

Minutes of the regular meeting of the Board of Local Improvements of the Fox River Water Reclamation District held on Monday, April 24, 2017 at the Administration Building at 1957 North LaFox, South Elgin, Illinois. Present were President Bruce Corn, Vice-President Steven J. Rauschenberger, Clerk-Treasurer Benjamin P. Bernal, Trustee Arthur Malm, and Trustee Gary Hyman.

Staff present included Executive Director Bob Trueblood, Technical Services Director Beth Vogt, Finance Manager Nazer Uddin, Assistant Clerk Kim Narvaiz and Attorney Doug Schefflow.

President Corn called the meeting to order at 9:00 A.M.

APPROVAL OF MINUTES APRIL 10, 2017

Trustee Hyman made a motion, seconded by Trustee Rauschenberger, to approve the minutes of the April 10, 2017 Board of Local Improvements as written. Ayes, Trustees Corn, Rauschenberger, Malm, Bernal, Hyman. Nays, none.

PUBLIC COMMENT

None

OLD BUSINESS

None

NEW BUSINESS

**MOTION TO APPROVE – CREDIT REQUEST FOR 181 MORNING GLORY WAY,
ELGIN**

In April, Ms. Schatz of 181 Morning Glory Way, Elgin requested credit for the total amount of 336,430 gallons of metered water through her irrigation system. She has not requested a meter reading since 2013, although the credit meter program requires meter readings once per year.

Staff believes that it would be appropriate to issue a credit for \$501.46, based on the calculations and applying reading fees for each year as per policy.

Trustee Rauschenberger made a motion, seconded by Trustee Malm, that the Executive Director be authorized to issue a credit to Ms. Schatz as prepared by staff. Ayes, Trustees Corn, Rauschenberger, Malm, Hyman, Bernal. Nays, none.

**IEPA PERMIT APPLICATION FOR RICHPORT PROPERTY, LLC-S. RANDALL
OUTLOT/DENNY'S RESTAURANT 1120 SOUTH RANDALL ROAD, SUITE 102,
ELGIN**

Richport Property, LLC is proposing a 4,400 square foot build-out of an existing building. The build-out will include installing a new 1,500 gallon grease separator. Design average flow is approximately 5,659 GPD (56.59 PE). The flow will be transported through the City of Elgin sanitary sewer system to the West WRF. Capacity for this flow is available at the plant. Staff has reviewed plans for the project and determined compliance with District standards.

Trustee Bernal made a motion, seconded by Trustee Malm, that the Executive Director be authorized to sign the IEPA permit applications for the Richport Property LLC/Denny's Restaurant 1120 South Randall Road, Suite 102, Elgin. Ayes, Trustees Corn, Rauschenberger, Malm, Hyman, Bernal. Nays, none.

**HOLD HARMLESS LETTER FOR R & S GROWTH MANAGEMENT, LLC / DENNY'S
RESTAURANT- 1120 SOUTH RANDALL ROAD, SUITE 102 ELGIN, ILLINOIS**

R & S Growth Management, LLC is requesting approval to begin construction on their build-out before the IEPA permit has been issued by the State of Illinois. Staff has reviewed the project drawings for compliance including grease separator requirements. All service fees have been paid. Staff recommends that the Board accept the Hold Harmless Letter for the R & S Growth Management, LLC /Denny's Restaurant at 1120 South Randall Road, Suite 102 in Elgin.

Trustee Bernal made a motion, seconded by Trustee Hyman, to accept the Hold Harmless for R&S Growth Management LLC/Denny's Restaurant 1120 South Randall Road, Suite 102, Elgin. Ayes, Trustees Corn, Rauschenberger, Malm, Hyman, Bernal. Nays, none.

TECHNICAL SERVICES DIRECTOR'S REPORT

TSD Vogt informed the Board that the USEPA sent comments to FRWRD on its draft Sewer Use Ordinance (SUO) and Enforcement Response Plan (ERP). The most significant revision required is that if FRWRD issues a fine for a pretreatment ordinance violation, it must be a minimum of \$1,000. USEPA also indicated that the local limits evaluation submitted in October 2015, with revisions made in July 2016, is consistent with federal requirements and no further changes will be required.

There was lengthy discussion on the implications this would have on future fines. Trustee Malm asked for clarification on whether \$1,000 a day or \$1,000 total fine was what the USEPA was requiring. TSD Vogt indicated that whether a fine was issued or not would still be at the Boards discretion, just the amount is being enforced by the USEPA. Attorney Scheflow indicated that he doesn't read the guidance document from USEPA to mean all fines need to be \$1,000. ED Trueblood pointed out that FRWRD must have an approved SUO & ERP or the USEPA will take over the pretreatment program from FRWRD. Trustee Malm expressed concern that staff has a lot of work to do to get approvals. Attorney Scheflow was asked to

contact USEPA to get clarification on the fine requirements. TSD Vogt indicated that she will keep the board updated on inclusion of the revisions.

TSD noted that staff has received preliminary drawings for the development of the property located at the southwest corner of Silver Glen Road and Randall Road. The development plan includes a senior living community at the corner and a future 25 unit single family development further south on the property. The senior living community is planned to include 172 living units and 8 cottage units. The property is currently not annexed to the District. Additionally, annexation of this property will allow a number of other developments under service agreements to complete annexation.

Staff will continue to keep the Board informed of additional items as they develop.

ADJOURN

As there was no additional business, Trustee Malm made a motion, seconded by Trustee Hyman, to adjourn the meeting at 9:28 A.M. The next meeting is scheduled for 9:00 A.M. Monday, May 15, 2017. Ayes, Trustees Corn, Rauschenberger, Bernal, Malm, Hyman. Nays, none.

Respectfully Submitted

Kim Narvaiz, Assistant Clerk

APPROVED:

Bruce R. Corn, President

Benjamin P. Bernal, Clerk-Treasurer