

**MINUTES OF REGULAR MEETING  
BOARD OF TRUSTEES  
ROCK RIVER WATER RECLAMATION DISTRICT  
MONDAY, APRIL 28, 2014**

The Regular Meeting of the Board of Trustees of the Rock River Water Reclamation District was called to order at 5:17 p.m. in the Board Room at the District's Administration Building, 3501 Kishwaukee Street, Rockford, Illinois. The following Trustees were present, representing the full membership of the Board:

Donald Massier	President
Lloyd Hawks	Vice President
Donald Kerestes	Clerk/Treasurer
Elmer Jones	Trustee
Rick Pollack	Trustee

Staff members present: Steve Graceffa, District Director; Dana Carroll, Engineering Manager; Larry McFall, Plant Operations Manager; David Cook, Supporting Services Manager; Frank Papke, Business Manager; Michael Robertson, Information & Technology Services Supervisor; and Deborah Lyons, Executive Services Coordinator.

Others present: William Howard, Attorney for the District; Rick Pigatti, William Charles; Mike Achtor and Donny Schmit, Precision Boring; and Wendy Williams, Project Engineer.

President Massier stated the meeting was being recorded.

Trustee Pollack moved to approve the Minutes of the Regular Meeting and Closed Session of March 24, 2014; seconded by Trustee Hawks; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

The City of Rockford was not able to attend the meeting, but sent a report to staff.

Mike Achtor and Rick Pigatti presented a request for Change Order No. 1 for Fuller Creek Trunk, Phase B. Trustee Jones moved to approve Fuller Creek Trunk, Phase B, CIP No. 0777, Change Order No. 1 for unforeseen conditions resulting in bore and jack at Bypass 20, for an adder of \$41,570.05 to the contract and a new contract price of \$6,026,296.05; seconded by Trustee Kerestes; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye

Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

President Massier stated Information & Technology Services Supervisor Robertson would give the WinGIS report. Supervisor Robertson stated the Policy Committee met and began the budget process to acquire a new flyover for the entire service region.

President Massier stated disconnect hearings were held April 11, 2014. Twenty-one (21) cases were heard, two (2) accounts were paid in full, ten (10) payment schedules were set up, one (1) sewer disconnect was stayed for the check to clear, seven (7) sewer disconnects were ordered, and one (1) case was continued to the next hearing.

Trustee Kerestes stated the Investment Report showed Total Funds invested for the month of March in the amount of \$14,182,561.90; interest earned was \$5,297.18. Report placed on file.

Trustee Kerestes moved to approve the General Fund expenditures for the month of March 2014 in the amount of \$3,026,622.94; seconded by Trustee Jones; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Kerestes stated there were no Special Assessment expenditures for the month of March.

Status of Outstanding Agreements: (1) Staff has received comments from the Village on the McDonald Creek Trunk South Branch Agreement and is reviewing them. (2) A re-work of Harrison Avenue Reconstruction Agreement (9<sup>th</sup> Street to 20<sup>th</sup> Street) is being reviewed by the City. (3) The 22<sup>nd</sup> Avenue Sanitary Sewer Extension, 6<sup>th</sup> Street to 7<sup>th</sup> Street, project is waiting for City's funding. (4) New Milford Commons Special Assessment No. 129 Agreement is on the Agenda for discussion later in the meeting.

Trustee Pollack moved to award the contract for purchase of a Public Address and Meeting Recording System to the low responsive and responsible respondent, Sound Incorporated, for the cost of \$47,613.00; seconded by Trustee Hawks; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

# 0104

Trustee Kerestes moved to award the contract for Bob-O-Link, Heron, Nelson Special Assessment No. 125, to the low responsible, responsive bidder, N-Trak Group of Loves Park, for the sum of \$499,034.00; seconded by Trustee Pollack; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Pollack moved to continue District's participation in the Medication Collection drive in the amount of \$5,000.00; seconded by Trustee Jones; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Pollack moved to update selected Job Descriptions as presented by staff, two of which are pay rate increases; seconded by Trustee Hawks; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Staff will set up a Special Meeting for the Trustees to tour District's current projects.

President Massier complimented staff for not giving up when the Pollution Control Board denied District's permit for the original design of the Excess Flow Basin and for approaching the matter from another angle, ultimately resulting in a savings to the District of approximately \$1,000,000.00.

Attorney Howard had no synopsis for the month.

Staff stated the District is appealing the Sanctuary Condominium case. The briefs have been submitted and it is hoped it will be taken up in the next 45 days. The brief is very detailed which should be helpful, especially if the court looks at every line.

