

**REGULAR MEETING OF THE BOARD OF
COMMISSIONERS OF THE METRO EAST
SANITARY DISTRICT, ST. CLAIR AND
MADISON COUNTIES, ILLINOIS HELD ON
WEDNESDAY, FEBRUARY 8, 2012 AT 1800
EDISON AVENUE, GRANITE CITY, ILLINOIS AT
9:00 A.M.**

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

The following was the attendance:

Present: Commissioners Economy, Hanfelder, Crockett and Laub.
Absent: None.

Also, attending the meeting were Executive Director Bob Shipley, Attorney George Filcoff, Attorney Todd Neilson, Superintendent Randy Presswood, Superintendent John Maeras, Superintendent Walter Greathouse, Superintendent Rick Fancher, Lansdowne Office Manager Cindy Worthen and Treasurer Kenneth Davis.

Bob Massa from Juneau Associates was also in attendance.

ENGINEERING REPORT:

Mr. Massa presented the Engineer's Report dated February 3, 2012 and a quote from R.E. Pedrotti Co., Inc. regarding the Lift Station Remote Control and Monitoring System:

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Mr. Massa explained, "I am scheduling a meeting with R.E. Pedrotti and MESD employees to discuss the revised proposal from R. E. Pedrotti."

REPORT OF EXECUTIVE DIRECTOR:

Executive Director Shipley presented a report with current projects and pictures:

Executive Director Shipley, “We are continuing to study the Chouteau Nameoki and Venice Drainage District (CNV). Also, we are waiting to install the fences around the Eagle Park Lift Stations. MESD only receives Five dollars (\$5.00) per household in Eagle Park to maintain the lift stations. At this time, we do not have the funds available to install the fencing.”

Mr. Massa left the meeting at 9:19 A.M.

REPORT OF SUPERINTENDENT:

Treasurer Ken Davis, “I reviewed and signed the MESD Financial Report for January 2012. I also reviewed and signed the Statement of Receipts and Disbursements for the period covering January 1, 2012 through January 31, 2012, which was prepared by the auditor.”

Superintendent Maeras reported:

1. Pump No. 5 at North Pump Station has been installed. The one year warranty begins on the first day the pump is used.
2. Two of the Pump Stations have been desilted.
3. Four heaters have been repaired. The heaters keep moisture off the pumps and help prevent corrosion.
4. Labor crews are cutting down trees and removing debris.
5. Two employees have passed their Commercial Driver’s License (CDL) tests.

Superintendent Presswood reported:

1. The low boy is continually being used to move equipment. In one day four pieces of equipment were moved.

2. We cleaned out the control gates and the next day a large tree was blocking the gates. We cannot prove it, but we think a tree cutting company dumped the tree into the canal. We are going to monitor this situation.
3. A two man boom lift is being rented to help with the removal of the tin roof at the Missouri Avenue property.

Superintendent Fancher reported:

1. The mechanic is winterizing and painting the Terrain King.
2. Crews are desilting the culverts.
3. The large flap gate by State Aid 35 has been cleared and is working again.

Superintendent Greathouse reported:

1. I have been working with Attorney Filcoff on several projects including Bunge – SCF Grain.
2. I was contacted by Representatives of Gateway International Raceway. Previously, Gateway was leasing the property from several individuals, now they want to purchase the property.
3. We are continuing to learn more and more about the Chouteau, Nameoki and Venice Drainage District.

Lansdowne Office Manager Cindy Worthen reported:

1. Collections are very good. In fact, the office staff is staying very busy between the mail and customers making payments in the office.
2. We met with representatives from Illinois American Water Company. They are going to stop billing Eagle Park residents by September 2012. The Water Company is no longer going to bill for outside companies.

MINUTES:

The minutes for the January 4, 2012 and January 18, 2012 meetings were presented for approval.

Motion Commissioner Crockett; seconded Commissioner Laub 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 Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

GENERAL FUND CLAIMS:

The General Fund Claims and Specific Claims for the month of January 2012 were submitted for approval:

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Motion Commissioner Hanfelder; seconded Commissioner Crockett to approve the General Fund Claims and Specific Claims for the month of January 2012 as submitted and order them paid.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

SPECIFIC CLAIMS:

The Various Specific Claims for the month of January 2012 were submitted for review:

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Motion Commissioner Laub; seconded Commissioner Hanfelder to accept the General Fund and Various Specific Claims for the month of January 2012 as submitted:

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

LANSDOWNE CLAIMS & SPECIFIC CLAIMS:

The Lansdowne Claims and Specific Claims for the month of January 2012 were submitted for approval:

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Motion Commissioner Crockett; seconded Commissioner Laub to approve the Lansdowne Treatment Plant Claims and Specific Claims for the month of January 2012 as submitted and order them paid.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

FINANCIAL REPORTS:

The General Fund and Specific Funds Financial Reports for the month of January 2012 were submitted for approval:

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Motion Commissioner Laub; seconded Commissioner Crockett to approve the General Fund and Specific Funds Financial Reports for the month of January 2012 as submitted and place them on file for audit.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

LANSDOWNE FINANCIAL REPORT:

The Lansdowne Treatment Plant Financial Report for the month of January 2012 was submitted for approval:

Motion Commissioner Laub; seconded Commissioner Crockett to approve the Lansdowne Treatment Plant Financial Report for the month of January 2012 as submitted and place it on file for audit.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.
Nays: None.
Absent: None.

