

**REORGANIZATION AND REGULAR MEETING  
OF THE BOARD OF COMMISSIONERS OF THE  
METRO EAST SANITARY DISTRICT, ST. CLAIR  
AND MADISON COUNTIES, ILLINOIS HELD ON  
TUESDAY, JANUARY 21, 2020 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 Brinza, Darwin, McCall, Oney and Dixon.

Absent:

Metro East Sanitary District employees attending the meeting were Executive Director Adler, Deputy Executive Director Sawicki, Deputy Executive Director Economy, Attorney Calvo, Attorney Craney, Superintendent Rick Fancher, Superintendent Scott Hillman. Also, attending the meeting were Charlie Juneau representing Juneau Associates, Ken Rozell, Nick Novacich, Amanda Greathouse, Frank Dorris, Tom Schooley and Blake Meinders.

**PUBLIC COMMENT:** None

President Brinza “There are couple of open court cases and I would ask that we obviously have Scott Oney on the payroll now and we keep Commissioner Krekovich on till those are settled, otherwise there could be repercussions.”

Commissioner Oney “I would disagree with that, here is the court of appeals on the temporary restraining order (T.R.O.), that does not state that fact and if you at on recognizing him you will be reported as violating the T.R.O., as a personal not MESD not the attorney. It will be this Board and the Board members that act against the T.R.O.

President Brinza “He was not going to be a voting member.”

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Commissioner Oney “You did not say that.”

President Brinza “He would just stay on payroll.”

Commissioner “He can not be on payroll. He is no longer a member of this Board.”

President Brinza “If something changes it can be back dated.”

**PUBLIC COMMENT:**

Frank Dorris commented:

I have a question for St. Clair County. There is a ditch that goes through the City of Caseyville and actually goes down to Prairie Dupont and goes underneath the railroad trussel. A year ago, it was blocked up and broke the Levee over there on some farm ground. We are farming that now and that trussel is blocked up again. I believe it is the dividing line for MESD and the other entity. I wanted to know if anybody the contact information of the railroad locally. The tax bill is Consolidated Rail in Florida.

Deputy Executive Director Adler “That is within the City of Caseyville village limits. They are supposed to be keeping it clean. We have gone in several times to help them repair as a service to the Municipality. I will contact Caseyville and let them know it is again in need of maintenance.”

President Brinza asked for a motion naming a Temporary Chairman for the selection of President.

Motion Commissioner Oney; seconded Commissioner Darwin to appoint Commissioner McCall as the Temporary Chairman for the election of President.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza

Nays: None

At this time, Commissioner McCall makes a motion to appoint Commissioner Oney to be President for MESD for the year of 2020. Commissioner Darwin seconded the motion to place the name of Commissioner Scott Oney for President

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza  
Nays: None

President Oney “Next on the agenda tht previous appointment will stand. I make a motion that we will not accept the previous appointments.”

Commissioner McCall motioned and Commissioner Darwin seconded the motion for the previous appointments not to stand.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza  
Nays: None

President Oney “I make a motion that Curtis McCall be Vice President.”

Commissioner Darwin “Seconded the motion for Curtis McCall to be vice President.”

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza  
Nays: None

President Oney “I make a motion to appoint Rick Fancher as Executive Director.”

Commissioner McCall seconded the motion to appoint Rick Fancher as Executive Director.

Commissioner Brinza “There is a contract and I am just making the Board members aware, we will be paying the current Executive Director if he is released without cause. So, keep that in mind when your appointing another Director we will be paying for 2 Executive Directors.”

President Oney “I call for the vote.”

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

Ayes: Commissioners Darwin, McCall, Oney and Dixon  
Nays: Commissioner Brinza

President Oney “I make a motion to nominate Kim Hogue as District Clerk.”

Commissioner McCall seconded the motion to nominate Kim Hogue as District Clerk.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza  
Nays: None

President Oney “I make a motion to nominate Kim A. King as treasurer of the District.”

Commissioner McCall seconded the motion to nominate Kim a King as treasurer of the District.

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

Ayes: Commissioners Darwin, McCall, Oney and Dixon  
Nays: None  
Abstain: Commissioner Brinza

President Oney “I make a motion to appoint Tom E. Schooley and Blake Meinders as the District Attorneys.

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

Ayes: Commissioners Darwin, McCall, Oney and Dixon

Nays: None  
Abstain: Commissioner Brinza

**REPORT OF EXECUTIVE DIRECTOR:**

Executive Director Fancher reported:

We met with the United States Army Corps of Engineers (USACE) on the 14<sup>th</sup> and they told us to have our System Wide Improvement Framework (SWIF) in place. We have submitted that, and it has been pre-approved. We have done our due diligence for the year. We have to update that every year until the SWIF is complete.

Charlie Juneau has submitted our FEMA report and that has been preapproved. We are just waiting for the documentation to be completed.

President Oney “Is there a motion to approve the report?”

Motion Commissioner McCall; seconded Commissioner Dixon to approve the Executive Directors report.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza  
Nays: None

**REPORT OF ENGINEER:**

Mr. Juneau reported:

The deep cut off wall USACE project was awarded thirty-two million dollars. It will be on going and we are still working on easements for the next project phase.

We are working on the Levee 500-year certification, the 100 year has been approved.

I have been talking to Illinois Environmental Protection Agency. They have advised me in emails they need all the documentation for the loan regarding the Lansdowne project. Everything needs to be done by June 30, 2020 or it will go into next years funding round. It is an eleven and

half million-dollar project with forty-five forgiveness. We will need to advertise for bids and have the ordinance ready no later than April 15, 2020, to make IEPA deadline for June deadline.

