

MINUTES

The monthly meeting of the Downers Grove Sanitary District Board of Trustees was held on Tuesday, June 14, 2011, convening at 7:00 p.m. The meeting was held at the District's Administration Center, 2710 Curtiss Street, Downers Grove. Present were President Donald E. Eckmann, Trustee Wallace D. Van Buren, Trustee Edward C. Richard, General Manager Nicholas J. Menninga, Administrative Services Director W. Clay Campbell, Sewer Construction Supervisor Theodore T. Cherwak, Senior Advisor Lawrence C. Cox, Board of Local Improvements Member W. Robert Ivarson, Jr., and Attorney Michael C. Wiedel. Also present were Larry Falbe with Quarles & Brady, LLP, and Steve and Sue Herald, Downers Grove residents.

Minutes of Regular Meeting – May 10, 2011

A motion by Trustee Van Buren seconded by Trustee Richard was made approving the minutes of the regular meeting held on May 10, 2011, as presented. The motion carried.

Public Comment

Steve and Sue Herald were present regarding a shared building sanitary sewer service to the properties at 4721 and 4725 Prince Street. They requested that the rerouting of the services be eligible under the District's Building Sanitary Service Repair Assistance Program and that the District pay all of the costs they incurred as a result of the backup on May 26. After a review of their request, the Board concurred that the rerouting work was not eligible under the District's Building Sanitary Service Repair Assistance Program and that the Heralds were solely responsible for the costs of rerouting their private sanitary sewer service.

Recess for Executive Session

A motion by Trustee Van Buren seconded by Trustee Richard was made to recess the regular meeting and convene an executive session at 7:38 p.m. under exception 2(c)(11) of the Open Meetings Act to discuss ongoing litigation. The motion carried. (Votes recorded: Ayes–Eckmann, Van Buren and Richard.)

A motion by Trustee Richard seconded by Trustee Van Buren was made to adjourn the executive session and reconvene the regular meeting at 8:46 p.m. The motion carried. (Votes recorded: Ayes–Eckmann, Van Buren and Richard.)

Claim Ordinance No. 1782

A motion by Trustee Richard seconded by Trustee Van Buren was made adopting Claim Ordinance No. 1782 in the total amount of \$825,028.50 as presented and authorizing the President and Clerk to sign same. The motion carried. (Votes recorded: Ayes–Eckmann, Van Buren and Richard.)

Prevailing Wage Ordinance

Administrative Services Director Campbell presented Ordinance No. ORD 11-02 required under the Illinois Prevailing Wage Act. This Ordinance must be approved in June of each year. A motion by Trustee Van Buren seconded by Trustee Richard was made approving Ordinance No. ORD 11-02 and authorizing the President and Clerk to sign same. The motion carried. (Votes recorded: Ayes-Van Buren and Richard. Nay-Eckmann.)

2011 Levy Ordinance

Administrative Services Director Campbell presented a proposed Levy Ordinance for Fiscal Year 2011-2012 in the amount of \$1,047,800 for sewer repairs and replacements and repayments of loans under the American Recovery and Reinvestment Act of 2009/Illinois Environmental Protection Agency's Water Pollution Control Loan Program. This levy will be reflected in real estate tax bills in 2012. A motion by Trustee Richard seconded by Trustee Van Buren was made adopting the Levy Ordinance for Fiscal Year 2011-2012 in the amount of \$1,047,800 for sewer repairs and replacements and repayments of loans under the American Recovery and Reinvestment Act of 2009/Illinois Environmental Protection Agency's Water Pollution Control Loan Program and authorizing the President and Clerk to sign same, adopting the Certificate of Levy and authorizing the Clerk to sign same, and authorizing Assistant Clerk Campbell to sign the Certificate of Inapplicability. The motion carried. (Votes recorded: Ayes-Eckmann, Van Buren and Richard.)

American Recovery and Reinvestment Act Sewer Rehabilitation Project-Change Order No. 4

General Manager Menninga presented Change Order No. 4 to the Sanitary Sewer Rehabilitation Project contract with National Power Rodding Corporation for a net reduction in the contract price of \$2,772.49 and to extend the substantial completion date to July 29, 2011 and the final completion date to August 15, 2011. This project is funded by the American Reinvestment and Recovery Act. A motion by Trustee Van Buren seconded by Trustee Richard was made approving Change Order No. 4 to the Sanitary Sewer Rehabilitation Project contract with National Power Rodding Corporation for a net reduction in the contract price of \$2,772.49 and to extend the substantial completion date to July 29, 2011 and the final completion date to August 15, 2011 and authorizing the General Manager to sign same. The motion carried. (Votes recorded: Ayes-Eckmann, Van Buren and Richard.)

Annexation Ordinance No. AO 2011-03 – 2537 Indianapolis, Downers Grove

Sewer Construction Supervisor Cherwak presented Annexation Ordinance No. AO 2011-03 for the annexation of one single family lot located at 2537 Indianapolis, Downers Grove. A motion by Trustee Richard seconded by Trustee Van Buren was made adopting Annexation Ordinance No. AO 2011-03 as presented and authorizing the President and Clerk to sign same. The motion carried. (Votes recorded: Ayes-Eckmann, Van Buren and Richard.)

Investment in Certificate of Deposit – Bridgeview Bank

Administrative Services Director Campbell presented a certificate of deposit with a term of eleven months in the amount of \$250,000 that staff had invested with Bridgeview Bank, Woodridge on May 27, 2011. This certificate of deposit is secured by the Federal Deposit

Insurance Corporation. A motion by Trustee Van Buren seconded by Trustee Richard was made ratifying the actions of staff on behalf of the District to open a certificate of deposit in the amount of \$250,000 with Bridgeview Bank, Woodridge, at an interest rate of 1.0 percent and a term of eleven months. The motion carried. (Votes recorded: Ayes-Eckmann, Van Buren and Richard.)

Upon a motion by Trustee Richard seconded by Trustee Van Buren the regular meeting adjourned at 9:12 p.m. The motion carried.

Approved: July 12, 2011

 /s/ Donald S. Eckmann /s/
President

Attest: /s/ Edward C. Richard /s/
Clerk