

**WHEATON SANITARY DISTRICT  
REGULAR SESSION  
November 11, 2009**

**MINUTES**

1. CALL TO ORDER AND ROLL CALL

The Regular Meeting of the Board of Trustees of the Wheaton Sanitary District was called to order by President Hesterman at 9:10 a.m., November 11, 2009. Upon roll call, the following were present:

DISTRICT TRUSTEES:

Robert A. Hesterman  
Jeffrey R. Walker

Quorum Present

DISTRICT STAFF:

Executive Director Stephen Maney  
Senior Advisor Robert Clavel  
Attorney Robert Kay  
Operations Director Steve Bollweg  
Plant Superintendent Sue Baert  
Project Engineer Matthew Streicher  
Administrative Services Manager Diana Soltess

PUBLIC:

Dave Johnson, Dave Johnson Associates

2. AGENDA AMENDMENTS/APPROVAL

Trustee Hesterman moved and Trustee Walker seconded to approve the agenda as presented.

ROLL CALL VOTE:

Robert A. Hesterman  
Jeffrey R. Walker

MOTION CARRIED

3. APPROVE MINUTES

Trustee Walker moved that the minutes of the October 14, 2009 Regular Board Meeting and Executive Session be approved and Trustee Hesterman seconded the motion.

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ROLL CALL VOTE:

Robert A. Hesterman  
Jeffrey R. Walker

MOTION CARRIED

4. APPROVE PAYMENT OF BILLS

Trustee Walker moved and Trustee Hesterman seconded that the following bills be paid and vouchers drawn therefore:

User Charge Fund:

West Suburban Bank	\$	293,200.79
West Suburban Bank	Electronic Payments	\$34,641.21

Capital Improvement Fund:

Wheaton Bank & Trust	\$19,546.00	
Illinois Funds	\$58,168.25	
Illinois Funds	Wire Transfer	\$0.00

Construction Fund:

Illinois Funds	\$0.00	
Illinois Funds	Wire Transfer	\$0.00

Replacement Fund:

Illinois Funds	\$95,592.48
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	\$501,148.73

ROLL CALL VOTE:

Robert A. Hesterman  
Jeffrey R. Walker

MOTION CARRIED

5. PUBLIC COMMENTS

None

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6. STAFF REPORTS

Executive Director Maney reported that the District's current NPDES permit expires on March 31, 2010. The District is waiting to see the proposed new permit conditions from the Illinois Environmental Protection Agency (IEPA) and is hopeful that the new permit does not include cyanide or zinc limits. There will be a comment period before the permit is finalized.

The District is waiting for a response from the City of Wheaton regarding the Intergovernmental Agreement submitted to them. The District is discussing the possibility of the City handling the billings for the City of Wheaton accounts.

Director Maney summarized the anticipated breakdown of eligible and ineligible costs associated with the ARRA loans

Plant Superintendent Baert submitted a written report with no additional comments.

Project Engineer Streicher submitted a written report with no additional comments.

Administrative Services Manager Soltess submitted a written report, and then she presented a summary of public relations plans over the next few months for the Southside Interceptor Sewer Project.

The Draft October 2009 Financial Statements were reviewed.

Trustee Walker moved and Trustee Hesterman seconded acceptance of the written and verbal reports above.

ROLL CALL VOTE:

Robert A. Hesterman

Jeffrey R. Walker

MOTION CARRIED

7. REVIEW CUSTOMER COMMENTS

The situation with Dr. Gregory Bown has been resolved.

Modification of shut off fees starting next fiscal year was briefly discussed.

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8. APPROVE NOTICE OF AWARD FOR OUTSIDE INTERCEPTOR SEWER PROJECT

The bid packet for Benchmark Construction was sent to IEPA for its review. A response is expected on or before mid December. Benchmark's draft schedule is substantially shorter than estimated by Strand Engineering. However, before the schedule can be approved, they must modify the schedule to address final surface restoration requirements, and it must also reflect whether or not work may be done on School District property during one of the school break periods.

