

Milwaukee Metropolitan Sewerage District Meeting Proceedings Commission

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, January 23, 2006

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 9:15 a.m.

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Ashanti Hamilton, Theresa M. Estness, Dale Richards, Wallace White
Excused: Candice Owley

Approval of Proceedings of Regular Commission Meeting held on December 12, 2005.

A motion was made by Commissioner Cole, seconded by Commissioner White, to approve the Proceedings. The motion carried unanimously.

NEW BUSINESS

OPERATIONS & MAINTENANCE REPORT FOR DECEMBER 2005

06-010-1

The Commission received a Power Point presentation from John Jankowski, Manager of Contract Compliance, and John Cheslik of United Water Services.

Commissioner Cole requested that the Capital Repair and Replacement Projects process with United Water and staff be discussed at the February 13, 2006 Operations Committee meeting.

Received

OPERATIONS COMMITTEE REPORT

- 1 Award of Contract C98040C01, Diversion Structure and Siphon Sluice Gate Replacements

06-001-1

A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

- 2 Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the West Wisconsin Avenue Relief Sewer Project C03006
06-002-1

The Commission referred this item back to the PF&P Committee to be addressed at its February 13, 2006 meeting.

A motion was made by Commissioner Grzezinski, seconded by Commissioner Estness, that this matter be Referred back to Committee. The motion carried unanimously.

Items 3 and 4 were taken as a block.

- 3 Revising Commission Policy 1-73.17, Investment Policy, Appendix 5
06-003-1

A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 4 Revision of Commission Policy 1-15.08, Reserves, and Transfer of Funds to the User Charge Stabilization Fund
06-004-1

A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

ORGANIZATION & ADMINISTRATION

EXECUTIVE DIRECTOR'S REPORT

- A. Comprehensive Annual Financial Report
- B. Great Lakes National Program Grant Award
- C. Apprenticeship Utilization
- D. Educational Outreach Activities Update
- E. WERF Blending Project
- F. 2005 Year in Review

06-011-1

The Executive Director reported on the following items:

A. Comprehensive Annual Financial Report

The Government Finance Officers Association of the United States and Canada (GFOA) awarded a Certificate of Achievement for Excellence in Financial Reporting to MMSD for its comprehensive annual financial report for the fiscal year ended December 31, 2004. This is the 27th consecutive year that MMSD has received this prestigious award. And, MMSD is the longest holder of this award in Wisconsin.

In order to be awarded a Certificate of Achievement, a government agency must publish an early readable and efficiently organized comprehensive annual financial report. This report must satisfy both generally accepted accounting principles and applicable legal requirements.

A Certificate of Achievement is valid for a period of one year only.

B. Great Lakes National Program Grant Award

MMSD Technical Services staff applied for and received a Great Lakes National Program Office grant award from the US EPA. The award is for \$5,000 and will help defray the planning cost associated with the Clean Rivers, Clean Lakes III conference.

The grant will be administered for EPA by the National Fish and Wildlife Foundation (not to be confused with the US Fish and Wildlife Service).

C. Apprenticeship Utilization

During the pre-bid presentation for Harbor Siphons, MMSD was able to identify the 15 Intercepting Structures Improvement Project, Contract C07031C01 as an eligible project to apply the apprenticeship utilization requirement policy.

Application of the requirement on this project has allowed us to mitigate any problems prior to issuing the Harbor Siphons bid. Plus, it kept us on-schedule with the implementation of the apprenticeship utilization policy. At this point, we are still planning to apply the apprenticeship utilization requirement on the Harbor Siphons project in 2006.

D. Educational Outreach Activities Update

The Commission received a presentation from Cora Palmer, Community Affairs Coordinator.

E. WERF Blending Project

MMSD and the East Bay Municipal Utility District will participate in a "Wet Weather Blending Research Project" sponsored by the Water Environment Research Foundation during 2006 and 2007. The focus of this project is on the effects of wet weather blending practices on the water quality of receiving waters and watersheds compared to dry weather conditions when blending is not necessary. Four sets of samples will be collected for this project. One set of influent, effluent and surface water samples at the Jones Island treatment plant during typical, dry weather conditions; and three sets of the same sampling regiment during wet

weather blending events. These samples will be analyzed for the typical water quality parameters (BOD, DO, Conductivity, Metals) and special indicator organisms, viruses and pathogens as well. The District was chosen to participate in this project because of the method of Chlorination/Disinfection that we use during wet weather blending events. The District will receive up to \$24,000 from WERF to help pay for the cost of sample collection, laboratory analysis, and data review and transmittal by District staff. The results of this Research Project should be released during mid-year, 2007

F. 2005 Year in Review

The Commission received a Power Point presentation from the Executive Director, highlighting the following:

CSO and SSO Volumes

NW Side Relief Sewer Construction Completion

Hart Park Construction Under Way

Water Quality Initiative

2020 Facilities Planning Effort

Financial Report

HHW Collection Program

Mercury Reduction Plan

Rain Barrels

Greenseams Program

Every Drop Counts (in cooperation with other entities)

Looking Ahead - 2006

Received

A motion was made by Commissioner Bell, seconded by Commissioner Grzezinski, to convene in Closed Session pursuant to statute authority for the purposes as stated on the published notice and agenda.

The motion carried.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1) (e) and (g) Wisconsin Statutes, the Commission convened in Closed Session regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session and to confer with Legal Counsel when it appears the matter may involve the District in litigation.

- CS1** Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session

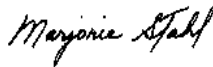
06-005-1

Not Discussed in Closed Session

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- | | | |
|------------|--|-----------------|
| CS2 | DNR - MMSD Stipulations | 06-006-1 |
| | Not Discussed in Closed Session | |
| CS3 | DNR - June 2004 Notices of Violations | 06-007-1 |
| | Heard in Closed Session | |
| CS4 | Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD | 06-008-1 |
| | Not Discussed in Closed Session | |
| CS5 | Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
- Initial Acquisition Plat for Project C03006 (Item 2 from Open Session Agenda) | 06-009-1 |
| | Not Discussed in Closed Session | |

ADJOURNMENT

As there was no further business, the Commission adjourned in Closed Session without returning into Open Session at approximately 10:05 a.m.



**Marjorie Stahl, Commission Secretary,
Milwaukee Metropolitan Sewerage District**

Milwaukee Metropolitan Sewerage District Meeting Proceedings Commission

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, February 27, 2006

MMSD Headquarters Building, Room 121

CALL TO ORDER

Commissioner Bell, Vice Chair, called the meeting to order at approximately 9:00 a.m.

RECORD ROLL

Present: Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, David Cullen, Ashanti Hamilton, Theresa M. Estness, Candice Owley, Dale Richards, Wallace White
Excused: Pedro Colon, Preston D. Cole

Approval of Proceedings of Regular Commission Meeting held January 23, 2006

A motion was made by Commissioner Estness, seconded by Commissioner White, to approve the Proceedings. The motion carried unanimously.

NEW BUSINESS

- 13 Supporting Local Governmental Control of Clean Water Protection and In Opposition to Senate Joint Resolution 63 and Assembly Joint Resolution 77
06-024-2

A motion was made by Commissioner Owley, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

OPERATIONS AND MAINTENANCE REPORT FOR FEBRUARY 2006
06-010-1

The Commission received a power point presentation from John Jankowski, Manager of Contract Compliance, and John Cheslik, United Water Services.

Item A. Briefing on Preparation for Upcoming Wet Weather from the Executive Director's Report was addressed during this presentation.

Received

OPERATIONS COMMITTEE MEETING REPORT

Items 1 and 2 were taken as a block.

- 1 Award of Contract C07018D01, Design of Emmer Lane Siphon Project
06-012-2

A motion was made by Commissioner Richards, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 2 Award of Contract W20017D03, Design of Western Milwaukee Wetland and Floodplain Lowering Project

06-013-2

A motion was made by Commissioner Richards, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 3 Award of Contract M03016P02, Greater Milwaukee Watersheds Pathogens Source Identification

06-014-2

This item was held pending further information from staff.

Held in Commission

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Items 4 and 6 through 12 were taken as a block.

UNFINISHED BUSINESS

- 4 Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the West Wisconsin Avenue Relief Sewer Project C03006
06-002-1

A motion was made by Commissioner Owley, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

NEW BUSINESS

- 5 Approval of Revised Sanitary Sewer Service Area for the Village of Menomonee Falls
06-016-2

Pulled from Agenda

- 6 Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the Basin B Wet Weather Flow Pressure Sewer Project C06005

06-017-2

A motion was made by Commissioner Owley, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 7 Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the Northwest Side Relief Sewer Project C03003

06-018-2

A motion was made by Commissioner Owley, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 8** Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the Providence Avenue MIS Replacement Project C05020
06-019-2
- A motion was made by Commissioner Owley, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.
- 9** Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the Port Washington Road Relief Sewer Project C05013
06-020-2
- A motion was made by Commissioner Owley, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.
- 10** Authorizing the Executive Director to continue Health, Dental and Vision Insurance Benefits for Employees Called to Active Military Duty
06-021-2
- A motion was made by Commissioner Owley, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.
- 11** Creating Policy 1-77.56, Limited Term Employment for Management / Non-Represented Employees
06-022-2
- A motion was made by Commissioner Owley, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.
- 12** Creating Two Limited Term Positions for Senior Project Manager
06-023-2
- A motion was made by Commissioner Owley, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

ORGANIZATION & ADMINISTRATION

EXECUTIVE DIRECTOR'S REPORT

- A. Briefing on Preparation for Upcoming Wet Weather
- B. MMSD's Strategic Plan for 2007-2009
- C. Update on 2020 Water Quality Initiatives
- D. MMSD's Health Insurance Contract

06-011-1*A. Briefing on Preparation for Upcoming Wet Weather*

This matter was addressed by John Jankowski, Manager of Contract Compliance, during the O & M Report.

