

**REGULAR MEETING OF THE BOARD OF
COMMISSIONERS OF THE METRO EAST
SANITARY DISTRICT, ST. CLAIR AND
MADISON COUNTIES, ILLINOIS HELD ON
TUESDAY, OCTOBER 15, 2019 AT 1800 EDISON
AVENUE, GRANITE CITY, ILLINOIS AT 8:00
A.M.**

President Brinza called the meeting to order and the Clerk recorded the attendance.

The following was the attendance:

Present: Commissioners McCall, Brinza, Krekovich and Dixon.

Absent: Commissioner Darwin.

Metro East Sanitary District employees attending the meeting were Executive Director Adler, Deputy Executive Director Sawicki, Attorney Calvo, Attorney Craney, Superintendent Rick Fancher, Superintendent Scott Hillman and Superintendent Cedric Irby and Lansdowne Office Manager Roger Morthland. Also, attending the meeting were Charlie Juneau representing Juneau Associates, Britt Donoho from Craney Law Group and Frank Dorris.

PUBLIC COMMENT:

Frank Dorris commented about DDI Media easement.

CUSTOM MANUFACTURED STAINLESS PIPE BAND BIDS:

One bid from Hamilton:

52 bands @ \$440.87 = \$22,925.24

Motion Commissioner McCall; seconded Commissioner Krekovich to approve the bid from Hamilton for 52 bands at \$440.87 for a total of \$22,925.24.

Upon roll call, the motion carried by the following vote:

Ayes: Commissioners McCall, Brinza, Krekovich and Dixon

Nays: None.

Absent: Commissioner Darwin.

REPORT OF EXECUTIVE DIRECTOR:

Deputy Executive Director Sawicki reported:

We are 90% complete on the testing of Nameoki Ditch water. The beginning of the ditch has high fecal levels, as you continue down the ditch it is diluted. There is another spike at the one-mile mark which is around the twin 60's, it is a small spike, but it still shows up. We are going to compile a report and send it off to the Environmental Protection Agency (EPA) to see what we need to do.

Executive Director Adler "The EPA has been notified about this several times. If I hear anything, I will let you know this is something that needs to be resolved."

Superintendent Hillman presented his report:

Superintendent Fancher reported:

We are out mowing and have mowers in Hartford today. The front levee is finished, Nameoki ditch has been cut. We are waiting for the TK to be fixed. We are spraying and trimming every day.

Deputy Superintendent Irby reported:

We are grading roads and getting bids on fixing the cracks in the levee wall. We are trying to keep up with repairs on vehicles and equipment.

Superintendent Presswood reported:

We had a problem with the viaduct lift station both pumps cables broke the brackets broke. We have them up and running and waiting on different brackets.

Waiting on parts for pump #3 at Bremen.

Lansdowne Office Manager Roger Morthland reported:

I have contacted the prison; they are sending 2 more checks to catch up their bill. We are continuing to send out letters and turn over accounts to Local Debt Recovery. All Protest that came in have been settled. I put two new bridges up between the offices and they are working well. I was then able to remove the cellular routers we have been paying for through Verizon.

Executive Director Adler reported:

We had a meeting last week with FEMA about getting the reimbursement we requested. We continue to have high water that effects the budget.

We are looking into hiring some employees at Lansdowne to help the office with the shortage they are experiencing.

REPORT OF ENGINEER: None

MINUTES:

The minutes for the September 17, 2019 were presented for approval.

Motion Commissioner McCall; seconded Commissioner Krekovich to dispense with the reading of the minutes, approve them as submitted and place them on file.

October 15, 2019

Page 5

Upon roll call, the motion carried by the following vote:

Ayes: Commissioners McCall, Brinza, Krekovich and Dixon

Nays: None.

Absent: Commissioner Darwin.

EXECUTIVE SESSION MINUTES:

The executive session minutes for the August 20, 2019 and September 17, 2019 meetings were presented for approval:

Motion Commissioner McCall; seconded Commissioner Krekovich to approve the executive session minutes, as submitted and place them on file.

October 15, 2019

Page 6

Upon roll call, the motion carried by the following vote:

Ayes: Commissioners McCall, Brinza, Krekovich and Dixon

Nays: None.

Absent: Commissioner Darwin.

CLAIMS AND SPECIFIC CLAIMS:

The General Fund and Lansdowne Claims and Specific Claims were submitted for approval:

October 15, 2019

Page 7

Motion Commissioner McCall; seconded Commissioner Krekovich to approve the General Fund and Lansdowne Claims and Specific Claims as submitted and order them paid.

Upon roll call, the motion carried by the following vote:

Ayes: Commissioners McCall, Brinza, Krekovich and Dixon

Nays: None.

Absent: Commissioner Darwin.

FINANCIAL REPORTS:

The General Fund, Special Funds and Lansdowne Financial Reports for the month of September 2019 were submitted for approval:

October 15, 2019

Page 8

Motion Commissioner McCall; seconded Commissioner Krekovich to approve the General Fund, Special Funds and Lansdowne Financial Reports for the month of August 2019 as submitted and place them on file for audit.

Upon roll call, the motion carried by the following vote:

Ayes: Commissioners McCall, Brinza, Krekovich and Dixon

Nays: None.

Absent: Commissioner Darwin.

PAYROLL:

The Payroll for the period of September 8, 2019 through September 21, 2019 and the Payroll for the period of September 22, 2019 through October 5, 2019 were submitted for approval.

Motion Commissioner McCall; seconded Commissioner Krekovich to approve the Payroll as submitted.

Upon roll call, the motion carried by the following vote:

Ayes: Commissioners McCall, Brinza, Krekovich and Dixon

Nays: None.

Absent: Commissioner Darwin.

