

**MINUTES OF THE REGULAR MEETING, WEDNESDAY, MAY 25, 2011**

The Board of Trustees of the Sanitary District of Decatur, Illinois met in regular session May 25, 2011 at 5:40 pm at the District's office, 501 Dipper Lane. Present for the meeting were board members Dana Miller Rob Jacobsen, Jim Gresham and Lee Slider. Also present were Monte Cherry, Executive Director; Kent Newton, Director of Administration; Tim Kluge and Technical Director: Don Miller, Project Manager. In addition were Ed Flynn, General Counsel for the District; Chuck Hunsinger of BGM; Kurt Cassidy of BGM; Pam Schnake, ELS unlimited, Cheryll Hall from the public; Sam Bruce and Neal Johnson employees.

Mr. Gresham opened the Public Hearing for the FY 11/12 Budget and turned the meeting over to Mr. Flynn. Mr. Flynn swore in Mr. Jacobsen for his reappointed term. Mr. Flynn then turned the meeting over to Mr. Gresham.

Mr. Newton provided a brief review of the budget and the difference between the budget and the appropriation.

Mr. Gresham requested public comments.

**12350** Hearing no comments from the public Mr. Jacobsen moved that the public hearing be adjourned. Motion seconded by Ms. Miller. Motion carried unanimously.

Ms Miller turned the meeting over to Mr. Flynn who called for nomination of officers.

**12351** Mr. Gresham moved that the following officers be elected for FY 11/12 and serve without additional compensation.

President	Mr. Smallwood
Vice President	Ms. Miller
Clerk	Mr. Jacobsen
Asst. Clerk	Mr. Newton

Motion seconded by Mr. Jacobsen. Motion carried unanimously.

**12352** Mr Gresham moved that the salaries of the Trustees of the Sanitary District of Decatur for FY 11/12 be set at \$6,000.00 per year and the President, Vice President and Clerk serve without additional compensation. Motion seconded by Mr. Slider. Motion carried unanimously.

**12353** Mr. Jacobsen moved that Mr. Flynn be retained as general counsel for the Sanitary District of Decatur for FY 11/12 and his compensation be set at \$185.00 per hour. Motion seconded by Mr. Gresham. Motion carried unanimously.

**12354** Mr. Gresham moved that Mr. Milt Brahier be appointed Treasurer of the Sanitary District of Decatur for the FY 11/12 and his compensation is set at \$250.00 per year. Motion seconded by Ms. Miller. Ms. Hall questioned the legal requirement for the Treasurer position. Mr. Flynn responded that the Treasurer position was required by state statute. Motion carried unanimously.

There were no public comments

**12355** Mr. Gresham moved that the items on the Consent Agenda including minutes of the regular meeting held on 4/20/2011 and closed meeting held on 4/20/2011; payroll and checks as submitted; and Pretreatment Permit - Caterpillar, Inc; be approved and issued; that the President, Clerk, Executive Director and Director of Administration be authorized and directed to take all actions required execute the items on the consent agenda and that the closed session minutes from 4/20/2011 not be made public without additional board approval. Motion seconded by Mr. Slider. Motion carried unanimously.

Mr. Cherry began the Executive Director's Report by reviewing the report that was included in the packet.

Mr. Cherry informed the Trustees that the State Journal-Register was reporting that Tenaska was again attempting to get legislative approval for the Taylorville Energy Center and that there had been no communication between Tenaska and the District about these efforts.

Mr. Cherry introduced Pam Schnake and discussed a PowerPoint presentation concerning the new performance appraisal system that was developed using the *Effective Utility Management* whitepaper and the book *Catalytic Coaching*. Mr. Jacobsen and Mr. Gresham requested additional information regarding the proposed benchmarks before they are finalized.

Mr. Miller began the Engineering Director's Report by reviewing both the Construction and Design Reports and the staff reports included in the packet.

Mr. Miller proceeded with three change orders.

**12356** Mr. Jacobsen moved that the Sanitary District of Decatur accept, change order #4 to the Argenta Collection System project with Dawn Companies, Inc; in the amount of \$7,265.14 to an adjusted contract amount of \$5,990,619.60; with no change in time and that the Executive Director be authorized and directed to accept said change order. Motion seconded by Mr. Gresham. Motion carried unanimously.

**12357** Mr. Slider moved that the Sanitary District of Decatur accept, change order #1 to the 2010 Sludge Transfer Pump Replacement project with Burdick Plumbing and Heating, increasing the overall contract amount by \$5,400.00 to an adjusted contract amount of \$180,041.00; with no increase in the overall contract time; and that the Executive Director be authorized and directed to accept said change order. Motion seconded by Mr. Gresham. Motion carried unanimously.

**12358** Mr. Jacobsen moved that the Sanitary District of Decatur accept, change order #1 to the 2010 CCTV Contract with Visu-Sewer, Inc., decreasing the overall contract amount by \$2,217.88 to an adjusted contract amount of \$95,509.72; with no change in time and that the Executive Director be authorized and directed to accept said change order. Motion seconded by Mr. Gresham. Motion carried unanimously.

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

Mr. Kluge reported that the District had a permit violation for exceeding the fecal coliform limit. Mr. Kluge also stated that the District was requesting that the fecal coliform limit be changed to an average limit instead of specific test limit. This would most likely require more tests and lower the limit but would reduce the risk of permit violations.

Mr. Newton began the Director of Administration Report by presenting the checks for approval.

Mr. Newton discussed updating the District's investment policy and strategy because of the continued low interest rates. Security of principle would remain the top priority but yield would receive more consideration over liquidity for the District's core investments estimated to be between \$10,000,000 and \$15,000,000 of the overall portfolio.

Mr. Newton also informed the Board that staff was researching how to comply with pending changes in the District's FCC radio station license used for two-way radio communication.

Mr. Newton proceeded with three ordinances.

**12359** Mr. Jacobsen moved that Ordinance No. 11-02, Budget and Appropriation for FY 2011/12 be passed; and that the President and Clerk be authorized and directed to sign said ordinance. Motion seconded by Mr. Slider. Motion carried unanimously.

**12360** Mr. Jacobsen moved that Ordinance No. 11-03, Tax Levy for FY 2012/13 be passed; and that the President and Clerk be authorized and directed to sign said ordinance. Motion seconded by Mr. Gresham. Motion carried unanimously.

**12361** Mr. Slider moved that Ordinance No. 11-04, User Charge be passed; and that the President and Clerk be authorized and directed to sign said ordinance. Motion seconded by Mr. Gresham. Motion carried unanimously.

**12362** Mr. Gresham moved that the Board adopt Ordinance No. 11-05, Authorization for the Sanitary District of Decatur to borrow funds from the Water Pollution Revolving Loan Fund for the 2011 Trestle Improvements in the amount of \$2,220,584.00 and that the President and Clerk be authorized and directed to sign said ordinance. Motion seconded by Mr. Slider. Motion carried unanimously.

Mr. Flynn reported that the Sanitary District and the Park District were working with the County and to improve the accuracy of tax assessments when property is annexed into the District's and deferred the remaining portion of the attorney's report to closed session.

There were no comments from the Public

There were no Trustees comments.

**12363** Mr. Jacobsen moved that the board go into closed session for the purpose of discussing Pending Litigation provided by the Open Meetings Act., Sec 2c-11,. Motion seconded by Mr. Slider. Motion carried unanimously.

**12364** Upon returning to open session Mr. Jacobsen moved that the board adjourn. Motion seconded by Mr. Gresham. Motion carried unanimously.

The board adjourned at 7:15 pm.

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Clerk