B. MMSD's Strategic Plan for 2007-2009

(Draft document sent to the Commissioners electronically - final report presented in March for approval)

C. Update on 2020 Water Quality Alternatives

The Commission received a presentation from Kevin Shafer, Executive Director, and Tim Bate, Engineering Planning Manager.

D. MMSD's Health Insurance Contract

The Executive Director reported as follows: The District's health insurance contract will expire at the end of 2006. Based on an RFP process completed in 2005, the District has retained the services of The Horton Group as its benefit consultant. MMSD, in conjunction with The Horton Group, will begin negotiations with various health insurance providers and their respective networks and pharmacy benefit managers to obtain the most cost effective health plan which will provide the level of benefits and services required by the District.

Received

A motion was made by Commissioner Grzezinski, seconded by Commissioner Owley to go into Closed Session pursuant to state statute 19.85 (1)(e) and (g) and for the purposes as stated on the published notice and agenda.

The motion carried unanimously.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(e) and (g), Wisconsin Statutes, the Commission convened in Closed Session regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

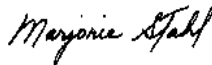
- CS1** Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session

06-005-1**Heard in Closed Session**

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- | | | |
|------------|---|-----------------|
| CS2 | DNR - MMSD Stipulations | 06-006-1 |
| | Not Discussed in Closed Session | |
| CS3 | State of Wisconsin v. MMSD et al. (2005) | 06-007-1 |
| | Not Discussed in Closed Session | |
| CS4 | Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD | 06-008-1 |
| | Not Discussed in Closed Session | |
| CS5 | Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session - Real Estate Negotiations for Project W97002 - Real Estate Negotiations for Project C07010 - Revised Acquisition Plat for Project W20004 (Item 9 from Open Session Agenda) | 06-009-1 |
| | Heard in Closed Session | |

ADJOURNMENT

As there was no further business, the meeting was adjourned in Closed Session without returning into Open Session at approximately 10:55 a.m.



**Marjorie Stahl, Commission Secretary,
Milwaukee Metropolitan Sewerage District**

Milwaukee Metropolitan Sewerage District Meeting Proceedings Commission

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, March 27, 2006

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 9:00 a.m.

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, David Cullen, Ashanti Hamilton, Theresa M. Estness, Candice Owley, Dale Richards, Wallace White
Excused: Preston D. Cole

Approval of Proceedings of Regular Commission Meeting held February 27, 2006

A motion was made by Commissioner Grzezinski, seconded by Commissioner Brunner, to approve the Proceedings. The motion carried unanimously.

UNFINISHED BUSINESS

- 12 Award of Contract M03016P02, Greater Milwaukee Watersheds Pathogens Source Identification - Phase I

06-014-2

The Commission received a Power Point presentation from Michael Martin, Director of Technical Services, with comments from Sandra McLellan of UW Great Lakes Water Institute, and Kevin L. Shafer, P.E., Executive Director.

A motion was made by Commissioner Grzezinski, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

NEW BUSINESS

OPERATIONS AND MAINTENANCE REPORT FOR FEBRUARY 2006

06-010-1

The Commission received a Power Point presentation from Michael Martin, Director of Technical Services, and Dennis Dineen of United Water Services.

Received

OPERATIONS COMMITTEE MEETING REPORT

Items 1, 4, 5, 6 and 7 were taken as a block.

- 1** Approval of Amendment No. 2, Contract TS-2389, Central Metropolitan Interceptor Sewer (MIS) Diversion Pumping

06-025-3

A motion was made by Commissioner Richards, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 2** Award of Contract TS-2430, Remove Floating Debris from Inline Storage System Tunnel

06-026-3

This item was held in the Operations Committee and was laid over to the Operations Committee Meeting on April 10, 2006.

- 3** Approval of Modification No. 3, C07016C01, Boylston to Mason Street Metropolitan Interceptor Sewer (MIS) Rehabilitation and Approve Changes in Total Project Costs

06-027-3

A motion was made by Commissioner Richards, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 4** Addition of Project J02006, JI RAS Discharge Pipeline Improvement to the 2006 Capital Budget

06-028-3

A motion was made by Commissioner Richards, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 5** Approval of Amendments For Various Contracts Related to Jones Island and South Shore Wastewater Treatment Plants Instrumentation and Control (I&C) Upgrades

06-029-3

A motion was made by Commissioner Richards, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 6** Authorizing the Executive Director to Reject all Bids for Contract C07031C01, 15 Intercepting Structures Improvement Project and Restore the Executive Director's Original Delegated Authority

06-030-3

A motion was made by Commissioner Richards, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 7** Approval of Contract Amendment and Contract Modification for Jones Island Wastewater Treatment Plant Milorganite Facilities Improvements, Restore the Executive Director's Original Delegated Authority, and Approve Changes in Total Project Cost

06-031-3

A motion was made by Commissioner Richards, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT**NEW BUSINESS**

Items 8, 9, and 10 were taken as a block.

- 8** Accepting the Donation of Title to Approximately 4.8 Acres of Land in the Village of Germantown as Part of the Greenseams Program

06-032-3

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 9** Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the Milwaukee County Grounds Basin Project W20004

06-033-3

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 10** Amending the Adopted 2006 Operation & Maintenance Budget to Reflect Carryover of Unexpended Funds

06-034-3

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 11** Approval of the District Strategic Plan for 2007-2009

06-035-3

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried by the following vote:

Yes: 9 - Colon, Bell, Grzezinski, Cullen, Hamilton, Estness, Owley, Richards, White

No: 1 - Brunner

Present: 0

Excused: 1 - Cole

ORGANIZATION & ADMINISTRATION

EXECUTIVE DIRECTOR'S REPORT

- A. Letter dated January 26, 2006 from Neil H. Palmer, President, Village of Elm Grove Re: Cooperative Effort Needed to Support Regulatory Change in Support of MMSD Water Quality Initiative

06-011-1

The Executive Director reported on and there was discussion on the following:

Letter dated January 26, 2006 with attachment from Neil H. Palmer, President, Village of Elm Grove, to Commission Chair Colon and the response letter dated February 13, 2006 from Commission Chair Colon to President Palmer RE: Cooperative Effort to Support Regulatory Change in Support of the MMSD Water Quality Initiative.

The Executive Director reported that he along with Elm Grove Village President Neil Palmer and William Mielke, Engineer, Pewaukee, will meet with EPA Officials on May 3, 2006 in Washington D.C. related to this issue.

Received

A motion was made by Commissioner Bell , seconded by Commissioner Grzezinski, to go into Closed Session for in accordance with state statutes and for the purposes as stated on the published notice and agenda.

The motion carried.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(e) and (g), Wisconsin Statutes, the Commission convened in Closed Session regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- | | | |
|------------|--|-----------------|
| CS1 | Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session | 06-005-1 |
| | Not Discussed in Closed Session | |
| CS2 | DNR - MMSD Stipulations | 06-006-1 |
| | Not Discussed in Closed Session | |
| CS3 | State of Wisconsin v. MMSD et al. (2005) | 06-007-1 |
| | Heard in Closed Session | |
| CS4 | Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD | 06-008-1 |
| | Not Discussed in Closed Session | |

- CS5** Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
-Milorganite
-Real Estate Negotiations for Project W97002
-Real Estate Negotiations for Project C07010
-Revised Acquisition Plat for Project W20004 (Item 9 from Open Session Agenda)

06-009-1

Heard in Closed Session

- CS6** Village of Bayside - Force Main and Ravine Lane Pump Station

06-036-3

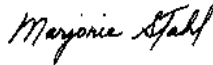
Heard in Closed Session

- CS7** WPDES Permit Reissuance

06-037-3

Heard in Closed Session**ADJOURNMENT**

As there was no further business, the Commission adjourned in Closed Session without reconvening in Open Session at approximately 11:05 a.m.



**Marjorie Stahl, Commission Secretary,
Milwaukee Metropolitan Sewerage District**

Milwaukee Metropolitan Sewerage District Meeting Proceedings Commission

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, April 24, 2006

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 9:00 a.m.

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Theresa M. Estness, Dale Richards, Wallace White
Excused: Ashanti Hamilton, Candice Owley

Approval of Proceedings of Regular Commission Meeting held March 27, 2006

A motion was made by Vice Chair Bell, seconded by Commissioner White, to approve the Proceedings. The motion carried unanimously.

NEW BUSINESS

OPERATIONS AND MAINTENANCE REPORT FOR APRIL 2006

06-010-1

The Commission received a Power Point presentation from John Jankowski, Manager of Contract Compliance, and John Cheslik, United Water Services.

Staff will provide a report on the March 29, 2006 In Plant Diversion Event at the May 8, 2006 Operations Committee meeting.

Commissioner Cole, Operations Committee Chair, requested that Staff Electric, John Cheslik of United Water, DNR representatives, and a representative of the Attorney General's office be invited to attend the May 8, 2006 Operations Committee meeting.

