

Minutes of the Board of Trustees of the Fox River Water Reclamation District held on Monday, January 14, 2019 at the Administration Building at 1957 North LaFox, South Elgin, Illinois. Present were President Bruce Corn, Vice President Bernal, Clerk/Treasurer Gary Hyman, Trustee Steve Rauschenberger and Trustee McCormack.

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

President Corn called the meeting to order at 9:09 A.M.

APPROVAL OF DECEMBER 17, 2018 BOARD OF TRUSTEES MINUTES

Approval of minutes delayed until January 28th, 2019.

APPROVAL OF DECEMBER 17, 2018 BOARD OF TRUSTEES EXECUTIVE MINUTES

Approval of Executive minutes delayed until January 28th, 2019.

PUBLIC COMMENT

None

APPROVAL OF CASH DISBURSEMENTS

President Corn read aloud the cash disbursement totals per fund. Disbursements for the Sewer Revenue Fund \$721,185.13, Capital Improvement \$60,685.79, Corporate \$60,368.98, Depreciation & Replacement \$604,023.14, and Skyline \$439.44.

Trustee Bernal made a motion, seconded by Trustee Hyman, to approve the Cash Disbursements as presented. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

REVIEW OF CONNECTION PERMITS

TSD Vogt reported that staff issued three commercial, and two industrial permits in-between board meetings netting around \$10,500 collected in connection fees. As there were no irregularities, staff recommends approval

Trustee Bernal made a motion, seconded by Trustee McCormack, to approve the Connection Permits as issued. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

REVIEW OF CONTRACTS AND PURCHASE ORDERS

None

FOIA REQUESTS

Executive Director reported that there were two FOIA requests since the last board meeting but neither one were substantial. The first one was from Lexis Nexis requesting a copy of any and all current contracts that FRWRD has entered into for the provision of online legal research with any provider. There were no documents responsive to this request. The second request was from COR3 Design, LLC requesting review comments on their project submittal for a permit. This was not really an appropriate use of FOIA and comments had been forwarded out that day, so they withdrew their request.

OLD BUSINESS

None

NEW BUSINESS

BAR – MOTION TO APPROVE ROBERT TRUEBLOOD AS FRWRD REPRESENTATIVE TO THE FOX RIVER STUDY GROUP

Trustee Bernal made a motion, seconded by Trustee Hyman, to appoint Executive Director Trueblood as FRWRD’s representative to the Fox River Study Group for Calendar Year 2019. Trustee Bernal asked what is the main focus of the FRSG at this point. ED Trueblood explained that the FRSG is working on elements in the Fox River Implementation Plan (FRIP), by doing new modeling and meeting with businesses and communities along the Fox River with a focus on future dam removal. Trustee Rauschenberger asked how houses would be impacted along the river if a dam was removed. ED Trueblood responded that they would lose an estimated 60% of surface area leaving docks and boat launches dry. This makes property owners along the river directly unlikely to support dam removal.

There were no further questions; President Corn called for a vote. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

BAR – MOTION TO REVIEW AND DESTROY AUDIO TAPES OF EXECUTIVE SESSIONS

Trustee Rauschenberger made a motion, seconded by Trustee McCormack, to not release the current Executive Session minutes at this time, and also to destroy all audio tapes of Executive Sessions prior to July 2017.

There were no questions; President Corn called for a vote Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

BAR – MOTION TO AWARD FERRIC CHLORIDE SUPPLY CONTRACT TO KEMIRA WATER SOLUTIONS

Trustee Bernal made a motion, seconded by Trustee Rauschenberger, to authorize the Executive Director to sign a two year contract with Kemira Water Solutions for the purchase of liquid ferric chloride at the specified bid price. Trustee Rauschenberger asked why there was such a steep price increase. TSD Vogt responded yes there has been a significant price increase since the District was able to lock in a contract price 2 years ago that was extremely low. The price as gone up significantly since then mainly due to increasing demand in the wastewater industry for the chemical that is used in chemical phosphorus removal. TSD Vogt also explained that once the Struvite recovery system goes online the District will not be using bulk ferric chloride anymore, which will save money.

