

# South Suburban Joint Action Water Agency

## Minutes of June 30, 2011 Regular Meeting

A Notice of Meeting and Meeting Agenda was publicly posted on June 28, 2011 in the City Hall of Markham, Illinois and the Village Hall of Robbins, Illinois.

The June 30, 2011 Regular Meeting was held in the second floor meeting room of the Markham, Illinois City Hall and called to order by Mayor David Webb, Jr. at 10:45am.

All present acknowledged their attendance: Burton Odelson, Odelson & Sterk, LTD.; Dan Donahue, Post-Yore & Associates, Inc.; Joe Letke, Letke & Associates, Inc.; Brett Postl, Post-Yore & Associates, Inc, Michael Roth, Ice Miller, LLP; Dave Schutter, Letke & Associates, Inc.; Willie Carter, Village of Robbins; David Webb, City of Markham.

Mr. Odelson read select sections of 5 ILCS 220/3.1; City of Markham, Illinois Ordinance 11-O-1984 and Resolution 11-R-443; Village of Robbins, Illinois Ordinance 4-26-11C and 5-24-11, SSJAWA Intergovernmental Agreement v041511 and Alternate Director appointment correspondence.

Mr. Odelson declared the South Suburban Joint Action Water Agency legally constituted under the laws of the State of Illinois.

Mr. Odelson administered the oaths of office to Agency Director David Webb representing the Markham, Illinois and Agency Alternate Director Willie Carter representing Agency Director Irene Brodie of Robbins, Illinois.

A motion was offered by Director Webb seconded by Alternate Director Carter to adopt Agency By-Laws v062711

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

A motion was offered by Alternate Director Carter seconded by Director Webb to elect David Webb Chairman of the Agency

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

A motion was offered by Director Webb seconded by Alternate Director Carter to elect Director Irene Brodie Vice Chairman

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

A motion was offered by Alternate Director Carter seconded by Director Webb to adopt of Resolution 2011-R-0001 Agency Regular Meeting Schedule for 2011

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

A motion was offered by Alternate Director Carter seconded by Director Webb to appoint the Agency General Counsel as Agency Acting Secretary

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

A motion was offered by Director Webb seconded by Alternate Director Carter to appoint Joseph Letke; Letke & Associates, Inc. Agency Treasurer

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

A brief discussion of statutory requirements for the filing the Agency Budget determined a public hearing on the Agency budget must be held and an Agency budget ordinance passed before July 30, 2011. Chairman Webb requested Mr. Odelson, Mr. Schutter and Mr. Donahue develop an Agency budget, budget ordinance and schedule a budget hearing in accordance with state statutes.

A motion was offered by Alternate Director Carter seconded by Director Webb to appoint Burton Odelson; Odelson & Sterk, LTD. Agency General Counsel

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

Mr. Odelson recommended the Agency Directors appoint the law firm of Ice Miller, LLP as Agency Special Counsel in legal matters relating to the Agency and State of Indiana government entities and agencies. Mr. Odelson introduced Michael Roth of Ice Miller, LLP. Mr. Roth discuss his and his firm's qualifications and work to date on behalf of the Agency in formation. Mr. Roth stated the firm of Ice Miller, LLP would act at the direction of the Agency Counsel and Directors.

A motion was offered by Director Webb seconded by Alternate Director Carter to appoint the law firm of Ice Miller, LLP Agency Special Counsel

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

A motion was offered by Director Webb seconded by Alternate Director Carter to appoint Burton Odelson; Odelson & Sterk, LTD. Agency FOIA Officer

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

Mr. Odelson advised the Agency Directors prior to the Agency meeting he reviewed the professional service agreements in consideration. Mr. Odelson stated he found them to be in order and all explicitly state no fees will become due and owing on professional services unless and until an Agency Project is funded.

A motion was offered by Alternate Director Carter seconded by Director Webb to approve a Program Management Agreement with Postl- Yore & Associates, Inc.

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

A motion was offered by Alternate Director Carter seconded by Director Webb to approve a Financial Consulting Service Agreement with Public Funding Enterprises, Inc.

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

A motion was offered by Director Webb seconded by Alternate Director Carter to approve a Public Accounting Service Agreement with Letke & Associates, Inc.

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

Mr. Odelson apprised the Agency Directors the proposed agreement with his firm is a similar to the terms and conditions of the Ice Miller, LLP. agreement.

A motion was offered by Director Webb seconded by Alternate Director Carter to approve a legal services agreement with Odelson & Sterk, LTD.

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

A motion was offered by Alternate Director Carter seconded by Director Webb to approve a legal services agreement with Ice Miller, LLP.

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

Public Comments - none

Executive Session - none requested

Laudatory comments by Mr. Letke and Mr. Odelson on the formation of the agency. Comment by Mr. Roth reminding the Directors with today's meeting the 120 day effective date period has begun and the Agency Members will become Agency Charter Members in 120 days if the Directors do not extend the effective date period. Mr. Schutter confirmed a 10 day public notice is a legal requirement for public hearing on a budget. Mr. Odelson stated he is optimistic the Village of Riverdale will act to join the Agency in the coming weeks.

A motion was offered by Director Webb seconded by Alternate Director Carter to adjourn.

Roll Call: Webb/Markham - Yes Carter/Robbins - Yes

Motion approved: 2 yea/ 0 nay/ 0 abstain/ 0 absent

Meeting adjourned at 11:15am.

The next regular meeting of the South Suburban Joint Action Water Agency is scheduled for August 25, 2011.