Motion Commissioner McCall; seconded Commissioner Darwin to approve the Engineers report.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza  
Nays: None

**MINUTES:**

The minutes for the November 22, 2019 Special meeting, the December 17, 2019 meeting and the minutes for the December 31, 2019 Special meeting were presented for approval.

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

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza

Nays: None

**EXECUTIVE SESSION MINUTES:**

The executive session minutes for the December 17, 2019 meetings were presented for approval:

Motion Commissioner McCall; seconded Commissioner Darwin to table Executive session minutes till next meeting.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza

Nays: None

**CLAIMS AND SPECIFIC CLAIMS:**

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

Motion Commissioner McCall; seconded Commissioner Darwin to approve the General Fund and Lansdowne Claims and Specific Claims as submitted and order them paid with the amendment that no attorney or legal bills be paid at this time:

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

Ayes: Commissioners Darwin, McCall, Oney and Dixon

Nays: Commissioner Brinza

**FINANCIAL REPORTS:**

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



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

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza

Nays: None

**PAYROLL:**

The Payroll for the period of December 1, 2019 through December 14, 2019 and the Payroll for the period of December 15, 2019 through December 28, 2019 were submitted for approval.

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

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza  
Nays: None

The Payroll for the period of December 29, 2019 through January 11, 2020 were submitted for approval.

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Motion Commissioner McCall; seconded Commissioner Darwin to approve the Payroll as submitted with the amendment to remove Steve Adler from the payroll.

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

Ayes: Commissioners Darwin, McCall and Oney

Nays: Commissioner Brinza

Abstain: Commissioner Dixon

**LANSLOWNE ADJUSTMENT REPORT:**

The Lansdowne Adjustment Reports were presented for approval:

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Motion Commissioner McCall; seconded Commissioner Darwin to approve the Lansdowne Adjustment Reports as submitted.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza

Nays: None

**REPORT OF ATTORNEY:** None

**CORRESPONDENCE:**

A letter from John Barcevic was presented:

Motion Commissioner McCall; seconded Commissioner Darwin to table this correspondence till next meeting.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza

Nays: None

**NEW BUSINESS:**

The Executive Session Minutes through December 31, 2019 were presented for review:

Motion Commissioner McCall; seconded Commissioner Darwin to table review of Executive session Minutes.

A Resolution on the Intergovernmental Agreement for borrowing Metro East Sanitary Districts equipment was presented. Number 2020-R-001 was assigned to this document:

Motion Commissioner McCall; seconded Commissioner Darwin to table Resolution 2020-R-001 till next meeting.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza

Nays: None

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A Resolution naming The Bank of Edwardsville, Regions Bank and U.S. Bank as financial institutions of the Metro East Sanitary District, and requiring two signatures, one of the Executive Director and one of either the Treasurer of said District or the District Clerk to open or close any share or deposit accounts in the Metro East Sanitary District's name, including, without limitations, accounts such as share draft, checking, savings, certificates of deposit or term share accounts, escrow, demand deposit, reserve and overdraft line-of-credit accounts. Number 2020-R-002 was assigned to this document:

Motion Commissioner McCall; seconded Commissioner Darwin to approve and adopt Resolution Number 2020-R-002 with the amendment to remove the Deputy Executive Director and to replace the Executive Directors name to Rick Fancher, to replace the Treasurers name with Kim King.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza  
Nays: None

**EXECUTIVE SESSION:**

Motion Commissioner McCall; seconded Commissioner Darwin; 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 Darwin, McCall, Oney, Dixon and Brinza  
Nays: None

The Board entered into Executive Session at 8:24 A.M.

Motion Commissioner Darwin; seconded Commissioner McCall to return to regular session at 8:43 A.M.

The Clerk recorded the attendance:

Present: Commissioners Darwin, McCall, Oney, Dixon and Brinza  
Absent: None

Also, attending the meeting at this time was Executive Director Fancher, Attorney Tom Schooley and Attorney Meinders.

President Oney “Out of Executive session I need a motion to table the review of the Executive Session minutes.”

Motion Commissioner McCall; seconded Commissioner Darwin to table the review of the Executive session minutes.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza  
Nays: None

President Oney “Out of Executive session I need a motion to terminate the challenge in Madison and St. Clair Counties on the appointment of the new law.”

Motion Commissioner McCall; seconded Commissioner Darwin to terminate the challenge on the appointment of the new law in Madison and St. Clair Counties.

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

Ayes: Commissioners Darwin, McCall, Oney and Dixon  
Nays: Commissioner Brinza

President Oney “As discussed in closed session the Executive Director has some personnel changes.”

Executive Director Fancher “First order of business would be to remove Steve Adler, Don Sawicki and Cedric Irby as employees. They need to surrender their vehicles and we will get them a ride home. I appoint Scott Smith as the new Superintendent of Madison County, Steve Stone will be the foreman of the Heavy Equipment Operators, Rob Johnson will be the foreman of Madison County and Tyquell Stevenson will be the foreman of St. Clair County.”



President Oney “I would like a motion to concur with the Executive Directors employment decisions.”

Motion Commissioner McCall; seconded Commissioner Darwin to concur with the employment decisions of the Executive Director.

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

Ayes: Commissioners Darwin, McCall, Oney, Dixon and Brinza

Nays: None

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

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

Ayes: Commissioners Darwin, Krekovich and Dixon

Nays: None.

Absent: Commissioner McCall, Brinza

So, adjourned at 8:46 A.M.

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Clerk