There were no further questions; President Corn called for a vote. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

BAR – MOTION TO AWARD THE ACTUARIAL VALUATION SERVICES FOR THE DISTRICT'S POSTRETIREMENT HEALTH PLAN TO LAUTERBACK & AMEN, LLP

Trustee Bernal made a motion, seconded by Trustee Hyman, to authorize the Executive Director to enter into agreement with Lauterback & Amen, LLP for the performance of actuarial valuation services of the District's postretirement health plan for the terms of four fiscal years. Finance Manager Uddin explained that this is to be compliant with the new GASB Statement 75. Trustee Bernal confirmed that only one firm submitted a proposal. FM Uddin responded yes. Trustee Rauschenberger asked if we have to use an outside firm to do the evaluation. ED Trueblood responded yes, it cannot be the District's auditors and it cannot be District staff.

There were no further questions; President Corn called for a vote. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

BAR – MOTION TO APPROVE AMENDMENT NO. 1 TO THE ADP WRF BUILDING 19 HEAT EXCHANGER IMPROVEMENTS PROJECT WITH STRAND ASSOCIATES

Trustee Rauschenberger made a motion, seconded by Trustee McCormack, to authorize the Executive Director to sign Amendment No. 1 to the ADP WRF Buildings 10, 13, 19 and 35 HVAC Improvements with Strand Associates for a new contract amount of \$175,700. TSD Vogt explained that this amendment adds an additional \$38,100 for project construction services for the early out heat exchanger improvement project that has been bid and awarded.

There were no questions; President Corn called for a vote. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

BAR – MOTION TO APPROVE PUMP STATION 31 FORCEMAIN – CITY OF ELGIN SANITARY SEWER MANHOLE ADDITION PROPOSED CHANGE

Trustee Rauschenberger made a motion, seconded by Trustee McCormack, to approve the Proposed Sanitary Manhole Work Change Directive from H. Linden and Sons Sewer and Water Inc. for \$12,000 for the project. Trustee Rauschenberger confirmed that the City of Elgin is paying for this project. TSD Vogt responded yes, FRWRD will be reimbursed for all costs relating to the construction of the new City Sanitary Sewer. City of Elgin staff have approved of the change order, but since FRWRD is managing the contract, the Board of Trustees must authorize the change order.

There were no further questions; President Corn called for a vote. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

BAR – MOTION TO APPROVE GRANT OF EASEMENT TO BRIAN LONERGAN FOR A STORM SEWER LINE

Trustee Rauschenberger made a motion, seconded by Trustee Hyman, to authorize the Executive Director to sign the grant of easement to Mr. Brian Lonergan for a Storm Sewer Line along the east edge of the Skyline Water Plant property. TSD Vogt explained that this grant of easement will allow installation of and maintenance access for a storm sewer line along the east property line of the Skyline Water Plant that may cross onto the District's property at the south end.

There were no questions; President Corn called for a vote. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

BAR – MOTION TO APPROVE SLUDE TRANSFER FORCEMAIN 8-INCH DIRECTIONAL DRILLING PROPOSED CHANGE

Trustee Rauschenberger made a motion, seconded by Trustee McCormack, to approve Horizontal Directional Drilling the 8-inch Forcemain Proposed Change from H. Linden and Sons Sewer and Water Inc. for \$27,050 on the project. Trustee Rauschenberger asked if this is another casing pipe. TSD Vogt responded no. In this method, the contractor will bore through the

remaining length with a small machine and then pull the actual 8 inch pipe through from the east to the west side. TSD Vogt went on to explain that the casing pipe isn't required but was going to allow future addition of a second pipe under the river. However, if the District needed to run a second pipe under the river at some point, we could still use the existing casing pipe for the length installed and then dam the river only on the east side to complete the installation. There is no current need identified for a second pipe. Trustee Rauschenberger asked if the 8 inch pipe is PVC. TSD Vogt responded no, it is HDPE. Trustee Rauschenberger asked if the contractors know what it is that is blocking the pipe this time. TSD Vogt responded that they believe the sand and gravel is just so dense and with the large crack that has developed in the casing, they cannot break through.

