

**South Sangamon Water Commission**  
Minutes of Regular Meeting of the Board of Commissioners  
July 20, 2010 – 8:30 a.m.  
Greene & Bradford conference room, 3501 Constitution Dr, Springfield IL

**Commissioners:**

Present: Craig Hall, Del McCord, William Pfeffer

Absent: none

Quorum: yes

**Others Present:**

Terry Burke (SSWC), Herb Butler (EMC), Kate DeProsperis (Edward Jones), Shane Hill (Chatham), Jay Jessen (Greene & Bradford), Gary Kuntzman (Greene & Bradford), John Myers (Rabin, Myers & Hanken), Joe Pisula (Donohue & Associates), Todd Thomas (EMC), Ron Vancil (SSWC), Laura VanProyen (SSWC), Mike Williamsen (Chatham)

**Proceedings:**

- Meeting was called to order at 8:30 a.m. by Chairman, Del McCord and roll taken.

MOTION by Pfeffer, second by Hall to amend the agenda to remove Item 5 Feasibility Study and Bond Ordinances Update in Mike Southworth's absence and replace it with Operations and Maintenance Proposal by EMC.

Voice vote: Motion carried.

MOTION by Pfeffer, second by Hall to approve June 15, 2010 meeting minutes.

Voice vote: Motion carried.

MOTION by Pfeffer, second by Hall to approve July 7, 2010 special meeting minutes.

Voice vote: Motion carried.

**Treasurer's Report:**

- Treasurer Pfeffer, explained the new format of the reports as they were generated using QuickBooks.

- June 30, 2010 balances in Warren-Boynton State Bank and Peoples Bank & Trust totaled \$1,461,354.94.

- The remaining \$3,000,000 interim bond balance will be drawn and deposited to Warren-Boynton State Bank today. After paying all outstanding bills and determining an appropriate amount to keep available for upcoming payroll and other potential expenses, the balance will be transferred to Peoples Bank & Trust tomorrow.

**Review and Approval of Outstanding Invoices for Payment:**

- A list of outstanding invoices totaling \$2,015,633.53 was presented as an attachment to the June Treasurer's Report.

MOTION by Pfeffer, second by Hall to pay all outstanding invoices.

Roll call vote: McCord – yes    Pfeffer – yes    Hall – yes                      Motion carried.

**Operations and Maintenance Proposal by EMC:**

- Todd Thomas presented information regarding their company structure and practices for managing the water plant as well as cost estimates for the first year.
- Thomas will provide copies of his power point presentation along with a draft contract and a more detailed breakdown of the operations cost item for the Commission's further consideration.
- Commissioner McCord asked what effect the addition of service to Rochester could have on rates. Thomas calculated an estimated \$1 reduction per 1,000 gallons. The additional demand would shorten the projected time at which capacity of the plant is reached from twenty years to approximately ten.

**Approval of An Ordinance Establishing Eligibility and Initial Service Regulations for Future Retail Customers of the South Sangamon Water Commission:**

- Attorney Myers stated changes can be made to this at any time and policies regarding details such as the number and cost of taps remain to be determined later.
- By putting this in place now we will be better able to answer inquiries from potential customers and hold discussions with property owners along the pipeline.

MOTION by Pfeffer, second by Hall to adopt Ordinance No. 10-23 "An Ordinance Establishing Eligibility and Initial Service Regulations for Future Retail Customers of the South Sangamon Water Commission"

Roll call vote: McCord – yes Pfeffer – yes Hall – yes Motion carried.

**Approval of An Ordinance Pertaining to Cross-Connection Control:**

- Attorney Myers stated most of this comes directly from EPA requirements.

MOTION by Pfeffer, second by Hall to adopt Ordinance No. 10-24 "An Ordinance Pertaining to Cross-Connection Control"

Roll call vote: McCord – yes Pfeffer – yes Hall – yes Motion carried.