REPORT OF ATTORNEY:

Attorney Britt Donoho reported:

I have been working directly with David Wilson from DDI Media as well as Juneau Associates. I know the Board had some questions on how much money we potentially want for the easement. The issue I have been having is getting land description because they are requesting access to such a large parcel of land. The purpose behind this request is because they want to access their billboard in case of flooding. We are requiring them to carry insurance but if the Board has any further protection they want to include or how much you would like to charge including if it would be annual renewal. Once I have this information, we can try to get this finalized if the Board wants to provide this easement.

Attorney Craney reported:

We are final done with the United States Army Corps of Engineers (USACE) deep cut off wall. The work can proceed accordingly. Now we are working VEOIA project. We need more property rights agreements.

Executive Director Adler “USACE sent me an email. When the contractors are boring, if they dig up questionable materials, they are not required to report it.”

USACE signs agreements with local governmental entities like MESD and Woodriver Levee District and then say you are local partner. USACE then says you need someone to get all these easements and make the way for us. The government entities sign off on all these easements and USACE is watching over us and

telling us we can not put that into the agreement. If we tell USACE we need to be able to negotiate can we do this, the answer is no. They are inflexible.

The ADB issue, is whether MESD is required to participate in the JULIE system. If you read the statue MESD does not need to participate in JULIE because we fall into an exception. Now the question they will raise is our line adequately marked. Our markers are 500 feet apart and clearly visible.

Executive Director Adler “It is not only that, but they were only supposed to bore 7 or 8 feet and the hit a line at 24 inches under the ground.”

I will discuss more in Executive Session.

Attorney Calvo reported:

I just want to discuss page 7 paragraph 11-1A of the Ethics Ordinance. This addresses the incompatibility of the office of Mayor and District Commissioner. The Mayor can not serve in both position without a conflict of interest.

President Brinza “I have one question on page 5 article 5 it says Entity name shouldn’t Metro East Sanitary Districts name be there?”

Yes, MESD name should have been there.

President Brinza “Can I get a motion to amend the Ethics Ordinance page 5 article 5 to insert MESD name in lieu if name of entity and anywhere else it happens to be in the document.”

Motion Commissioner McCall; seconded Commissioner Dixon to amend the Ethic Ordinance 2019-0-010 to insert Metro East Sanitary District name in lieu of name of entity throughout the Ordinance.

Upon roll call, the motion carried by the following vote:

Ayes: Commissioners McCall, Brinza, Krekovich and Dixon
Nays: None.

October 15, 2019

Page 11

Absent: Commissioner Darwin.
Attorney Calvo continued:

The only other business I wanted to discuss is that Executive Director Adler received a letter that the Teamsters Local 50 Union wanted to open negotiations. I thought I would be basically in charge except I would like a committee with Executive Director Adler and President Brinza and myself to meet with them and discuss changes.

CORRESPONDENCE:

A letter from Robert and Eileen Howard was presented:

October 15, 2019

Page 12

Executive Director Adler “They have asked for relief on their bill. We typically amend these bills after Illinois American Water gives an adjustment and they have not adjusted their bill at this time.”

President Brinza “I want to wait on Illinois American Water.”

OLD BUSINESS:

Discussion and/or action on ABD Inc., regarding 24-inch sewer break.

It was discussed during the Attorney Report.

Discussion and/or approval of tuckpointing bid.

Executive Director Adler “Deputy Executive Director Sawicki is looking into getting another bid for South station tuckpointing.”

Discussion and/or approval of Easement for DDI Media:

It was discussed during the Attorney report and needs to be tabled for next meeting.

Discussion of pursuing fees from the Illinois Department of Corrections:

It was discussed in the report from the office manager Roger Morthland.

Discussion and potential action regarding the MESD Ethics Ordinance 2019-0-010.

An Ordinance regarding MESD Ethics was presented. Number 2019-0-010 was assigned to this document.

Motion Commissioner McCall; seconded Commissioner Krekovich to adopt Ordinance 2019-0-010 regarding MESD Ethics.

Upon roll call, the motion carried by the following vote:

Ayes: Commissioners McCall, Brinza, Krekovich and Dixon

October 15, 2019

Page 14

Nays: None.

Absent: Commissioner Darwin.

NEW BUSINESS:

Discussion and/or approval of selling /scrapping equipment and vehicles.

This will be tabled till next meeting so it can be discussed with Superintendent Presswood.

Discussion and/or approval of Communication Easement for Ameren.

This was discussed in the Attorney Report.

Local 50 Bargaining.

This was discussed in the Attorney report.

EXECUTIVE SESSION:

Motion Commissioner Krekovich; seconded Commissioner Dixon; to enter into Executive Session for the exceptions noted under 5 ILCS 120/2(c) 1.

Appointment, employment, compensation, discipline or performance of employees and pending or threatened or imminent litigation.

Upon roll call, the motion carried by the following vote:

Ayes: Commissioners McCall, Brinza, Krekovich and Dixon

Nays: None.

Absent: Commissioner Darwin.

The Board entered into Executive Session at 8:59 A.M.

October 15, 2019

Page 15

Motion Commissioner McCall; seconded Commissioner Darwin to return to regular session at 9:12 A.M.

The Clerk recorded the attendance:

Present: Commissioners McCall, Brinza, Krekovich and Dixon

Absent: Commissioner Darwin.

Also, attending the meeting at this time was Executive Director Adler, Deputy Executive Director Sawicki and Attorney Craney and Attorney Britt Donoho.

There being no further business, Motion Commissioner McCall; seconded Commissioner Dixon to adjourn.

Upon roll call, the motion carried by the following vote:

Ayes: Commissioners McCall, Brinza, Krekovich and Dixon

Nays: None.

Absent: Commissioner Darwin.

So, adjourned at 9:13 A.M.

Clerk