The District met with DuPage County DEC staff to review comments on Strand Engineering's second submittal. We have requested an accelerated review period which would be limited to just 20 working days.

Commonwealth Edison has just one overhead line remaining to be moved. Five easements were recorded in the DuPage County Recorder's Office.

Trustee Walker moved and Trustee Hesterman seconded to authorize Executive Director Maney execute the Notice of Award, subject to IEPA approval.

ROLL CALL VOTE:

Robert A. Hesterman  
Jeffrey R. Walker

MOTION CARRIED

9. APPROVE NOTICE OF AWARD FOR PRELIMINARY PLANT IMPROVEMENTS PROJECT

The bid packet for Maxim Construction was sent to IEPA for its review. A response is expected on or before mid December.

Commonwealth Edison has provided the District with an estimate for design engineering and construction work to modify the power supply and some of the transformers on the plant site.

Trustee Walker moved and Trustee Hesterman seconded to authorize Executive Director Maney execute the Notice of Award, subject to IEPA approval.

ROLL CALL VOTE:

Robert A. Hesterman  
Jeffrey R. Walker

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**M I N U T E S**

MOTION CARRIED

10. AWARD CONTRACT FOR THE DARLING STREET SEWER EXTENSION

The bid opening for the Darling Street Sewer Extension was held November 11, 2009, at 8:00 am. Ten bids were received. Neri Brothers submitted the low bid at \$83,813.75; the high bid was \$126,361.00. Property owners will have one final opportunity to decide whether to move forward with the project.

Trustee Walker moved and Trustee Hesterman seconded to authorize Executive Director Maney to issue a Notice of Award to Neri Brothers for \$83,813.75 for the Darling Street Sewer Extension Project, subject to a majority positive response from the property owners.

ROLL CALL VOTE:

Robert A. Hesterman  
Jeffrey R. Walker

MOTION CARRIED

11. APPROVE INTERFUND TRANSFERS

Senior Advisor Clavel is working on recommendations regarding some interfund transfers for approval and/or ratification at the December Board Meeting.

12. DISCUSSION OF TRANSITION PLANNING

The District has a few key employees with a high level of tenure. It is attempting to develop alternatives to enhance early notification of retirements to aid in transition planning. The District will obtain input from a consultant that specializes in retirement benefits, and it will also contact its insurance agent for suggestions.

13. ELECTRICAL SUPPLY CONTRACT UPDATE

The District entered into a three-year electric supply contract with Excelon starting December 2009. The contract has peak and non-peak rates. The average price is \$0.0453/KWH, which represents about a 10% savings from the current price. There may be some operational modifications to take advantage of the non-peak rate.

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E-1 EXECUTIVE SESSION

Trustee Walker moved and Trustee Hesterman seconded that the Board convene in Executive Session to discuss legal matters, acquisition of real estate, and personnel matters.

ROLL CALL VOTE:

Robert A. Hesterman  
Jeffrey R. Walker

MOTION CARRIED

14. APPROVE CONTRACTS NEEDED FOR ST. MATTHEW/MOORE PROPERTY TRANSACTION

After discussion in Executive Session, and reconvening to Regular Session, Trustee Walker moved and Trustee Hesterman seconded to authorize Executive Director Maney to execute the St. Matthew/Moore Property Agreements after the agreements are finalized by Attorney Robert Kay.

ROLL CALL VOTE:

Robert A. Hesterman  
Jeffrey R. Walker

MOTION CARRIED

15. ADJOURNMENT

There being no further business to come before the Board, Trustee Walker moved and Trustee Hesterman seconded that the Board Meeting be adjourned at 11:06 am.

ROLL CALL VOTE:

Robert A. Hesterman  
Jeffrey R. Walker

MOTION CARRIED

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CLERK