Received

18 Annual Performance Report for 2005**06-054-4**

The Commission received a presentation related to the objectives from Kevin L. Shafer, P.E., Executive Director, with comments from Pete Coffaro, Procurement Manager, regarding the the SWMBE program, and Pete Topczewski, Water Quality Protection Manager, related to the sources of zinc content.

Received

OPERATIONS COMMITTEE MEETING REPORT**1** Award of Contract TS-2430, Remove Floating Debris from Inline Storage System Tunnel**06-026-3**

The Commission received a form from David Krutz, Attorney, representing J. F. Shea, registering against award of Contract TS-2430.

The resolution adopted was to reject all bids received on this contract and authorize the Executive Director to rebid this contract within twelve (12) months.

A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Roll Call Vote. The motion carried by the following vote:

Yes: 5 - Colon, Cole, Cullen, Richards, White

No: 4 - Bell, Grzezinski, Brunner, Estness

Present: 0

Excused: 2 - Hamilton, Owley

Items 2 through 5 were taken as a block.

2 Authorization to Supersede Existing Sewer Easements with Revised Sewer Easements as part of the Re-division of Lands in the Menomonee Valley and the Extension of West Canal Street**06-038-4**

A motion was made by Commissioner Cole, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

3 Award of Contract C05042C01, Range Line Road Relief Sewer**06-039-4**

A motion was made by Commissioner Cole, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

4 Approval of Modification No. 2, Contract K01003C01, Underwood Creek and Greenfield Park Pump Stations, Pump Station Variable Speed Drive Replacement**06-040-4**

A motion was made by Commissioner Cole, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

5 Award of Contract J06015P06, Annual Review of United Water Services Requested Projects**06-041-4**

A motion was made by Commissioner Cole, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Items 6, 7, 10, 11, 12, 13, 14, and 15 were taken as a block. Items 8 and 9 were taken separately.

- 6** Approval of the 2020 Facilities Plan's Geographic Information System Vision and Implementation Plan

06-042-4

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 7** Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the Little Menomonee River Stream Management, Project W23001

06-043-4

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 8** Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the North Shore 6 Outfall Sewer Project C003G

06-044-4

A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried by the following vote:

Yes: 8 - Colon, Bell, Brunner, Cole, Cullen, Estness, Richards, White

No: 0

Abstained: 1 - Grzezinski

Present: 0

Excused: 2 - Hamilton, Owley

- 9** Adoption of Policy Direction Relating to Wet Weather Peak Flows And Development of a "Wet Weather Peak Flow Management Program"

06-045-4

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried by the following vote:

Yes: 7 - Colon, Bell, Grzezinski, Cole, Cullen, Estness, White

No: 2 - Brunner, Richards

Present: 0

Excused: 2 - Hamilton, Owley

- 10** The Repeal and Re-creation of Chapter 3 of the MMSD Rules on Infiltration and Inflow Control

06-046-4

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 11** Authorizing and Providing for the Sale and Issuance of Three Series of General Obligation Sewerage System Promissory Notes, and all Related Details

06-047-4

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 12** Authorizing the Executive Director to Enter into an Intergovernmental Cooperation Agreement (ICA) with the City of Milwaukee for Provision of Apprenticeship Training Services Through the Workforce Development Training and Placement Program (WDTP) and Authority to Amend and Change the Scope of Services to the contracts impacted by this ICA

06-048-4

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 13** Authorizing the Executive Director to Continue a Self-Insured Workers Compensation Program

06-049-4

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 14** Approval of the 2006 Milwaukee Metropolitan Sewerage District (MMSD) Affirmative Action Plan

06-050-4

The Commission received comments related to this item from Rufus Thomas, representing Local 366, Vice President, Chief Steward.

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 15** Approval to Eliminate Positions and Fund the Asset Database Coordinator Position

06-051-4

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

ORGANIZATION & ADMINISTRATION

EXECUTIVE DIRECTOR'S REPORT

- A. Educational Outreach Activities Quarterly Update
- B. Procurement Activities Quarterly Reports
- C. Summary of Infiltration and Inflow Demonstration Projects
- D. Plant a Rain Garden Initiative
- E. Menomonee Special Construction Update
- F. American Council of Engineering Companies Award
- G. Award of Excellence given by the Wisconsin Supplier Development Council

06-011-1

The Executive Director reported the following:

A. Educational Outreach Activities Quarterly Update

(presentation by Cora Lee Palmer, Community Affairs Coordinator - report distributed at the meeting)

B. Procurement Activities Quarterly Report

(report distributed at the meeting - Jeff Spence, Agency Services Manager, responded to questions)

C. Summary of Infiltration and Inflow Demonstration Projects

(presented by Tim Bate, Engineering Planning Manager, as it relates to Item 9 of the Agenda)

D. Plant a Rain Garden Initiative

Commissioners already received information about the Graham-Martin Foundation who is partnering with MMSD to make a special offer of native plants at half-price to schools, faith-based centers, garden clubs, non-profit organizations, lake or neighborhood associations, clubs, labor unions and individual residents in Milwaukee County to plant rain gardens. MMSD has: 1) created a website with an online grant application and 2) mailed over 100 letters to let Milwaukee County communities know about this program and to help spread the word. Last week we received numerous phone calls/emails about the program and we are pleased in the interest so far.

E. Menomonee Special Construction Update

(presented by Mike Martin, Director of Technical Services)

F. American Council of Engineering Companies Awards

MMSD has received two awards from ACEC (the awards were passed around to Commissioners). One is for the Best of State 2006 Excellence Award for the Jones Island Wastewater Treatment Plant Capacity: Back to the Future for Donohue and Associates work to provide pilot testing, design and construction services for improvements at Jones Island.

The second award was for Stormwater BMP Analysis - for Graef, Anhalt, Schloemer and Associates working with MMSD to demonstrate that improving stormwater quality can happen in developed, urbanized areas. Specifically mentioned was the stormwater management demonstration area at MMSD headquarters.

G. Award of Excellence given by the Wisconsin Supplier Development Council

This award was presented to MMSD during the Partners for Profit Trade Fair in Green Bay, Wisconsin on April 18 and Commissioner Wallace White was there to receive the award on our behalf. The award was given to MMSD for assisting Zoe Engineering, an SWMBE firm.

A motion was made by Commissioner Grzezinski, seconded by Commissioner Cullen, to go into Closed Session pursuant to statutory authority as indicated on the published notice and agenda.

The motion carried.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(e) and (g), Wisconsin Statutes, the Commission convened in Closed Session regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- | | | |
|------------|---|-----------------|
| CS1 | Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session | 06-005-1 |
| | Not Discussed in Closed Session | |
| CS2 | DNR - MMSD Stipulations | 06-006-1 |
| | Not Discussed in Closed Session | |
| CS3 | State of Wisconsin v. MMSD et al. (2005) | 06-007-1 |
| | Heard in Closed Session | |
| CS4 | Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD | 06-008-1 |
| | Not Discussed in Closed Session | |
| CS5 | Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session | |
| | - Acquisition Plat for Project W23001 (Item 7 from Open Session Agenda) | |
| | - Milorganite | |
| | - Minergy | |
| | - Agri Life | 06-009-1 |
| | Heard in Closed Session | |
| CS6 | Village of Bayside - Force Main and Ravine Lane Pump Station | 06-036-3 |
| | Heard in Closed Session | |
| CS7 | WPDES Permit Reissuance | 06-037-3 |
| | Not Discussed in Closed Session | |
| CS8 | BOSCO vs. MMSD | 06-055-4 |
| | Heard in Closed Session | |

ADJOURN

As there was no further business, the Commission adjourned in Closed Session without reconvening in Open Session at approximately 11:55 a.m.

Marjorie Stahl

**Marjorie Stahl, Commission Secretary,
Milwaukee Metropolitan Sewerage District**

**Milwaukee Metropolitan Sewerage District
Meeting Proceedings
Commission**

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, May 22, 2006

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 9:00 a.m.

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Ashanti Hamilton, Candice Owley, Dale Richards, Wallace White
Excused: Theresa M. Estness

Approval of Proceedings of Regular Commission Meeting held April 24, 2006

A motion was made by Commissioner Grzezinski, seconded by Commissioner White,. The motion carried unanimously.

UNFINISHED BUSINESS

Approval of Revised Sanitary Sewer Service Area for the Village of Menomonee Falls

06-016-2

The Commission received a Power Point presentation from Mike Martin, Director of Technical Services with comments from Tom Zimmerman, Manager of Engineering and Design.

The Commission received comments from the following members of the public in favor of approval of this item.

*Jeff Netteshein, Director of Utilities
Village of Menomonee Falls
Pilgram Road
Menomonee Falls, WI 53051
262-532-4848*

*Brandon V. Bergman, President
Naturquest Development
N16 W23390 Stoneridge Drive - C
Waukesha, WI 53189
262-513-9600*

A motion was made by Commissioner White, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried by the following vote:

Yes: 8 - Colon, Bell, Grzezinski, Brunner, Cullen, Hamilton, Owley, White
No: 2 - Cole, Richards
Present: 0
Excused: 1 - Estness

NEW BUSINESS

OPERATIONS AND MAINTENANCE REPORT FOR APRIL 2006

06-010-1

The Commission received a Power Point presentation from John Jankowski, Manager of Contract Compliance, and John Cheslik of United Water Services.

At the direction of the Commission, staff will review the "PM Workorders open over 90 days" under the Maintenance Backlog section of the report and report back to the Commission with clarification of this information.