**Acquiring Easements from Curran Road to Loami-Bates Road:**

- Terry Burke stated that in some areas along Mansion Road the right-of-way is rather narrow. There are places where easements allowing the pipe to be moved further from the road would be beneficial.
- Easements could be negotiated in exchange for taps.
- Jay Jessen will prepare standard easements.

**Status of RR Permits/Bonds from JLB Construction:**

- Gary Kuntzman stated we are waiting on contractors to execute bonds.
- 800 feet can be completed without permits.

**IEPA Permits Update:**

- Joe Pisula stated he expects test results regarding brine levels later this week.
- Commissioner McCord will contact Gregg Humphrey today. Commissioners Pfeffer and Hall and Attorney Myers will follow up with Humphrey next week to get the signed brine agreement.
- The brine agreement should allow the Commissioners to finalize the details of the Memorandum of Understanding with Prairie Rivers Network by the end of July.

- When we have a signed agreement with Prairie Rivers Network, hopefully during the first week of August, Commissioner McCord along with Mayor Frank and Mayor Gray will meet with Doug Scott to discuss priority processing of our permit.
- Pisula stated Humphrey wants additional information regarding the flood permits.
- The Commissioners agreed that, before we address these issues, our first priority must remain obtaining the NPDES permit.
- Commissioner Hall and Joe Pisula will follow up to determine the status of the Building Permit and provide any final information required.
- Commissioner McCord stated Shane Hill is working with Ameren and will meet with Darrell Nation on July 27 about electrical connections.

**Approval of An Ordinance Approving a Memorandum of Understanding between South Sangamon Water Commission and Prairie Rivers Network:**

- Attorney Myers stated this will allow the Chairman to act on behalf of the Commission to finalize and sign the Memorandum of Understanding without calling an additional meeting.
- Pisula will provide the site map and chloride levels information to Myers for attachment to the Memorandum.

MOTION by Pfeffer, second by Hall to adopt Ordinance No. 10-26 “An Ordinance Approving a Memorandum of Understanding between South Sangamon Water Commission and Prairie Rivers Network”

Roll call vote: McCord – yes Pfeffer – yes Hall – yes Motion carried.

**Discussion of Public Officials Liability Insurance Quote:**

- Commissioner Pfeffer stated the premium cost is based on the Commission’s choice of policy limits and asked how much coverage was needed.
- Attorney Myers stated TORT immunity limits the Commissioners’ liability.
- A decision was tabled until the July 28 meeting to allow Myers to discuss this further with Tom Kavanaugh at Nicoud Insurance.

**Approval of An Ordinance Approving a Contract Agreement with Advanced Automation & Controls, Inc.:**

- Discussion and approval were tabled until the July 28 meeting to allow Pisula time to review the contract.

**Discussion of Bringing on Additional Contractors:**

- Discussion was tabled until the August regular meeting when there will be a better idea of the date bond funds will be available.
- Kate DeProsperis stated they are waiting for the feasibility study. Chris Collier has been in almost daily contact with Mike Noonan trying to finalize the study.
- Commissioner Pfeffer and Attorney Myers will contact Noonan to move this along and ask him to attend the July 28 meeting to present the study.

**Land Acquisition Update:**

- Attorney Myers stated the Hudgins trial date has been canceled pending an updated appraisal.
- Myers stated he received a settlement offer of \$45,000 from Hudgins' attorney yesterday.
- The Commissioners agreed to stand by their previous offer of \$27,500 or they are ready to proceed in court.

- Pisula asked about the Spurgeons property status. Attorney Myers will provide him a copy of the finalized settlement.

**Status of Springfield Easements:**

- Attorney Myers again stated these easements are not required of us but we are doing them at the request of the City of Springfield. He further stated the City has been very easy to work with in completing the project.
- Myers is preparing the easements in two groups. Chairman McCord signed the first group of twenty today. The remaining group will require signature when they are complete.

MOTION by Pfeffer, second by Hall to allow Commissioner McCord to execute the remaining easements when they are ready.

Voice vote. Motion carried.

- Terry Burke met with Tom Skelly. There is a verbal agreement that no trees on CWLP property will be touched without first consulting with them to get approval.

