

## **MINUTES OF THE REGULAR MEETING, WEDNESDAY, DECEMBER 19, 2012**

The Board of Trustees of the Sanitary District of Decatur, Illinois met in regular session December 19, 2012 at 5:35 pm at the District's office, 501 Dipper Lane. Present for the meeting were board members Dan Smallwood, Dana Miller, and Lee Slider. Also present were Monte Cherry, Executive Director; Tim Kluge, Technical Director; Don Miller, Project Manager, Kent Newton, Director of Administration and Ed Flynn, General Counsel for the District; The audience included Chuck Hunsinger of BGM, Gary Goeken, Allison Petty with the Herald and Review and District Employees Tim Gorden and Brian Tish.

Mr. Smallwood called the meeting to order.

There were no public comments.

**12527** Ms. Miller moved that items on the Consent Agenda including minutes of the regular meeting held on November 20, 2012, closed meeting held November 20, 2012, and Special meeting held December 7, 2012; payroll and checks as submitted; Resolution R12-05 Surplus Property, Resolution R12-06 Authorization to Sign Loan Documents, Resolution R12-07 Intent Regarding National Flood Insurance; 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 November 20, 2012, not be made public without additional board approval. Motion seconded by Mr. Slider. Motion carried unanimously.

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

Mr. Cherry updated the Board on the Groundwater Resources Project and that the District had received a proposal to begin assessing potential resources after his report was completed on December 14.

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 explained that he was still in the process of reviewing documentation the District had and what was still needed to have the levy wall certified and have the FEMA flood insurance requirements removed for the treatment plant site.

Mr. Miller presented a professional service agreement for Board consideration.

**12528** Mr. Slider moved that the Sanitary District of Decatur enter into the Engineering Services Agreement with Donohue and Associates for the 2013 Digester Complex Improvements Project, in the actual cost not to exceed amount of \$245,500; contingent upon final contract language approval by the District's attorney; and the

President and Clerk be authorized and directed to execute said agreement. Motion seconded by Ms. Miller. 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 he had added a chart depicting the average daily flow for the major industrial customers to his report.

Mr. Kluge presented a professional service agreement for Board consideration.

**12529** Mr. Slider moved that the Sanitary District of Decatur approve a contract for professional services with Donohue and Associates for a Wyckles Road Biosolids Storage Lagoon Evaluation in accordance with the Scope of Services described in the contract, on an actual cost basis not to exceed \$19,300.00, and the president and clerk be authorized and directed to execute said agreement. Motion seconded by Ms. Miller. Motion carried unanimously.

Mr. Newton reviewed the Director of Administration Report that was included in the packet.

Mr. Newton addressed the concerns raised by Mr. Goeken during the Truth in Taxation Public Hearing Testimony.

Mr. Newton presented two ordinances for Board consideration.

**12530** Ms. Miller moved that Ordinance No. 12-05, Tax Levy for FY 2013-14, be passed and the President and Clerk be authorized and directed to sign said ordinance. Motion seconded by Mr. Slider. Motion carried unanimously.

**12531** Mr. Slider moved that the Sanitary District of Decatur board adopt Ordinance No. 12-06: Borrow Funds – IEPA Revolving Loan Fund, Primary Anaerobic Digester Mixing System Replacement Project, and that the President and Clerk be authorized and directed to execute said ordinance. Motion seconded by Ms. Miller. Motion carried unanimously.

Mr. Flynn reported that reimbursement for advancing the funds required to purchase the Damon Ave property adjacent to the pump station was included in his monthly invoice.

Mr. Goeken expressed his concern about the use of engineering and consulting firms from outside of Decatur and Illinois during public comments.

**12532** Mr. Slider moved that the board go into closed session for the purpose of discussing matters that are statutory exceptions to the requirements of the Open

Meetings Act as outlined in Sec 2c-11, Litigation. Motion seconded by Ms. Miller. Motion carried unanimously.

The Board Returned to open session at 6:35 pm.

Mr. Newton informed the Board that he had forgotten to publicly acknowledge and thank Marla Durst and Cathy Mathis for decorating the Board Room during his report.

**12533** Ms. Miller moved that the board adjourn. Motion seconded by Mr. Slider. Motion carried unanimously.

The board adjourned at 6:37 pm.

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Clerk