Received

OPERATIONS COMMITTEE MEETING REPORT

- 1** Award of Contract J06020C01, Jones Island Wastewater Treatment Plant Fire Protection System Upgrade

06-056-5

This item was held in Committee and deferred to the June 12, 2006 Operations Committee meeting.

Held in Committee

Items 2 and 4 were taken as a block. Items 3 and 5 were taken separately.

- 2 Award of Contract W20017C02, Western Milwaukee Building Demolition #1 - Multiple Properties

06-057-5

A motion was made by Commissioner Cole, seconded by Commissioner Cullen, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 3 Award of Contract W20004C01, Milwaukee County Grounds Floodwater Management Facility Earthwork and Bridge Project and Amend Contract TS-2357

06-058-5

The Commission received comments from the following member of the public against award of this contract because of lack of SWMBE participation numbers; and he offered assistance to the District from his association to increase SWMBE participation.

*Robert Gonzalez, President
National Association of Minority Contractors
3100 W. Concordia Avenue
Milwaukee, WI 53216
(414) 449-0837*

The Commission requested and Mike Martin, Director of Technical Services, displayed the Power Point presentation related to this contract.

The Commission received comments from Pete Coffaro, Procurement Manager, Dick Solomon, Senior Staff Attorney, and Mike McCabe, Director of Legal Services related to SWMBE participation, good faith effort, contract costs, the bidding process, and accountability of the contractor.

The Commission Chair requested that staff provide a monthly report to the Commission related to SWMBE participation numbers.

A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried by the following vote:

Yes: 8 - Colon, Bell, Grzezinski, Brunner, Cole, Cullen, Owley, Richards
No: 1 - Hamilton
Abstained: 1 - White
Present: 0
Excused: 1 - Estness

- 4 Approval of Contract Modification No. 1, Contract W20003C01, Hart Park Project and Approve Changes in Total Project Costs

06-059-5

A motion was made by Commissioner Cole, seconded by Commissioner Cullen, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 5 Award of Contract C07010C02, Harbor Siphons, Amend Contracts TS-2373, TS-2349, TS-2352 and Approve Changes in Total Project Costs

06-060-5

A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried by the following vote:

Yes: 8 - Colon, Bell, Grzezinski, Brunner, Cole, Cullen, Owley, Richards

No: 2 - Hamilton, White

Present: 0

Excused: 1 - Estness

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Items 6, 7, and 8 were taken as a block.

- 6 Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the North 27th Street ISS Extension Project C05013, formerly known as the Port Washington Road Relief Sewer

06-062-5

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 7 Authorizing the Executive Director to Publish a Public Notice for a Hearing on Additions to the District's Sanitary Sewerage Service Area Within the City of Franklin and to Conduct the Noticed Public Hearing and Authorizing the Executive Director to Enter into an Intergovernmental Cooperation Agreement to Allow for the Commencement of Construction on the Subject Property

06-063-5

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 8 Purchase of Builder's Risk Insurance for Construction of Harbor Siphons, Contract C07010C02

06-064-5

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

ORGANIZATION & ADMINISTRATION

EXECUTIVE DIRECTOR'S REPORT

- A. Bacteria Monitoring at Milwaukee County Beaches
- B. Commission Retreat on Draft 2020 Facilities Plan
- C. American Public Works Association Project of the Year Award
- D. Review of Proposed New Fiscal Note Format
- E. NACWA 2006 Special Recognition Award - Greenseams
- F. Ryan Creek Interceptor Status Update
- G. Update of EPA Meeting held on May 3, 2006

06-011-1

The Executive Director introduced and reported on the following:

*A. Bacteria Monitoring at Milwaukee County Beaches
(Presentation by Chris Magruder, Community and Environmental Liaison, and Erica Jensen of the UWM Water Institute)*

*B. Commission Retreat on Draft 2020 Facilities Plan
(Marjorie Stahl polled the Commission - the dates to consider are: October 9 or 13 and it will be for 4-hours, held in the Commission Room)*

*C. American Public Works Association Project of the Year Award
The Northwest Side Relief Sewer project received the 2006 Wisconsin Chapter of the American Public Works Association Award for an environmental project greater than \$100 million. Not only did this project receive the award at the local level, it also received an award at the national level. This project has been selected as one of the American Public Works Association's Public Works Projects of the Year for 2006. Congratulations to Roger Maurer, Section Manager - Conveyance, and the team of people he worked with from MMSD, Black and Veatch, Shea-Kenny Joint Venture, and all of the project's subcontractors.*

*D. Review of Proposed New Fiscal Note Format
(Presentation by Mickie Pearsall, Lead Management and Budget Analyst, Don Nehmer, Capital Program Business Manager, and Bob Sander, Assistant Controller)*

*E. NACWA 2006 Special Recognition Award - Greenseams
This Award is reserved for those occasions when commitment and service clearly makes a difference. The Milwaukee Metropolitan Sewerage District received this award on May 1, 2006 for our Greenseams Program.*

*F. Ryan Creek Interceptor Status Update
(Power Point presentation by Mike Martin, Director of Technical Services)*

Received

A motion was made by Commissioner Grzezinski, seconded by Commissioner Cullen, to go into Closed Session in accordance with state statutes and for the purposes as stated on the published notice and agenda. The motion carried.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1) (c), (e), and (g), Wisconsin Statutes, the Commission convened in Closed Session for considering employment compensation and performance evaluation data of public employees over which the Commission has jurisdiction, regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session, and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- | | | |
|------------|---|-----------------|
| CS1 | Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session | 06-005-1 |
| | Heard in Closed Session | |
| CS2 | DNR - MMSD Stipulations | 06-006-1 |
| | Heard in Closed Session | |
| CS3 | State of Wisconsin v. MMSD et al. (2005) | 06-007-1 |
| | Heard in Closed Session | |
| CS4 | Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD | 06-008-1 |
| | Not Discussed in Closed Session | |
| CS5 | Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
- Milorganite
- Minergy
- Agri Life
- Alterra | 06-009-1 |
| | Heard in Closed Session | |
| CS6 | Village of Bayside - Force Main and Ravine Lane Pump Station | 06-036-3 |
| | Not Discussed in Closed Session | |
| CS7 | WPDES Permit Reissuance | 06-037-3 |
| | Not Discussed in Closed Session | |
| CS8 | BOSCO vs. MMSD | 06-055-4 |
| | Heard in Closed Session | |

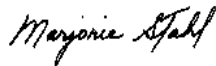
CS9 Contract J06014C01 -- Jones Island Wastewater Treatment Plant Instrumentation and Control Upgrades

06-065-5

Heard in Closed Session

ADJOURNMENT

As there was no further business, the Commission adjourned in Closed Session without reconvening in Open Session at approximately 12:40 p.m.



**Marjorie Stahl, Commission Secretary,
Milwaukee Metropolitan Sewerage District**

Milwaukee Metropolitan Sewerage District Meeting Proceedings Commission

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, June 26, 2006

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 9:00 a.m.

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Ashanti Hamilton, Theresa M. Estness, Candice Owley, Dale Richards, Wallace White

Approval of Proceedings of Regular Commission Meeting held May 22, 2006

A motion was made by Vice Chair Bell, seconded by Commissioner Owley, to approve the Proceedings. The motion carried unanimously.

NEW BUSINESS

OPERATIONS AND MAINTENANCE REPORT FOR MAY 2006

06-010-1

The Commission received a Power Point presentation from John Jankowski, Manager of Contract Compliance, and John Cheslik, United Water Services.

Received

OPERATIONS AND COMMITTEE MEETING REPORT

Items 1, 2, and 4 were taken as a block. Item 3 will be addressed at the July 24, 2006 Commission meeting.

- 1 Award of Contract J06020C01, Jones Island Wastewater Treatment Plant Fire Protection System Upgrade

06-056-5

A motion was made by Commissioner Cole, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 2 Award of Contract C07005D01, Design of Basins A and D Intercepting Structures Improvement Project and Approve Changes in Total Project Costs

06-066-6

A motion was made by Commissioner Cole, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 3 Award of Contract S01007C01, South Shore Wastewater Treatment Plant Basin Drain Improvement Project and Approve Changes in Total Project Costs

06-067-6

This item was held and will be addressed at the July 24, 2006 Commission Meeting.

Held in Commission

- 4 Review of the 2005 Wisconsin Department of Natural Resources Compliance Maintenance Annual Reports for the Jones Island and South Shore Wastewater Treatment Plants

06-068-6

A motion was made by Commissioner Cole, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Items 5 through 11 were taken as a block.

