

South Suburban Joint Action Water Agency

Minutes of March 7th, 2013 Regular Meeting

A public notice of the regular meeting cancellation was posted in the Markham City Hall on February 25th, 2013. A public notice of the rescheduled regular meeting was posted in the Markham City Hall on March 5th, 2013.

The rescheduled regular meeting of March 7th, 2013 was held in the city council chambers of the Markham, Illinois City Hall and called to order by Agency Chairman Webb of Markham and the Pledge of Allegiance was recited at 3:09 p.m.

The roll call of agency directors by Agency Secretary Stillman recognized Directors: Webb, Markham; Stephens, Midlothian; Kitching, Alsip; Denson; Calumet Park; Nesbit, Harvey; Peloquin, Blue Island. Absent: Carter, Robbins. A legal quorum was declared.

A motion was offered by Director Peloquin of Blue Island to approve the minutes of the regular board meeting of February 7th, 2013. The motion was seconded by Director Kitching of Alsip.

Motion Voice Vote:

Motion approved: 6 ayes/ 0 nays/ 0 abstain/ 1 absent

A motion was offered by Director Peloquin of Blue Island to approve the executive session minutes of the regular board meeting of February 7th, 2013. The motion was seconded by Director Nesbit of Harvey.

Motion Voice Vote:

Motion approved: 5 ayes/ 0 nays/ 1 abstain/ 1 absent

A motion was offered by Director Peloquin of Blue Island to amend the agenda to take Item 12 (executive session) out of order in order to discuss Whiting agreement approval, potential litigation, and a hiring of a specific employee in Executive Session. The motion was seconded by Director Stephens of Midlothian.

Motion Voice Vote:

Motion approved: 6 ayes/ 0 nays/ 0 abstain/ 1 absent

A motion was offered by Director Peloquin of Blue Island to convene in executive session. The motion was seconded by Director Stephens of Midlothian.

Motion Voice Vote:

Motion approved: 6 ayes/ 0 nays/ 0 abstain/ 1 absent

A motion was offered by Director Peloquin of Blue Island to end executive session. The motion was seconded by Director Stephens of Midlothian.

Motion Voice Vote:

Motion approved: 6 ayes/ 0 nays/ 0 abstain/ 1 absent

The Directors reconvened in open session at 4:15 p.m.

The roll call of agency directors by the Agency Secretary Stillman recognized Directors: Webb, Markham; Kitching, Alsip; Denson; Calumet Park; Nesbit, Harvey; Peloquin, Blue Island; Stephens, Midlothian. Absent: Carter, Robbins.

Agency Chairman Webb stated there were no Agency Chairman comments.

Program Manager Brett Postl stated he would respond to questions about his Program Manager report provided in the Director's meeting packet. Director Nesbit asked about the next step in the purchase agreement. Program Manager Postl stated the purchase agreement would guarantee revenues necessary to move forward. So the next step is essentially commitment by the towns and the Board.

Agency Secretary Stillman discussed the agency counsel role. Agency Counsel lowered the rate per hour from \$375.00 to \$225.00 retroactive to last month. An amended retainer agreement will be provided. Agency Secretary Stillman also stated the Whiting agreement has been sent and the Board is waiting on a response. Agency Secretary Stillman stated the response to the agreement was requested to be expedited due to the time sensitive nature of the project.

No Agency Director comments were provided.

Agency Treasurer Stephens provided the Treasurer's report. He stated the Board's concerns about financial sustainability. In order to provide for the Boards sustainability, Stephens amended the Treasurer's recommendation letter for approval of bills. The amended letter would recommend payment to Letke and Associates, Inc. in the amount of \$4,605.00. The amended letter would also recommend payment to Odelson and Sterk, Ltd in the amended amount of \$2,025.00 to reflect the lowered hourly wage adjustment. Treasurer Stephens recommended freezing payment to Postl-Yore and Associates, Inc. for 60 days and after 60 days pay at an hourly rate provided documentation of services. Treasurer Stephens also recommended payment to Ice Miller, LLP in the amount of \$1,722.00. This payment would exclude the \$15,000.00 requested by Ice Miller, LLP but never agreed upon by the Board of Directors. Treasurer Stephens' final recommendation is to approve payment pending documentation to CDM Smith (\$16,016.00) and Strand and Associates, Inc. (\$51,420.00). This would reduce the total amount of payments for the month of January 2013 made by JAWA from \$152,138.00 to \$75,788.00.

A motion was offered by Director Stephens of Midlothian to approve the monthly agency financial obligations/disbursements as permitted by Treasurer Stephens's amended recommendation. The motion was seconded by Nesbit of Harvey.

Motion Voice Vote:

Motion approved: 6 ayes/ 0 nays/ 0 abstain/ 1 absent

The Board of Directors then opened the floor to public comments. No public comments were offered.

A motion was offered by Director Peloquin of Blue Island and seconded by Director Nesbit of Harvey to adjourn the SSJWA regular board meeting.

Motion Voice Vote:

Motion approved: 6 ayes/0 nays/0 abstain/1 absent

The SSJAWA regular board meeting of March 7th, 2013 was adjourned at 4:24 p.m.