

MINUTES OF THE REGULAR MEETING, WEDNESDAY, OCTOBER 26, 2011

The Board of Trustees of the Sanitary District of Decatur, Illinois met in regular session October 26, 2011 at 5:32 pm at the District's office, 501 Dipper Lane. Present for the meeting were board members Dan Smallwood, Jim Gresham, Dana Miller Rob Jacobsen and Lee Slider. Also present were Monte Cherry, Executive Director; Tim Kluge, Technical Director; Don Miller, Project Manager and Kent Newton, Director of Administration. In addition were Ed Flynn, General Counsel for the District; Chuck Hunsinger and Curt Cassidy of BGM; and employees Tim Gorden and Neal Johnson.

Mr. Smallwood opened the Regular Meeting by requesting public comments.

There were no Public Comments

12408 Mr. Jacobsen moved that the items on the Consent Agenda including minutes of the regular meeting held on 9/21/2011 and closed meeting held on 9/21/2011 ; payroll and checks as submitted; Pretreatment Permit - Akorn Inc.; Loan Amendment for Project No. L17-2828 - Oreana Sewer System; and Loan Approval for Project No. L17-2825 - 2011 Trestle Project be accepted, approved 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 and that the closed session minutes from 9/21/2011 not be made public without additional board approval. Motion seconded by Ms Miller. Motion carried unanimously.

Mr. Cherry reviewed the Executive Director's report that was included in the packet. Mr. Cherry reported that the Tenaska bill was being discussed in the legislative veto session. Mr. Cherry informed the Board that the District would be having a meeting with the City of Decatur, ADM and Tate and Lyle concerning the drought conditions. Mr. Cherry also informed the Board of a joint confined space training drill with the Decatur Fire Department.

Mr. Miller began the Engineering Director's Report with a review of both the Construction and Design Reports and the staff reports included in the packet. Mr. Miller provided an update on the blower project and the need to procure electrical components directly. Mr. Smallwood inquired about OSHA inspectors at the plant. Mr. Miller stated that the inspectors were here to investigate a complaint against the painting contractor.

Mr. Miller presented two change orders and one contract award.

12409 Mr. Slider moved that the Sanitary District of Decatur accept change order #1 to the 2011 Roads Rehab Project with Dunn Company; decreasing the contract amount by (\$18,945.50) to an adjusted contract amount of \$147,854.50; and no change in contract time; and that the Executive Director be authorized and directed to accept said change order. Motion seconded by Ms Miller. . Motion Carried unanimously.

12410 Mr. Slider moved that the Sanitary District of Decatur accept change order #1 to the Stevens Creek South Rehabilitation Project with Kenney Construction; with no change in contract amount and increase the contract time by 28 calendar days; and that the Executive Director be authorized and directed to accept said change order. Motion seconded by Ms Miller. Mr. Jacobsen initiated a discussion about the timing of the change order related to the completion of the project. It was the consensus of the Board that the contract time should be addressed after the work was complete. Motion Failed unanimously.

12411 Mr. Gresham moved that directed to accept said contract. Motion seconded by Mr. Slider. There was discussion about the tight delivery schedule for the equipment required for this project. Motion Carried unanimously.

Mr. Kluge presented the Technical Director's Report by reviewing the Operations and Pretreatment Report included in the packet.

Mr. Kluge presented one Contract, one change order and one ordinance.

12412 Mr. Gresham moved that a purchase order be issued to the lowest responsive, responsible bidder for sludge dewatering polymer as follows: Atlantic Coast Polymer, ACP-509, \$1.27 per pound and that the Director of Administration be authorized and directed to issue said purchase order. Motion seconded by Mr. Jacobsen. Motion Carried unanimously.

12413 Mr. Jacobsen moved that the Sanitary District of Decatur accept change order #1 to the South Sludge Lagoons – Phase 2 contract with J&B Waste Applications, Inc. in the amount of \$64,777.47 to an adjusted contract amount of \$972,090.85, with no change in contract time; and that the Executive Director be authorized and directed to accept said change order. Motion seconded by Ms Miller. . Motion Carried unanimously.

12414 Mr. Slider moved that Ordinance No. 11-10 incorporating federal changes to the pretreatment permit ordinance be passed. Motion seconded by Ms Miller. There was some discussion to clarify what the changes to the ordinance allowed. Motion Carried unanimously.

Mr. Newton reviewed the Director of Administration Report that was included in the packet. Mr. Newton informed the board that the District was using a temporary employee in the Lab because of the excused absence of an employee and provided an update concerning a recent vote by the Decatur Plan Commission.

Mr. Flynn commented that he was leaving for Chicago after the meeting and deferred the rest of his comments to Closed Session

There were no comments from the Public

There were no Trustee Comments

12415 Mr. Jacobsen moved that the board go into closed session for the purpose of discussing pending or probable litigation as provided by the Open Meetings Act: Sec 2c-11 Litigation, Motion seconded by Ms. Miller. Motion carried unanimously.

Upon returning to open session it was the consensus of the Board to reschedule the Regular November meeting to Monday November 21, 2011 due to the arbitration being held the week of November 14, 2011.

12416 Mr. Gresham moved that the board adjourn. Motion seconded by Mr. Jacobsen. Motion carried unanimously.

The board adjourned at 7:35 pm.

Clerk