- 5 Adoption by the Commission of the City of Milwaukee All Hazards Mitigation Plan Prepared by Southeastern Wisconsin Regional Planning Commission

06-069-6

A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 6 Declaration of Excess Lands along West Oakwood Road in the City of Oak Creek and Conveyance to the City of Oak Creek of those Lands for Highway Purposes

06-070-6

A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 7 Conveyance of Two Permanent Electric Distribution Easements to WE Energies by the Milwaukee Metropolitan Sewerage District at the North Shore 8 and Cross Town 5/6 Deep Tunnel Shaft Sites in the City of Milwaukee

06-071-6

A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 8 Authorization to Enter into a Memorandum of Understanding Between the Milwaukee Metropolitan Sewerage District and the Mandel Group, Inc. and to Authorize the Executive Director to Approve Revised Easement Documents

06-072-6

A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 9** Amend the 2006 Capital Budget to Create Project M03030, 2006 Stormwater Best Management Practices Partnership Program

06-073-6

A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 10** Authorization for the Development of a Commission Policy for the Assessment of Retroactive Capital Charges Related to the Expansion of a Community's Sewer Service Area After Adoption of a Facilities Plan

06-074-6

A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

- 11** Authorizing the Executive Director to Enter Into a Contract for Long-Term Disability Insurance Benefits Effective August 1, 2006

06-075-6

A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

ORGANIZATION & ADMINISTRATION

EXECUTIVE DIRECTOR'S REPORT

- A. GFOA Award
- B. Public Policy Forum Award
- C. Lake Michigan Rain Gardens Initiative Status Report
- D. Public Policy Forum's "Solving the Water Puzzle"
- E. Governor's Special Minority Business Award
- F. Menomonee Special Project and County Grounds Project Updates
- G. SWMBE Update
- H. Update on O&M and Capital Requests (Carryover from PF&P Committee)

06-011-1

The Executive Director reported the following:

A. GFOA Award

The Government Finance Officers Association awarded MMSD the Distinguished Budget Presentation Award for the 2006 budget document. This is our 6th consecutive budget presentation award from the Government Finance Officers Association. For the second year in a row, we were given special recognition for our use of performance measures in the budget. In addition, we received "Outstanding as an Operations Guide" and "Special Capital Recognition." Many thanks to Mickie Pearsall, Lead Management and Budget Analyst, and Peter Coffaro, former Management and Budget Analyst, now Procurement Manager, as well as Mark Kaminski, Acting Controller, for their continuous hard work on the 2006 Budget.

B. Public Policy Forum Salute to Local Government Award

On June 21, MMSD received an Honorable Mention as part of the 2006 Innovation Award for Inter-Governmental Cooperation for the Lincoln Creek Flood Management Project. This project is an example of how innovative thinking and implementation can demonstrate that government works for its citizens and taxpayers.

C. Lake Michigan Rain Gardens Initiative Status Report

MMSD partnered with the Graham-Martin Foundation to create the Lake Michigan Rain Gardens Initiative; the purpose of the initiative was to encourage installation of rain gardens within Milwaukee County to help protect Lake Michigan and area waterways from stormwater pollution. The application deadline for the plant grants was May 12. MMSD awarded plant grants to 62 homeowners and 12 groups, comprised of faith-based centers, schools and neighborhood groups, in 14 different communities within Milwaukee County (breakdown by community of homeowners and groups distributed to Commissioners and on file).

D. Public Policy Forum's "Solving the Water Puzzle"

(Power Point presentation by Jeff Browne, President of the Public Policy Forum, and Pat Marchese, former MMSD Executive Director and Engineering Consultant)

E. Governor's Special Minority Business Award

MMSD received the Governor's Special Minority Business Award on May 22, 2006 for ensuring that 14.17% of MMSD's purchasing dollars were spent with certified minority businesses during the 2005 Fiscal Year.

F. Menomonee Special Project and County Grounds Project Updates

(Power Point presentation by Dave Kasper, Menomonee Special Project Manager, and a presentation by Tom Chapman, County Grounds Project Manager)

G. SWMBE Update

(Presentation from Jeff Spence, Agency Services Manager)

H. Update on O&M and Capital Requests

(Item carried over from PF&P Committee - Power Point presentation by Mark Kaminski, Acting Controller, and Mickie Pearsall, Lead Management and Budget Analyst.)

The Executive Director reported that MMSD supported the Miller Lite Ride for the Arts, and Mike McCabe, Director of Legal Services, and his wife participated in the event with a commendable performance (50 miles).

Received

A motion was made by Commissioner Grzezinski, seconded by Commissioner Bell, to go into Closed Session pursuant to statute authority and for the purposes as stated on the published notice and agenda.

The motion carried.

CLOSED SESSION

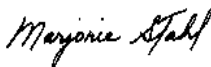
PURSUANT TO SECTION 19.85,(1)(c), (e), and (g), Wisconsin Statutes, the Commission convened in Closed Session for considering the employment compensation and performance evaluation data of public employees over whom the Commission has jurisdiction, regarding deliberations and negotiations on contracts for which bargaining reasons require a Closed Session, and for conferring with legal counsel with respect to litigation in which the District is or may become involved.

- | | | |
|------------|---|-----------------|
| CS1 | Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session | 06-005-1 |
| | Not Discussed in Closed Session | |
| CS2 | DNR - MMSD Stipulations | 06-006-1 |
| | Not Discussed in Closed Session | |
| CS3 | State of Wisconsin v. MMSD et al. (2005) | 06-007-1 |
| | Not Discussed in Closed Session | |
| CS4 | Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD | 06-008-1 |
| | Not Discussed in Closed Session | |
| CS5 | Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
- Milorganite
- Minergy
- Agri Life
- Alterra | 06-009-1 |
| | Heard in Closed Session | |

CS6	WPDES Permit Reissuance	06-037-3
	Not Discussed in Closed Session	
CS7	BOSTCO vs. MMSD	06-055-4
	Heard in Closed Session	
CS8	Contract J06014C01 -- Jones Island Wastewater Treatment Plant Instrumentation and Control Upgrades	06-065-5
	Not Discussed in Closed Session	

ADJOURNMENT

As there was no further business, the Commission adjourned in Closed Session without reconvening into Open Session at approximately 11:00 a.m.



**Marjorie Stahl, Commission Secretary,
Milwaukee Metropolitan Sewerage District**



Milwaukee Metropolitan Sewerage District

Meeting Proceedings

Commission

260 West
Seeboth Street
Milwaukee, WI
53204

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, July 24, 2006

9:00 AM

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 9:05 a.m.

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, David Cullen, Theresa M. Estness, Ashanti Hamilton, Candice Owley, Dale Richards, Wallace White

Excused: Preston D. Cole

Approval of Proceedings of Regular Commission Meeting held June 26, 2006

A motion was made, by Commissioner Bell, seconded by Commissioner Grzezinski, to approve the Proceedings. The motion carried by a voice vote.

UNFINISHED BUSINESS

- 13 06-067-6 Award of Contract S01007C01, South Shore Wastewater Treatment Plant Basin Drain Improvement Project and Approve Changes in Total Project Costs
A motion was made by Commissioner Richards, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried.

NEW BUSINESS

- 06-010-1 OPERATIONS AND MAINTENANCE REPORT FOR JUNE 2006

The Commission received a Power Point presentation from John Jankowski, Manager of Contract Compliance, and John Cheslik of United Water Services.

Received

OPERATIONS COMMITTEE MEETING REPORT

Items 1-4 were taken as a block. Item 5 was addressed separately.

- 1 **06-078-7** Award of Contract W13001C05, Watercourse Indian Creek Stream Modifications
A motion was made by Commissioner Richards, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 2 **06-079-7** Award of Contract C05035C01, Port Washington Road Pump Station Upgrade and Approve Changes in Total Project Costs
A motion was made by Commissioner Richards, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 3 **06-080-7** Approval of Amendment No. 2, Contract C07031D01, 15 IS Structures Improvement Project
A motion was made by Commissioner Richards, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 4 **06-081-7** Approval of Amendment No. 1, Contract J01006D01, Engineering Services Related to the Design of the Jones Island Wastewater Treatment Plant Preliminary Treatment Facility Upgrade Project and Approve Changes in Total Project Costs
A motion was made by Commissioner Richards, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 5 **06-082-7** Authorizing the Executive Director to Direct the District's Consultant to Develop a Request for Proposals and Proposed Contract for Continued Private Sector Operation of the District's Sewerage System
The Commission received comments from Richard Abelson, Executive Director, AFSCME, and Mark Teske, President, Local 366, related to not precluding any competition or any groups that might be willing to submit an acceptable bid for the operation.

The Commission also received comments from Mike McCabe, Director of Legal Services.

A motion was made by Commissioner Owley, seconded by Commissioner Grzezinski, to amend the resolution by removing the word "continued."

The motion carried by a voice vote.
A motion was made by Commissioner Richards, seconded by Commissioner White, that this matter be Adopted as Amended by a Voice Vote. The motion carried.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Items 6-12 were taken as a block.

- 6 **06-083-7** Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the Underwood Creek Rehabilitation and Flood Management Watercourse Improvements, Project W21005
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 7 **06-084-7** Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) and Declaration of Excess Lands for the Indian Creek Watercourse Flood Management Project W13001
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 8 **06-085-7** Requesting Public Hearing Regarding Notice of Amendments to Chapter 13 of the MMSD Rules Regarding Watercourses Which MMSD Exercises Jurisdiction Over for Purposes of Managing the Risk of Regional Flooding
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 9 **06-086-7** Authorizing the Executive Director to Enter Into an Agreement to Provide Packaging Materials for Milorganite®
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 10 **06-087-7** Insurance Coverage Renewal for General Operations
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 11 **06-088-7** Award of Contract M06009C01 for Final Design and Construction of a Fiber Optic Telecommunications Backbone
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 12 **06-089-7** Redefining the Boundary of the Milwaukee Metropolitan Sewerage District through the City of Franklin (2006 Multiple Property Expansion)
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.