After some further discussion there were no additional questions; President Corn called for a vote. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

BAR – MOTION TO APPROVE AMENDMENT NO. 4 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH BURNS & MCDONNELL FOR CONSTRUCTION SERVICES FOR THE PHASE III/IV SLUDGE TRANSFER LINE

Trustee McCormack made a motion, seconded by Trustee Bernal, to authorize the Executive Director to sign Amendment No. 4 to Burns & McDonnell for Construction Services on the Phase III/V Sludge Transfer Line Project adding \$59,803. TSD Vogt explained that during construction, several issues have developed in attempting to make the river crossing. In each situation, Burns & McDonnell has continued to participate in investigating and reviewing alternatives, preparing revised easement agreement documents, evaluating cost proposals, and providing recommendations. Their assistance and experience has been very helpful. This additional work has resulted in the need to request an amendment to the construction services.

There were no questions; President Corn called for a vote. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

Trustee Corn called for a 10 min break at 9:35 A.M.

FINANCE MANAGER'S REPORT

FM Uddin provided Board members the financial report for the period ending November. FM Uddin reported that revenues were up 18% but capital fees from permitting were down 40% compared to last year.

TECHNICAL SERVICES REPORT

TSD Vogt reported that the IAWA Mini Conference will be held in Springfield on March 26th-28th. In the past, Trustees have desired setting up a dinner with appointing legislators during the conference. Staff is looking to see which board members plan on attending the conference this year and if they would like Staff to arrange a dinner. Also TSD reported that Nutrient Science

Advisory Committee (NSAC) has been meeting with no public access to develop recommendations for numeric nutrient (phosphorus and nitrogen) criteria for Illinois streams. There report has been issued. The IEPA is reviewing these recommendations and then will determine if they will take them to the Illinois Pollution Control Board to implement statewide numeric criteria for nutrients. The report the NSAC provided to the IEPA includes very low phosphorus limits in the recommendations. TSD Vogt commented that groups like the Fox River Study Group will essentially become pointless if these recommendations become statewide criteria. If agencies have to do another round of phosphorus reductions to meet a new statewide standard, there will be no merit for wastewater agencies to support the FRSG to continue to study the river.

STAFF REPORT OF ONGOING STUDY, DESIGN AND CONSTRUCTION PROJECTS

TSD Vogt provided a written update on all projects. TSD Vogt reported that she has an update on the Atlas Copco blowers to discuss in Executive Session. Also the contractors are preparing for inspection of the Digester 3 cover, which is appearing to be in a lot worse shape than the others and will likely need extensive repair work or replacement. However the previous covers were all in better shape helping to keep overall costs for the project down. TSD Vogt reported that there was another minor hiccup with the temporary construction easement from Union Pacific Railroad, however the consultant was able to talk with another person to get things straightened out. The Union Pacific Railroad has still not conceded to ownership yet, but they are no longer holding up construction.

EXECUTIVE DIRECTOR'S REPORT

Executive Director Trueblood reported that he has received a response from all invited representatives to the Public Works Summit that is scheduled for January 25th where he plans to discuss future capital improvement projects and joint projects. Also reservations for Trustee Rauschenberger and himself for the NACWA winter conference have been made, if any other trustees want to attend the deadline is approaching. Finally, the employee Health out of Pocket reimbursement will be coming to the board for approval at the February 11th Board Meeting.

ATTORNEY'S REPORT

Attorney Scheflow provided his December Invoice. There were no questions or discussions.

RECESS

Trustee Rauschenberger made a motion, seconded by Trustee McCormack, to recess the meeting and enter into Executive Session at 10:14 A.M. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger, McCormack. Nays, none.

RECONVENE

Trustee Bernal made a motion, seconded by Trustee Hyman, to reconvene the Board of Trustees meeting at 10:32 A.M. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger, McCormack. Nays, none.

ADJOURN

As there was no additional business, Trustee Hyman made a motion, seconded by Trustee Bernal, to adjourn the meeting at 10:32 A.M. The next meeting is scheduled for 9:00 A.M. Monday, January 28, 2019. Ayes, Trustees Corn, Bernal, Hyman, Rauschenberger and McCormack. Nays, none.

Respectfully Submitted

Kim Narvaiz, Assistant Clerk

APPROVED:

Bruce R. Corn, President

Gary Hyman, Clerk-Treasurer