The Fuller Creek condemnation cases (Dalgard and Jenkinson) will be heard on May 6, 2014, at 9:00 a.m. The judge acknowledged that the District made an extra effort at looking at different routes for the project and had given fair consideration to the property owners involved

in the project, but he wanted to make sure they got to share the multiple-route information in answer to the broad discovery that is allowed by the courts.

# 0106

Trustee Kerestes moved to approve the Plumber Bond Report for March and April of 2014 as presented; seconded by Trustee Hawks; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

<b>Company</b>	<b>Bond No.</b>	<b>Expiration</b>
Atlas Plumbing	LSM0067660	05/31/2015
Best Design	66155466	05/31/2015
Ceroni Piping	400SV1728	05/31/2015
Ceroni Piping	400SV1730	05/31/2015
Ceroni Piping	400SM2070	05/31/2015
Design Plumbing	3954701	05/31/2015
Design Plumbing	3954700	05/31/2015
Fischer Excavating	1180995	05/31/2015
Hartwig Plumbing	Q89-8170662	05/31/2015
Hartwig Plumbing	Q89-8170663	05/31/2015
Held Brothers	B1177944	05/31/2015
Martin & Company	717925C	05/31/2015
Mechanical, Inc	08779788	05/31/2015
Mechanical, Inc.	08779787	05/31/2015
Total Plumbing	RLI-468858	05/31/2016
William Charles	105154182	05/31/2015
William Charles	105154183	05/31/2015
William Charles	105154184	05/31/2015

Trustee Kerestes moved to approve the Easements for the month as presented; seconded by Trustee Jones; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Fuller Creek Phase C  
Gerald and Leasatta Rosenquist

Fuller Creek Phase C  
Jonathan and Marla Eash

Trustee Kerestes moved to approve Annexation Ordinance 13/14-A-04 annexing an area described as Newburg Subdivision, Rockford; seconded by Trustee Jones; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Kerestes moved to approve Annexation Ordinance 13/14-A-05 annexing an area described as 3774 Wheatridge Lane, Loves Park; seconded by Trustee Jones; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Kerestes moved to approve Sewer Service Lateral Lining, CIP No. 1433 Change Order No. 1 – Final, representing the final “as built” quantities incurred by shut down of the project due to extremely cold weather and subsequent removal of eight (8) sewer services from the project, for a deduct of \$18,750.00 from the cost of the contract and an adjusted final contract amount of \$362,500.00; seconded by Trustee Pollack; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Pollack moved to approve Sanitary Sewer Lining 2013-2014, IEPA Project L17-4715, CIP No. 1437, State Revolving Loan Fund Change Order No. 2, extending the contract completion date to June 29, 2014, and providing for costs incurred by shut down of the project due to extreme cold weather, resulting to an adder of \$8,316.24 to the contract and an adjusted final contract amount of \$1,792,915.50; seconded by Trustee Hawks; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Pollack moved to approve Sanitary Sewer Lining 2013-2014, Lining, CIP 1455, Change Order No. 1, extending the contract completion date to July 30, 2014, and providing for costs incurred by shut down of the project due to extreme cold weather, resulting in an adder of

# 0108

\$14,931.54 to the contract and an adjusted final contract amount of \$1,104,389.54; seconded by Trustee Jones; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Hawks moved to approve Cherry Valley Pump Station Wet Well, CIP 1318, Change Order No. 6, representing modifications required and directed by the District including reimbursement to the District for electrical costs during bypass pumping operations, repair of a leak in the 36" sewer coming into the station, a change in concrete demolition thickness in the wet well, concrete removal, installation of additional bracing, testing, and elimination of a pressure transducer for an adder of \$24,114.02 to the contract and an adjusted contract amount of \$3,107,671.79; seconded by Trustee Jones; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Pollack moved to approve the Agreement for Cost Recovery with IDOT for W. State Street Resurfacing, CIP 1535, FAP Rt. 302 (US Bus 20) for resurfacing of W. State Street west of Day Avenue, providing payment to the State for costs related to the sanitary sewer located in the roadway for an estimated cost of \$14,720.00; seconded by Trustee Hawks; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Pollack moved to approve the Agreement for Cost Recovery with IDOT for Harrison Avenue Resurfacing, CIP No. 1506, FAP Rt. 525 & 734 to resurface Harrison Avenue from Kishwaukee to 9<sup>th</sup> Street and Alton Avenue to Sandy Hollow Road, to provide payment to the State for costs related to the sanitary sewer located in the roadway for an estimated cost of \$6,624.00; seconded by Trustee Hawks; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Pollack moved to approve Aeration Efficiency Project, CIP 1421, Consultant Agreement Amendment No. 1 as shown in the revised payback calculation presented with the equipment bid at the March 2014 Regular Meeting, providing for modification of the equipment bridge design to align with delivery schedules and allow for simpler maintenance for an adder of \$4,500.00; seconded by Trustee Hawks; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Fuller Creek Trunk – Meridian Road to Winnebago, Phase C, CIP 1153, Rowley Easement was moved to Closed Session.