ORGANIZATION & ADMINISTRATION

06-011-1

EXECUTIVE DIRECTOR'S REPORT

- A. I & C Upgrades at Jones Island and South Shore Treatment Plants Update
- B. County Grounds Project Monthly Update
- C. District Capital Program, Process for UWS Requested Projects, and Resident Engineer Staffing Updates
- D. Procurement Activities Quarterly Reports
- E. Educational Outreach Activities Quarterly Update
- F. Household Hazardous Waste Update
- G. 2005 Annual Report on Workforce Development and Training Program
- H. Interim Findings and Strategic Plan for 2006 Workforce Development and Training Program
- I. O&M and Capital Budgets Update

The Executive Director reported on the following:

*A. I & C Upgrades at Jones Island and South Shore Treatment Plants Update
(presentation by Tom Zimmerman, Engineering, Design and Construction Manager)*

*B. County Grounds Project Monthly Update
(presentation by Tom Chapman, Project Manager)*

C. District Capital Program, Process for UWS Requested Projects, and Resident Engineering Staffing Updates (presentation by Mike Martin, Director of Technical Services and Tom Zimmerman, Engineering, Design and Construction Manager)

Mike Martin introduced to the Commission staff and the projects they are working on as follows:

Kevin Lyons - Oversees all 30 +/- Resident Engineers and Resident Inspectors

Adam Bednarczyk - Conveyance Projects

Monsoor Mozaffar - Plant and Conveyance Projects

Courtney Allen - Menomonee Special Project

Devon Ellis - Hart Park Project/Indian Creek Project, (approved at this meeting)

Roger Chuppa - JI Treatment Plant Projects

Joni Johnson - County Grounds Project

Joe Stromwall - Stationed at Jones Island

Commissioner White thanked Kevin L. Shafer, P.E., Executive Director, and Mike Martin, Director of Technical Services, for having the internal employees working on these projects rather than contracted employees.

*D. Procurement Activities Quarterly Reports
(no formal presentation...reports distributed to the Commissioners on the floor)*

*E. Educational Outreach Activities Quarterly Update
(no formal presentation...report distributed to the Commission via email as part of the addendum and packet sent Friday prior to the meeting)*

F. Household Hazardous Waste Update (presentation by Kevin L. Shafer, P.E., Executive Director)

The third year-round HHW site at 38th and Lincoln opened in January of this year.

From January through June of 2006, 696,989 pounds of hazardous waste have been collected from 7,174 residents. This compares to 447,586 pounds collected from 5,659

residents over the same time period in 2005. (A 55% increase in pounds collected and a 26% increase in participation.)

There will be a special household hazardous waste collection of unused and expired medicines on September 16, from 9 am to noon, at Miller Park for Milwaukee County residents only. (Draft handout distributed to the Commissioners on the floor.)

G. 2005 Annual Report on Workforce Development and Training Program
(presentation by Pete Coffaro, Procurement and SWMBE Supervisor, and Ed Hensel of Verchow Krause - Executive Summary distributed to the Commission via email as part of the addendum and packet sent on Friday prior to the meeting)

Commissioner Grzezinski commended Pete Coffaro along with the consultants and their colleagues for these outstanding results and a successful program we can be proud of..

H. Interim Findings and Strategic Plan for 2006 Workforce Development and Training Program
(presentation by Pete Coffaro, Procurement and SWMBE Supervisor, and Diane Chamness of Chamness Consulting - Executive Summary distributed to the Commission via email as part of the addendum and packet sent on Friday prior to the meeting)

Commissioner Richards commended Pete Coffaro his work on the diversification of the apprenticeship program.

Commissioner White thanked the contractors; and thanked Pete Coffaro for his work, dedication, and creativity to make this a successful program which is moving in the right direction.

I. O&M and Capital Budgets Update
(Comments from Kevin L. Shafer, Executive Director and the Budget staff. Report listing projects in the current long-range plan and project cuts distributed to the Commissioners on the floor)

Commissioner White requested staff to develop an alternate on the capital side of 3% for 2007 and 3% for 2008. The Executive Director indicated that he will follow up on that.

Received

A motion was made by Commissioner Grzezinski, seconded by Commissioner Cullen, to go into Closed Session pursuant to statutory authority and for the purposes as set forth and stated on the published notice and agenda

The motion carried by a voice vote.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(c),(e), and (g), Wisconsin Statutes, the Commission convened in Closed Session for considering the employment compensation and performance evaluation data of public employees over whom the Commission has jurisdiction, regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session, deliberating or negotiating the purchasing of public properties, and conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- CS1 06-005-1** Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session
Not Discussed in Closed Session
- CS2 06-006-1** DNR - MMSD Stipulations
Not Discussed in Closed Session
- CS3 06-007-1** State of Wisconsin v. MMSD et al. (2005)
Not Discussed in Closed Session
- CS4 06-008-1** Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD
Not Discussed
- CS5 06-009-1** Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
- Milorganite
- Minergy
- Agri Life
- Alterra
- Real Estate Negotiations for Project W97002
- Award of Contract M06009C01 for Final Design and Construction of a Fiber Optic Telecommunications Backbone
Heard in Closed Session
- CS6 06-037-4** WPDES Permit Reissuance
Not Discussed in Closed Session
- CS7 06-055-4** BOSTCO vs. MMSD
Heard in Closed Session
- CS8 06-065-5** Contract J06014C01 -- Jones Island Wastewater Treatment Plant Instrumentation and Control Upgrades
Not Discussed in Closed Session

- CS9** **06-090-7** 2005 Performance Evaluation and Proposed 2006 Accountabilities for the Executive Director
Heard in Closed Session
- CS10** **06-091-7** 2005 Performance Evaluation and Proposed 2006 Accountabilities for the Director of Legal Services
Heard in Closed Session
- CS11** **05-054-4** Potential Sale of Property in Oak Creek
Heard in Closed Session

ADJOURNMENT

As there was no further business, the Commission adjourned in Closed Session without reconvening into Open Session at approximately 11:10 a.m.

Marjorie Stahl, Commission Secretary
Milwaukee Metropolitan Sewerage District



Milwaukee Metropolitan Sewerage District

Meeting Proceedings

Commission

260 West
Seeboth Street
Milwaukee, WI
53204

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, September 25, 2006

9:00 AM

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 9:00 a.m.

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Candice Owley, Dale Richards, Wallace White

Approval of Proceedings of Regular Commission Meeting held July 24, 2006

A motion was made by Vice Chair Bell, seconded by Commissioner White, to approve the Proceedings. The motion carried.

NEW BUSINESS

16 06-010-1 OPERATIONS AND MAINTENANCE REPORT FOR JULY AND AUGUST 2006

The Commission received a Power Point presentation from John Jankowski, Manager of Contract Compliance, and John Cheslik of United Water.

Received

17 06-108-9 Discussion of Commission Policy 1-01.4, Code of Conduct

The policy was reviewed and no action was taken.

Received

OPERATIONS COMMITTEE MEETING REPORT

Items 1-6 were taken as a block. Commissioners Grzezinski and Cole abstained on Item 6.

1 06-093-9 Award of Contract W20017D04, Western Milwaukee Project Final Design

A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

- 2 **06-094-9** Award of Contract J04012C01, Wet Electrostatic Precipitators (WESP) System Upgrade Project and Approval of Amendment No. 1, Contract TS-2424 Wastewater Treatment Plant On-Call Engineering Services
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 3 **06-095-9** Award of Contract C06007C01, Warnimont Avenue Relief Sewer and Award Contract TS-2348
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 4 **06-096-9** Approval of Amendment No. 2, Contract C05028D01, relating to the North 68th Street Relief Sewer Project, the South 41st Street Relief Sewer and the South 27th Street Relief Sewer, and Approve Changes in Total Project Costs
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 5 **06-097-9** Approval of Amendment No. 1, Contract C03004D01, Honey Creek Parkway South Relief Sewer Project
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 6 **06-098-9** Approval of Contract M03030P01, 2006 Stormwater Best Management Practices Partnership
Commissioners Grzezinski and Cole abstained.
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Items 7, 8, 10, 11, 12, and 13 were taken as a block. Item 9 was addressed separately.

- 7 **06-099-9** Transfer of Ownership of Existing Combined Sewer Outfall to City of Milwaukee
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 8 **06-100-9** Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the North 27th Street Inline Storage System Extension Project C05013, formerly known as the Port Washington Road Relief Sewer
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.

- 9 06-101-9 Approval of Amendment No. 1, Contract M06009C01, Fiber Optic Telecommunications Backbone Project
The Commission received a presentation from Dave Melbye, Chief Information Systems Manager.
A motion was made by Commissioner Richards, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.
- 10 06-102-9 Authorizing and Providing for the Sale and Issuance of General Obligation Sewerage System Promissory Notes, and all Related Details
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 11 06-103-9 Authorizing the Executive Director to Enter Into Contracts for Health Care Administration Services for District Group Health Insurance Benefits Effective January 1, 2007
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 12 06-104-9 Approval to Amend Commission Policies 1-77.03, "Employee Absence (Non-Bargaining Unit Employees)" and 1-77.20, "Insurance and Related Benefits (Management/Non-Represented Employees)"
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 13 06-105-9 Approval to Amend Commission Policy 1-77.35, "Compensation Policy for Non-Represented Employees"
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 14 06-106-9 Adopting the Capital Budget for the 2007 Fiscal Year (to be acted on in October)
The Commission received from staff a document related to 2007 Proposed Capital Budget Amendments and a presentation from Mark Kaminski, Acting Controller.
Capital Budget Amendments were discussed.
Received
- 15 06-107-9 Adopting the Operations and Maintenance Budget for the 2007 Fiscal Year (to be acted upon in October)
The Commission received a presentation from Mark Kaminski, Acting Controller.
Commissioner Cole requested that staff look into an Incentive Program for companies and residents related to Stormwater Best Management Practices.
Received

PUBLIC COMMENT

The Commission received comments from the following member of the public, employed by United Water Services, related to training on new equipment.