**Other New Business:**

- Pisula stated the environmental information document regarding the \$270,000 STAG grant will be in by the end of the month deadline.

**Next Meeting and Adjournment:**

- The next meeting of the South Sangamon Water Commission will be a special meeting held July 28, 2010 at 8:30 a.m. following a public hearing regarding the appropriation budget ordinance in the conference room of Greene & Bradford, 3501 Constitution Dr, Springfield IL.
- The next regular meeting of the South Sangamon Water Commission will be held August 17, 2010 at 8:30 a.m. in the conference room of Greene & Bradford, 3501 Constitution Dr, Springfield IL.

MOTION by Pfeffer, second by Hall to adjourn.

Voice vote: Motion carried.

- The meeting adjourned at 11:20 a.m.

Respectfully submitted,

  
Deputy Clerk

**South Sangamon Water Commission**  
Minutes of Special Meeting of the Board of Commissioners  
July 7, 2010 – 7:00 p.m.  
New Berlin Village Hall, 301 East Illinois Street, New Berlin, Illinois

**Commissioners:**

Present: Craig Hall, William Pfeffer

Absent: Del McCord

Quorum: yes

**Others Present:**

Chris Collier (Edward Jones), Steve Frank (New Berlin) Mike Southworth (Hart, Southworth & Witsman), Laura VanProyen, Michael Williamsen

Commissioner Hall was appointed acting Chairman for the meeting.

The Chairman called the meeting of the Board of Commissioners of the South Sangamon Water Commission to order and announced that the sole agenda item for the Board of Commissioners was a public hearing to be held pursuant to the Bond Issue Notification Act.

The Chairman reported that notice of the public hearing had been given (i) by publication in the *Chatham Clarion* on June 24, 2010 and the *New Berlin Bee* on June 25, 2010, dates not less than seven (7) nor more than thirty (30) days before the date of the public hearing, and (ii) by posting copies of said notice at the principal offices of the Board, the Villages of Chatham and New Berlin, and at the location of the public hearing, more than 48 hours before the public hearing.

The Chairman then explained that the hearing was to receive public comments on the proposal to sell bonds in the amount not to exceed \$30,000,000 for the purpose of (i) paying the costs of developing, acquiring and constructing a new water well field and new water treatment facilities located east of the Village of Rochester, Illinois by the Commission including all necessary engineering, connections, appurtenances, material, labor and equipment incident thereto, all mechanical, electrical and other services necessary, useful or advisable to such projects and incidental to such improvements, (ii) paying costs of refunding the Commission's \$7,000,000 Water Commission Revenue Bonds, Series 2010A and the \$2,715,000 Debt Certificates (Waterworks System), Series 2010 of the Village of Chatham, Illinois, both previously issued to pay initial costs of the project, and (iii) paying capitalized interest, bond discount, bond interest, bond reserve account funding, legal, financing, administrative expenses and other costs of issuing the bonds.

The Chairman explained that all persons desiring to be heard would have an opportunity to present written or oral testimony with respect thereto. Whereupon the Chairman asked for presentation of any written or oral public testimony concerning the proposed issuance of the bonds and the purposes for the bonds.

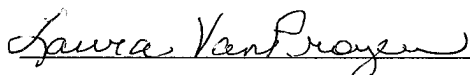
No statements, written or oral, were presented.

Commissioner Pfeffer moved and Commissioner Hall seconded the motion that the public hearing be finally adjourned.

Upon roll call vote, the motion to adjourn the public hearing passed unanimously. The Chairman declared the motion to adjourn the hearing carried and the hearing was adjourned.

Commissioner Pfeffer then moved and Commissioner Hall seconded the motion that the meeting be adjourned. Upon roll call vote, the motion to adjourn the meeting passed unanimously and the meeting was declared adjourned at 7:05 p.m.

Respectfully Submitted:

A handwritten signature in cursive script, reading "Laura VanProyen", is written over a horizontal line.

Laura VanProyen, Deputy Clerk