

## **MINUTES OF THE REGULAR MEETING, WEDNESDAY, JANUARY 21, 2015**

The Board of Trustees of the Sanitary District of Decatur, Illinois met in regular session January 21, 2015 at 5:34 pm at the District's office, 501 Dipper Lane. Present for the meeting were board members Dan Smallwood, Lee Slider, Jim Gresham and Rob Jacobsen. Ms. Miller joined the meeting via teleconference at 6:40 pm in a voting capacity as her absence was due to a medical condition. Also present were Monte Cherry, Executive Director, Tim Kluge, Technical Director, Don Miller, Director of Engineering, Kent Newton, Director of Administration, and Ed Flynn, General Counsel for the District. Staff members Donald Neece, Zack Drum, Russell Hazelwonder, Sam Mattox, Marla Durst, Paul Caswell and Greg Pyles were also present.

Mr. Smallwood called the meeting to order and led the Pledge of Allegiance.

During Public Comments, Ms. Durst read a statement about her compensation and the compensation of other employees and Mr. Mattox requested a printed copy of the Board Packet for the maintenance staff. Mr. Newton stated that he had confirmed that a copy was prepared for the maintenance staff and he would find out where the copy was being routed.

**12682** Mr. Jacobsen moved that the items on the Consent Agenda including minutes from the Regular Meeting, December 17, 2014 and payroll and checks as submitted be accepted, approved, set, and issued, that the President, Clerk, Executive Director and Director of Administration be authorized and directed to take all actions required to execute the items on the consent agenda.. Motion seconded by Mr. Slider. Motion carried unanimously.

Mr. Cherry reviewed the Executive Director's report that was included in the packet.

Mr. Cherry highlighted the District receiving the WEF Burke Safety Award for the second time in the last five years. This award was established to encourage municipal and industrial wastewater facilities to participate in promoting an active and effective safety program and to stimulate the collecting and reporting in injury data. The recipient is chosen based on the quality of their documented safety program as well as innovative actions taken to prevent injuries and corrective measures taken when an injury occurs. Rob Taylor was recognized for completing the second phase of the maintenance training program tests.

Mr. Miller presented the Engineering Director's Report that was included in the packet. Mr. Miller explained the circumstances of the odor control project bid. He informed the Board that a recommended change order to eliminate the coatings portion of the contract had been discussed with the low bidder and would be presented immediately after the contract award was considered.

Mr. Miller presented four items for Board consideration.

- 12683** Mr. Jacobsen moved that the Sanitary District of Decatur approve Change Order #6 to the 2013 Digester Complex Improvements contract with Leander Construction, increasing the contract amount by \$444,842.75 with no change in contract time; and that the executive director be authorized and directed to approve said change order. Motion seconded by Mr. Gresham. Mr. Jacobsen inquired about a thicker coating being specified in the original contract documents. Mr. Miller replied that because of the lack of ability to inspect the conditions inside the digesters the specifications were developed based on the experience with the secondary digesters. The motion carried unanimously.
- 12684** Mr. Jacobsen moved that the Sanitary District of Decatur award the 2014 Odor Control Upgrades – Ph2 contract to Leander Construction, the lowest responsive responsible bidder, in the contract amount of \$4,589,920.83, contingent on IEPA SRF funding being made available; and that the president and clerk be authorized and directed to execute said contract. Motion seconded by Mr. Slider. There was a discussion about the proposed change order on the agenda and Mr. Gresham asked if the combined amount affected the of the bid results. Mr. Miller indicated that it did not change the low bidder. Mr. Jacobsen asked if the coating portion of the contract would need to be rebid. Mr. Miller stated that District would go through the bidding process to find a contractor for the coating portion of the project. Motion carried unanimously.
- 12685** Mr. Jacobsen moved that the Sanitary District of Decatur accept change order #1 to the 2014 Odor Control Upgrades – Ph2 contract with Leander Construction decreasing the contract to a new amount of \$2,934,437.39; and that the executive director be authorized and directed to execute said change order. Motion seconded by Mr. Gresham. The motion carried unanimously.
- 12686** Mr. Gresham moved that the Sanitary District of Decatur accept change order #1 to the 2014 Roof Replacement contract with Craftmasters, Inc. increasing the contract amount \$838.66 to \$90,938.39; and that the executive director be authorized and directed to execute said change order. Motion seconded by Mr. Slider. The motion carried unanimously.

Mr. Kluge presented the Technical Director's Report by reviewing the Operations and Pretreatment Report included in the packet. Mr. Kluge provided a report on a conference with USEPA concerning the nickel permit limit. Compliance options were discussed with IEPA stating that they had no flexibility in developing compliance plans that extend for more than one year. Mr. Kluge indicated that this was a recent internal policy change for IEPA.

Mr. Kluge also reported that the District had received the written inspection report from an IEPA compliance audit. The report did not contain any unexpected results.

Mr. Newton reviewed the Director of Administration Report included in the packet. Mr. Newton obtained Board consensus to reschedule the February Board meeting to February 11, 2015.

Mr. Newton presented three items for Board consideration.

**12687** Mr. Jacobsen moved that the board adopt Ordinance No. 15-01: Borrow Funds – IEPA Revolving Loan Fund, Odor Control Upgrades Ph II , and that the President and Clerk be authorized and directed to sign said ordinance. Motion seconded by Mr. Slider. Motion carried unanimously.

**12688** Mr. Gresham moved that the board adopt Ordinance No. 15-02: Borrow Funds – IEPA Revolving Loan Fund, 2014 Sewer Rehabilitation Project , and that the President and Clerk be authorized and directed to sign said ordinance. Motion seconded by Mr. Slider. Motion carried unanimously.

**12689** Mr. Gresham moved that the minutes of the closed sessions held 4/2/12, 4/18/12, 10/17/12, 11/20/12, 11/20/13, 1/15/14, 2/12/14 , 4/16/14 and 8/20/14 be made public; and closed sessions held 10/25/2000, 8/20/2003, 10/20/2010, 11/17/2010, 12/15/2010, 9/19/2012, 12/18/2013, 3/19/14 and 4/2/14 not be made public without board approval. Motion seconded by Mr. Slider. Motion carried unanimously.

Mr. Flynn pointed out that the Board packet is available at the District's website usually 2 days before the meeting.

During Public Comments, Mr. Mattox commented on the helpfulness of Ms. Durst.

There were no Trustee comments.

**12690** Mr. Jacobsen moved that the board go into closed session for the purposes of discussing matters that are statutory exceptions to the requirements of the Open Meetings Act as outlined in Section 2c-11 Litigation and Section 2c-2 Salary Schedule for 1 or more Groups of Employees. Motion seconded by Mr. Gresham. Motion carried unanimously.

The Board Returned to open session at 7:28 pm

**12691** Mr. Jacobsen moved that the board adjourn. Motion seconded by Mr. Slider. Motion carried unanimously.

The board adjourned at 7:29 pm.

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Clerk