*Steve Blinderman
2624 S. Linebarger Terrace
Milwaukee, WI 53207*

Commissioner White requested that operator training be included on the monthly Operations and Maintenance Report.

This issue will be placed on the agenda at the October Commission meeting under the Executive Director's Report.

ORGANIZATION & ADMINISTRATION**06-011-1 EXECUTIVE DIRECTOR'S REPORT**

- A. County Grounds Project Monthly Update
 - B. District Capital Program and Process for UWS Requested Projects Update
 - C. KPMG Report on the 2005 Financial Audit
 - D. Agency Services Monthly Reports for August 2006
 - E. Staff Appointment to Franklin's Board of Water Commissioners
 - F. Staff Appointment to Region 5 Director for the Association of State Floodplain Managers
- A. *County Grounds Project Monthly Update
(Presentation by Tom Chapman, Project Manager)*
 - B. *District Capital Program, Process for UWS Requested Projects Update
(Presentation by Mike Martin, Director of Technical Services)*
 - C. *KPMG Report on the 2005 Financial Audit
Distributed to Commissioners: KPMG Audit Report and 2005 Annual Report.
(Presentation by Mark Kaminski, Acting Controller; and Terri Desris, Partner, and Paul Wiltsey, Senior Manager of KPMG)*
 - D. *Agency Services Monthly Reports for August 2006
(No formal presentation...reports distributed to the Commissioners on the floor)*
 - E. *Staff Appointment to Franklin's Board of Water Commissioners
On September 5, Tim Bate, Engineering Planning Manager, was appointed by the Mayor of Franklin to serve on Franklin's Board of Water Commissioners.*
 - F. *Staff Appointment to Region 5 Director for the Association of State Floodplain Managers
Dave Fowler, Senior Project Manager, was elected to serve on the Board of Directors for the Association of State Floodplain Managers. He will represent Region 5 on this Board.*

Received

A motion was made by Commissioner Grzezinski, seconded by Commissioner Owley, to go into Closed Session in accordance with state statute and for the purposes as stated on the published notice and agenda.

The motion carried.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(c),(e) and (g), Wisconsin Statutes, the Commission convened in Closed Session for considering the employment compensation and performance evaluation data of public employees over whom the Commission has jurisdiction, regarding deliberations and/or negotiations on contracts for which bargaining reasons require a Closed Session, and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- | | | |
|------------|-----------------|---|
| CS1 | 06-005-1 | Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session
Not Discussed in Closed Session |
| CS2 | 06-006-1 | DNR - MMSD Stipulations
Heard in Closed Session |
| CS3 | 06-007-1 | State of Wisconsin v. MMSD et al. (2005)
Heard in Closed Session |
| CS4 | 06-008-1 | Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD
Heard in Closed Session |
| CS5 | 06-009-1 | Deliberating the Investment of Public Funds for which Competitive and Bargaining Reasons Require a Closed Session
- Real Estate Negotiations for Project W97002
- North Shore 6 Outfall Sewer Project I03005
- Acquisition Plat for Project W20021
- Acquisition Plat for Project W20017
- Milorganite
Heard in Closed Session |
| CS6 | 06-037-3 | WPDES Permit Reissuance
Not Discussed in Closed Session |
| CS7 | 06-055-4 | BOSTCO vs. MMSD
Heard in Closed Session |

- CS8** **06-065-5** Contract J06014C01 -- Jones Island Wastewater Treatment Plant Instrumentation and Control Upgrades
Not Discussed in Closed Session
- CS9** **06-090-7** 2005 Performance Evaluation and Proposed 2006 Accountabilities for the Executive Director
Heard in Closed Session
- CS10** **06-091-7** 2005 Performance Evaluation and Proposed 2006 Accountabilities for the Director of Legal Services
Not Discussed in Closed Session
- CS11** **06-109-9** Privatization Contract Reletting - Negotiation Strategies
Not Discussed in Closed Session

ADJOURNMENT

As there was no further business, the Commission adjourned in Closed Session without reconvening in Open Session at approximately 12:05 p.m.

Marjorie Stahl, Commission Secretary
Milwaukee Metropolitan Sewerage District



Milwaukee Metropolitan Sewerage District

Meeting Proceedings

Commission

260 West
Seeboth Street
Milwaukee, WI
53204

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, October 30, 2006

9:30 AM

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 9:30 a.m.

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Candice Owley, Dale Richards, Wallace White

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Candice Owley, Dale Richards, Wallace White

Approval of Proceedings of Regular Commission Meeting held September 25, 2006

A motion was made by Commissioner Grzezinski, seconded by Commissioner Estness, to approve the Proceedings. The motion carried.

The agenda was taken out of sequence. The Operations and PF&P Committee Meeting Reports were addressed first.

NEW BUSINESS

- 11 06-010-1 Operations and Maintenance Report for November 2006
- The Commission received a Power Point presentation from John Jankowski, Manager of Contract Compliance, and John Cheslik of United Water.*
- Commissioner Richards requested that security issues be addressed in Closed Session. (To be on the Closed Session agenda in November 2006)*
- Received**
- 12 06-118-10 Discussion of the Final Report submitted by the Commission Subcommittee on Future Financial Planning
- This item will be addressed at the November 27, 2006 Commission meeting.*
- Held in Commission**

OPERATIONS COMMITTEE MEETING REPORT

- 1 **06-110-10** Award of Contract P-2460, Replace Air Conditioner at the Jones Island Wastewater Treatment Plant Inline Storage System Pump Station
This item was forwarded to the November 13, 2006 Operations Committee meeting.
A motion was made by Commissioner Cole, seconded by Commissioner Grzezinski, that this matter be Forwarded without Recommendation. The motion carried.

Items 2, 3, and 4 were taken as a block.

- 2 **06-111-10** Award of Contract J02004C01, Jones Island Wastewater Treatment Plant Process Air Compressor Switchgear Upgrade Project
A motion was made by Commissioner Cole, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried.
- 3 **06-112-10** Award of Contract C05039C01, Basin "E" Cast Iron Sewer Rehabilitation
A motion was made by Commissioner Cole, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried.
- 4 **06-113-10** Approval of Amendments for Contracts TS-2424, TS-2423, and TS-2422 for On-Call Engineering Services
A motion was made by Commissioner Cole, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Items 5, 6, and 10 were taken as a block.

- 5 **06-114-10** Amendments to Chapter 13 MMSD Rules Regarding Watercourses Which MMSD Exercises Jurisdiction Over for Purposes of Managing the Risk of Regional Flooding
A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried.
- 6 **06-115-10** Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the Canal Street Wet Weather Relief Sewer, Project C07022
A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried.

- 7 **06-106-9** Adopting the Capital Budget for the 2007 Fiscal Year
- A motion was made by Commissioner Brunner, seconded by Commissioner Richards, to amend the 2007 budget by having a 2% increase instead of a 3% increase.*
- The motion failed by a 2-9 voice vote. Commissioners Brunner and Cullen voted yes.*
- A motion was made by Commissioner Cole, seconded by Commissioner Owley, to amend the 2007 budget by inclusion of the KK River Project.*
- The motion carried by a 9-2 voice vote. Commissioners Brunner and Richards voted no.*
- A motion was made by Commissioner Richards, seconded by Commissioner Brunner, to amend the capital six-year program to a 3% increase for years 2007-2012.*
- The motion failed 1-10 by the following roll call vote: Commissioner Brunner voted yes. Commissioners Cole, Cullen, Estness, Grzezinski, Hamilton, Owley, White, Bell, Richards and Colon voted no.*
- A motion was made by Commissioner Cullen, seconded by Commissioner Owley, that this matter be Adopted as Amended by a Roll Call Vote. The motion carried by the following vote:**
- Yes:** 10 - Colon, Bell, Grzezinski, Cole, Cullen, Hamilton, Estness, Owley, Richards, White
- No:** 1 - Brunner
- Present:** 0 -
- 8 **06-107-9** Adopting the Operations and Maintenance Budget for the 2007 Fiscal Year
- A motion was made by Commissioner Cullen, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.**
- 9 **06-116-10** Levying of Taxes for the Milwaukee Metropolitan Sewerage District Capital Purposes for the 2007 Fiscal Year
- Commissioner Brunner voted no.*
- A motion was made by Commissioner Cullen, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried.**
- 10 **06-117-10** Greenseams Working Lands Initiative
- A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried.**

ORGANIZATION & ADMINISTRATION

06-011-1

EXECUTIVE DIRECTOR'S REPORT

- A. I & C Upgrades at Jones Island and South Shore Treatment Plants Update
- B. County Grounds Project Monthly Update
- C. Quarterly Agency Services Reports
- D. Quarterly Update on Educational Outreach Activities
- E. Excellence in STEM Award
- F. American Public Works Association Project of the Year Award

The Executive Director reported on the following:

- A. *I & C Upgrades at Jones Island and South Shore Treatment Plants Update
(Presentation by Bill Farmer, MMSD Consultant)*

The Commission received comments from the following employee of United Water Services related to training issues on upgrades.

*Steve Blinderman
United Water Operating Engineer IV
2624 S. Linebarger Terrace
Milwaukee, WI 53207*

Commissioner Colon requested that Mr. Blinderman submit in writing where he thinks the problems are so the Commission can address them.

