broda, J. Fennell, R. Gans (via Teleconference), J. Healy, D. Novotny, J. Pruyn, K. Rush, F. Saverino, and J. Zay

Minutes of the 2/17/2022 Commission Meeting

Nays: None

Absent: P. Gustin, D. Russo and P. Sues

Item 2: Resolution No. R-8-22: A Resolution Approving and Ratifying Certain Work Authorization Orders Under Quick Response Contract QR-12/21 at the February 17, 2022 DuPage Water Commission Meeting. (John Neri Construction Co. Inc., at an estimated cost of \$110,000.00)

Item 3: Resolution No. R-9-22: A Resolution Approving and Ratifying Task Order No. 19 under a Master Contract with AECOM Technical Services, Inc., at the February 17, 2022 DuPage Water Commission Meeting. (Not to Exceed \$20,000)

Item 4: Resolution No. R-10-22: A Resolution Approving and Ratifying Task Order No. 4 under a Master Contract with DeLasCasas CP, LLC., at the February 17, 2022 DuPage Water Commission Meeting. (Not to Exceed \$13,000)

Item 5: Resolution No. R-11-22: A Resolution Approving Work Authorization Order 8 under Quick Response Contract QR- 12/21 at the February 17, 2022 DuPage Water Commission Meeting (Rossi Contractors, Inc., at an Estimated Cost of \$15,000)

Item 6: Resolution No. R-12-22: A Resolution Approving and Ratifying certain Work Authorization Orders under Quick Response Electrical Contact QRE-9/20 at the February 17, 2022 DuPage Water Commission Meeting (McWilliams Electric Co. Inc., at an Estimated Cost \$2,697.65)

Item 7: Resolution No. R-13-22: A Resolution Approving a First Amendment to Task Order No. 2 under a Master Contract with DeLasCasas CP, LLC., at the February 17, 2022 DuPage Water Commission Meeting. (at a cost of \$30,550)

ACCOUNTS PAYABLE

Commissioner Healy moved to approve the Accounts Payable in the amount of \$8,842,553.65 subject to submission of all contractually required documentation, for invoices that have been received and to approve the Accounts Payable in the amount of \$1,109,625.00 subject to submission of all contractually required documentation, for invoices that have not yet been received but have been estimated. Seconded by Commissioner Broda and unanimously approved by a Roll Call Vote.

Ayes: D. Bouckaert (via Microsoft Teams), J. Broda, J. Fennell, R. Gans (via Teleconference), J. Healy, D. Novotny, J. Prunyn, K. Rush, F. Saverino, and J. Zay

Nays: None

Absent: P. Gustin, D. Russo and P. Sues

CHAIRMAN'S REPORT

Chairman Zay reminded the Board Members to complete their annual ethics training and forward their certificate to staff. Commissioner Pruyne requested the ethics email be resent.

Regarding the FY2022-2023 Tentative Draft Budget, Chairman Zay asked the Board Members to forward any questions to Interim Manager of Water Operations McGhee so staff can prepare a question/answer sheet.

Next, Chairman Zay informed Board members that the Village of Romeoville had selected the City of Joliet as their water supplier. Chairman Zay went on to inform the Board that Commission's consultant John J. Millner notified him that Kane County has shown a possible interest in joining the Commission and that a preliminary meeting had been scheduled for the following week with updates being provided at the next meeting.

Interim Manager of Water Operations McGhee gave a brief update on the status of the Village of Oak Brook regarding their interest in selling part of their water system (5 zones outside the corporate limits) to a private company called Aqua Illinois. Interim Manager of Water Operations McGhee stated that agreements have been prepared with all parties ready to move forward with the Oak Brook wheeling agreement.

Interim Manager of Water Operations McGhee noted that things are progressing well with the Villages of Montgomery and Oswego, and the City of Yorkville and that a meeting had been scheduled for the following week. Updates will be provided at the next meeting. Chairman Zay added that Legislation to add a seventh district are being sponsored by various representatives and looks to be favorable. Next steps would be contract negotiations.

OMNIBUS VOTE REQUIRING MAJORITY VOTE

None

OMNIBUS VOTE REQUIRING SUPER-MAJORITY OR SPECIAL MAJORITY VOTE

None

OLD BUSINESS

None

NEW BUSINESS

None

EXECUTIVE SESSION

None

GENERAL MANAGER APPOINTMENT

Commissioner Fennell moved to Adopt Resolution No. R-15-22: A Resolution Approving an Employment Agreement with Paul D. May. Seconded by Commissioner Broda and unanimously approved by a Roll Call Vote.

Ayes: D. Bouckaert (via Microsoft Teams), J. Broda, J. Fennell, R. Gans (via Teleconference), J. Healy, D. Novotny, J. Pruyne, K. Rush, F. Saverino, and J. Zay

Nays: None

Absent: P. Gustin, D. Russo and P. Sues

Chairman Zay congratulated Mr. May (attending via Microsoft Teams) on his appointment and welcomed him as the new General Manager. Mr. May thanked Chairman Zay and the Commissioners for the opportunity stating that he was excited to get started.

SEPARATION AND CONSULTING AGREEMENT

Commissioner Healy moved to Adopt Resolution No. R-16-22: A Resolution Approving a Separation Agreement and Consulting Agreement with John Spatz. Seconded by Commissioner Saverino unanimously approved by a Roll Call Vote.

Ayes: D. Bouckaert (via Microsoft Teams), J. Broda, J. Fennell, R. Gans (via Teleconference), J. Healy, D. Novotny, J. Pruyne, K. Rush, F. Saverino, and J. Zay

Nays: None

Absent: P. Gustin, D. Russo and P. Sues

Before the meeting adjourned, Commissioner Saverino referred to the recent fire in the Village of Bartlett that burned for five days and asked who would be responsible for the cost of more than ten million gallons of water supplied to extinguish the fire. Chairman Zay replied that the company responsible for the fire would be responsible for the cost.

With no further discussion, Commissioner Broda moved to adjourn the meeting at 7:08 P.M. Seconded by Commissioner Healy and unanimously approved by a Voice Vote.

All voted aye. Motion carried.