LANSDOWNE REPORT:

The Lansdowne Adjustment Reports were presented for approval:

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Motion Commissioner Crockett; seconded Commissioner Laub to approve the Lansdowne Adjustment Reports as submitted.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

PAYROLL:

The Payroll for the period of January 8, 2012 through January 21, 2012 was submitted for approval.

Motion Commissioner Hanfelder; seconded Commissioner Crockett to approve the Payroll as submitted.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

REPORT OF ATTORNEY:

Attorney Filcoff presented an Ordinance granting permission, right and authority to construct, operate and maintain a grain loading system, upon, over and across the levee of the Metro East Sanitary District and an exit ramp along a one hundred twenty-five foot (125") section of roadway on a portion of the levee property belonging to the Metro East Sanitary District. Number 2012-0-002 was assigned to this document.

Commissioner Hanfelder asked, “Why does Section 8 include the statement ‘but shall not be required to indemnify Metro East Sanitary District for negligence or willful misconduct on the part of the Officials, Boards, Commissioners, agents or employees of the Metro East Sanitary District and nothing herein shall affect the duty of Bunge – SCF Grain, LLC, to defend Metro East Sanitary District.’ Is that clause included in all Ordinances?”

Attorney Filcoff, “Bunge is not responsible for the behavior of MESD employees or their actions. I recommend the approval of Ordinance No. 2012-0-002 granting permission, right and authority to construct, operate and maintain a grain loading system, upon, over and across the levee of the Metro East Sanitary District and an exit ramp along a one hundred twenty-five foot (125”) section of roadway on a portion of the levee property belonging to the Metro East Sanitary District.”

Motion Commissioner Crockett; seconded Commissioner Laub to adopt Ordinance Number 2012-0-002

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

Attorney Filcoff, “Gateway Cold Storage (Polarville Ice) is disputing their sewage treatment bill, since they are not connected to the sewer line. The Illinois Department of Transportation built a new sewer line and gave Gateway Cold Storage the funds to connect. According to St. Clair County and the City of Fairmont City, Gateway Cold Storage should have connected to the new line immediately.”

“I am also trying to reach an agreement with Beelman for the damage caused by the coal dust.”

Executive Director Shipley, "I asked Terry Kalahan to look into the coal dust problem. He has not been able to determine where the coal dust is entering the Lansdowne system."

Superintendent Greathouse, "We cannot charge Beelman for water usage, since they use well water to wash the roads."

Mr. Davis, "We can force Beelman to install a meter on the well."

Attorney Filcoff, "We need an agreement with Beelman."

Attorney Neilson, "I spoke with the Attorney representing Chouteau, Nameoki and Venice Drainage District (CNV). The CNV Board is very pleased with the amount of work and effort MESD is providing."

CORRESPONDENCE: None.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

Attorney Filcoff presented a Resolution authorizing the Metro East Sanitary District to apply to the State of Illinois for a CDBG Disaster Recovery Public Infrastructure grant. Number 2012-R-001 was assigned to this document.

Motion Commissioner Laub; seconded Commissioner Crockett to adopt
Resolution Number 2012-R-001.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.
Nays: None.
Absent: None.

Attorney Filcoff presented a Resolution for participation in the State of Illinois
Federal Surplus Property Program. Number 2012-R-002 was assigned to this document.

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Motion Commissioner Crockett; seconded Commissioner Laub to adopt Resolution Number 2012-R-002.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

Attorney Filcoff presented a Resolution authorizing the Metro East Sanitary District to intervene in the Tax Appeal of the Dial Corporation before the property Tax Appeal Board of the State of Illinois. Number 2012-R-003 was assigned to this document.

Motion Commissioner Laub; seconded Commissioner Crockett to adopt
Resolution Number 2012-R-003.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.
Nays: None.
Absent: None.

The Metro East Sanitary District Statement of Receipts and Disbursements for the
Period Covering January 1, 2011 through December 31, 2011 was presented:

Motion Commissioner Crockett; seconded Commissioner Laub to accept the Statement of Receipts and Disbursements for the period covering January 1, 2011 through December 31, 2011 and place on file.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

Executive Session Minutes through January 18, 2012 were presented.

Motion Commissioner Hanfelder; seconded Commissioner Crockett that all Executive Session Minutes remain closed to the public, as they contain confidential information regarding potential lawsuits, actual lawsuits and company personnel.”

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

EXECUTIVE SESSION:

Attorney Neilson, “I would like to discuss contract negotiations in Executive Session.”

Motion Commissioner Laub; seconded Commissioner Hanfelder to enter into Executive Session to discuss union contract negotiations.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.

Nays: None.

Absent: None.

The Board entered into Executive Session at 9:44 A.M.

President Economy called the meeting back to order at 9:56 A.M. and the Clerk recorded the attendance:

Present: Commissioners Economy, Hanfelder, Crockett and Laub.
Absent: None.

Also, attending the meeting at this time were Executive Director Shipley, Attorney George Filcoff and Attorney Todd Neilson.

President Economy, "After discussing the matter in Executive Session, no action will be taken at this time."

There being no further business, Motion Commissioner Crockett; seconded Commissioner Laub to adjourn.

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

Ayes: Commissioners Economy, Hanfelder, Crockett and Laub.
Nays: None.
Absent: None.

So adjourned at 9:57 A.M.

Clerk