Trustee Kerestes moved to lay over Fuller Creek Trunk – Meridian Road to Winnebago, Phase C, CIP 1153, Easement Condemnation – Dimke, Ordinance No. 13/14-M-13; seconded by Trustee Pollack; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Pollack moved to approve Rock 39, Winnebago County Sewer Cooperative Extension Agreement – Revised, adopting the changes proposed by the Winnebago County Board including provisions for payment and contingent on Rock 39 LLC successfully executing a development agreement for construction of a minimum 125,000 square foot industrial/warehouse facility within the Rock 39 Industrial Park, subject to execution by Winnebago County and by the Developer; seconded by Trustee Kerestes; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Kerestes moved to approve withdrawal of 9904 Queen Oaks Drive, PIN 08-19-152-013, from Queen Oaks Special Assessment No. 115; seconded by Trustee Pollack; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye



# 0110

Trustee Kerestes moved to approve Agreement for Lateral Sanitary Sewer Extension for New Milford Commons, Special Assessment No. 129, providing for approximately 990 feet of lateral sewer extension with four (4) service stubs, one for each septic system, across New Milford Commons, PIN 15-24-355-011, from District manhole 164-032 near the north property line southerly to South Bend Road; seconded by Trustee Hawks; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

In the month of March, District crews completed 30 services, 2 mainline repairs, 22 emergencies, and 13 manholes tickets. The back-log of manhole tickets increased slightly, in part due to review of CIP projects for the local communities. Crews also responded to 6 mainline backups.

Trustee Hawks moved to approve Lawn Maintenance, ITB No. 11-200, Change Order No. 2 from BL Wellwood, providing for lawn maintenance service for the remaining two years of the contract for 15 properties not included in the original contract for an adder of \$1,500.00 per month, for a revised contract total of \$182,500.00; seconded by Trustee Pollack; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Pollack moved to approve Resolution 13/14-02 authorizing staff to participate in the Federal Surplus Property Program for a period of three (3) years; seconded by Trustee Jones; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Business Manager Papke stated for the month ending March 31, 2014, the Income Statement shows user fee revenue 15% over budget month to date and equal to budget year to date. Total revenue is 14% over budget month to date and 5% over budget year to date. O&M expenses are 3% under budget year to date. The Income Statement shows \$4,043,791 net operating income through March 31, 2014. The Statement of Cash Flows shows \$4,365,837 decrease in cash for the 2013-2014 fiscal year. General Fund cash ended the month at \$7,756,579. The total number of full time positions as of March 31 was 111; the total number of full time employees was 110; the vacant position was a Surveyor Technician.

Trustee Kerestes moved to approve the Combined Annual Budget and Appropriations Ordinance for the Rock River Water Reclamation District for the Fiscal Year Beginning May 1, 2014, and Ending April 30, 2015, Ordinance No. 13/14-B-04; seconded by Trustee Pollack; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

Trustee Jones moved to recess the Regular Meeting of the Board of Trustees to hold the Regular Meeting of the Committee of Local Improvements; seconded by Trustee Pollack; **motion passed**. The Regular Meeting recessed at 6:16 p.m.

The Regular Meeting reconvened at 6:17 p.m.

Trustee Hawks moved to recess the Regular Meeting of the Board of Trustees to move into Closed Session in accordance with the Open Meetings Act at 5 ILCS 120/2(c), Exemptions Number 11 and 2; seconded by Trustee Kerestes; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye
Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

The Regular Meeting recessed at 6:17 p.m.

The Regular Meeting of the Board of Trustees reconvened at 6:35 p.m. President Massier stated no votes or actions were taken or decisions made in Closed Session.

Trustee Kerestes moved to approve Fuller Creek Trunk – Meridian Road to Winnebago, Phase C, CIP 1153, Rowley Easement providing \$20,000.00 to the property owner plus payment for crop damage in the amount of \$583.20 per year for a three year period; seconded by Trustee Jones; **motion passed** upon roll call as follows:

Elmer Jones	Aye
Lloyd Hawks	Aye

**0112**

Donald Massier	Aye
Donald Kerestes	Aye
Rick Pollack	Aye

There being no further business to come before the meeting, Trustee Hawks moved to adjourn; seconded by Trustee Kerestes; the meeting adjourned at 6:36 p.m.

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Clerk