Commissioner Richards requested that staff come back to the November Operations Committee meeting with some suggestions as to how they can improve on these processes.

Commissioner White requested to take a tour of the plants related to this training issue.

- B. *County Grounds Project Monthly Update
(Presentation by Tom Chapman, Project Manager)*

C. *Quarterly Agency Services Reports
(Reports distributed electronically with agenda addendum - Pete Coffaro, Procurement Manager, to answer questions)*

D. *Quarterly Update on Educational Outreach Activities
(Presentation by Cora Lee Palmer, Outreach Coordinator, - report distributed at the meeting)*

E. *Excellence in STEM Award*

The Third Annual SySTEM Conference was held on October 3 at the Discovery World at Pier Wisconsin. STEM stands for Science, Technology, Engineering and Mathematics. MMSD was selected to receive the "Excellence in STEM Honorable Mention Award" in the partnership category for our long-standing commitment to students at MPS where MMSD offers classroom visits featuring water science presentations, field trips, service learning projects, professional development sessions for educators, and water science curriculum support. MMSD has developed a particularly close working relationship with the students at Hawley Environmental School. An interesting note is that the award plaque was made by a student at Bradley Tech (the award was passed around to the Commissioners).

F. *American Public Works Association Project of the Year Award
In June, we shared with the Commission that the Northwest Side Relief Sewer project*

received the 2006 Wisconsin Chapter of the American Public Works Association Award for an environmental project greater than \$100 million. Not only did this project receive the award at the local level, it also received an award at the national level. At the Annual APWA Conference held in September, MMSD received the award (the award was passed around to the Commissioners).

G. Unit Clarification Request by Local 366

(Presentation by Sherry Zaruba, Lead Human Resources Generalist, and Jeff Spence, Agency Services Manager.)

H. Review of 2020 Facilities Plan Schedule

(Schedule distributed at the meeting, the Executive Director, Kevin L. Shafer, P.E., reviewed key dates with the Commissioners)

Received

A motion was made by Commissioner Grzezinski, seconded by Commissioner Owley, to go into Closed Session in accordance with state statutes and for the purposes as stated on the published notice and agenda.

The motion carried.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(c), (e), and (g), Wisconsin Statutes, the Commission convened in Closed Session for considering employment compensation and performance evaluation data of public employees over whom the Commission has jurisdiction, regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- | | | |
|------------|-----------------|---|
| CS1 | 06-005-1 | Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session
- Unit Clarification Request by Local 366, Affiliated with Milwaukee District Council 48, AFSCME, AFL-CIO

Heard in Closed Session |
| CS2 | 06-006-1 | DNR - MMSD Stipulations

Not Discussed in Closed Session |
| CS3 | 06-007-1 | State of Wisconsin v. MMSD et al. (2005)

Not Discussed in Closed Session |
| CS4 | 06-008-1 | Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD

Not Discussed in Closed Session |

- CS5 06-009-1** Deliberating the Investment of Public Funds for which Competitive and Bargaining Reasons Require a Closed Session
- Initial Acquisition Plat for Project C07022 (Item 6 from Open Session Agenda)
- Milorganite
Heard in Closed Session
- CS6 06-037-3** WPDES Permit Reissuance
Not Discussed in Closed Session
- CS7 06-055-4** BOSTCO vs. MMSD
Heard in Closed Session
- CS8 06-109-9** Privatization Contract Reletting - Negotiation Strategies
Not Discussed in Closed Session
- CS9 06-090-7** 2005 Performance Evaluation and Proposed 2006 Accountabilities for the Executive Director
Heard in Closed Session
- CS10 06-091-7** 2005 Performance Evaluation and Proposed 2006 Accountabilities for the Director of Legal Services
Heard in Closed Session

ADJOURNMENT

As there was no further business, the Commission adjourned in Closed Session without returning to Open Session at approximately 12:50 p.m.

Marjorie Stahl, Commission Secretary
Milwaukee Metropolitan Sewerage District



Milwaukee Metropolitan Sewerage District

Meeting Proceedings

Commission

260 West
Seeboth Street
Milwaukee, WI
53204

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, November 27, 2006

9:00 AM

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 9:00 a.m.

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Candice Owley, Dale Richards, Wallace White

Approval of Proceedings of Regular Commission Meeting held October 30, 2006

A motion was made by Vice Chair Bell, seconded by Commissioner Estness, to approve the Proceedings. The motion carried.

UNFINISHED BUSINESS

- 16 06-118-10 Presentation of the Final Report submitted by the Commission Subcommittee on Future Financial Planning
- The Commission received a presentation from Commissioner Wallace White, Chair of the Commission Subcommittee for Future Financial Planning. Commissioner White distributed a copy of the final report and summarized the findings in the report.*
- The Commission accepted the final report from the Commission Subcommittee for Future Financial Planning and referred the report to staff for consideration.*
- A motion was made by Commissioner Owley, seconded by Vice Chair Bell, that this matter be Received. The motion carried.**

NEW BUSINESS

- 17 06-134-11 Adoption of the 2007 Committee/Commission Meeting Calendar
- A motion was made by Commissioner Brunner, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.**
- 18 06-010-1 Operations and Maintenance Report for October 2006
- The Commission received a Power Point presentation from John Jankowski, Manager of Contract Compliance, and John Cheslik, General Manager, United Water Services.*
- Received**

OPERATIONS COMMITTEE MEETING REPORT

Items 1-6 were taken as a block.

- 1 **06-110-10** Award of Contract P-2460, Replace Air Conditioner at the Jones Island Wastewater Treatment Plant Inline Storage System Pump Station
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

- 2 **06-120-11** Approval of Modification No. 3, Contract J04011C01, Jones Island and South Shore Wastewater Treatment Plant Variable Frequency Drive Replacement and restore the Executive Director's Original Delegated Authority
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

- 3 **06-121-11** Award of Contract C05041C01, Auer Avenue to Hampton Avenue Metropolitan Interceptor Sewers Rehabilitation -Phase II and Approve Changes in Total Project Costs
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

- 4 **06-122-11** Award of Contract TS-2444 for Resident Engineering Services
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

- 5 **06-123-11** Award of Contract TS-2434, Jones Island Return Activated Sludge Pump Station Improvements Project
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

- 6 **06-124-11** Approval of Contract Modification No. 2, Contract W20017C02, Western Milwaukee Building Demolition #1 - Multiple Properties and Restore the Executive Director's Original Delegated Authority
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Items 8-15 were taken as a block. Item 7 was addressed separately.

- 7 06-125-11 Approval of Revised Sanitary Sewer Service Area for the City of Muskego
- A motion was made by Commissioner Grzezinski, seconded by Commissioner Bell, to approve this item.*
- Commissioner Grzezinski, as part of the motion, noted that one of the characteristics that underlies his motion is the fact that there is historical evidence that this area, or a substantial part of it, was historically part of the Lake Michigan watershed. That geographical distinction enables it to be distinguished from a much broader request for service areas that are clearly west of the divide.*
- Commissioner Bell, as seconder to the motion, asked for clarity of the language of the friendly amendment to the motion. After discussion, Commissioner Bell objected to added language to the motion related to the historical aspect.*
- Commission Chair Colon suggested in order to further clarify the issue for Commissioners, that this item be held for another month.*
- Commissioner Cullen moved that the item be held at the call of the Chair until next month.*
- Commissioner Grzezinski withdrew his motion, and indicated that he had no objection to holding this item for a month.*
- The Commission received comments from Sean McMullen, Director of Public Works, City of Muskego.*
- A motion was made by Commissioner Estness, seconded by Vice Chair Bell, that this matter be Adopted by a Roll Call Vote. The motion carried by the following vote:**
- Yes:** 7 - Bell, Grzezinski, Brunner, Estness, Owley, Richards, White
- No:** 4 - Colon, Cole, Cullen, Hamilton
- Present:** 0 -
- 8 06-126-11 Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the Underwood Creek Relief Sewer Project C03005
- A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.**
- 9 06-127-11 Award of Contract for the Purchase of Analytical Laboratory Services
- A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.**
- 10 06-128-11 Award of a Contract for the Purchase of Laboratory Chemicals and Supplies
- A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.**

- 11 06-129-11 Authorizing the Executive Director to Enter Into a Contract for Stop Loss Insurance for District Group Health Insurance Benefits
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 12 06-130-11 Authorizing the Executive Director to Enter into a Contract with Kinder Morgan Terminals, Inc. for Milorganite® Packaging Services
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 13 06-131-11 Update of Cost Recovery Procedures Manual, Including 2007 User Charge Rates
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 14 06-132-11 Authorizing 2007 Capital Charges to Non-Member Communities
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 15 06-133-11 Authorizing and Providing for the Sale and Issuance of Three Series of General Obligation Sewerage System Promissory Notes, and all Related Details
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.

ORGANIZATION & ADMINISTRATION

- 06-011-1 EXECUTIVE DIRECTOR'S REPORT
- A. Emerging Business Enterprise Program
 - B. Workforce Participation Policies
 - C. Management Review: Evaluation of Costs in Request for Proposals (RFP)
 - A. *Emerging Business Enterprise Program*
- No report. This report will be presented at the December 18 Commission Meeting.*
- B. *Workforce Participation Policies*
- The Commission received a report from Pete Coffaro, Manager of Procurement, and Gene Jackson, SWMBE Coordinator.*
- The Commission also received comments from Richard Wanta, Executive Director, Underground Contractor's Association.*
- C. *Management Review: Evaluation of Costs in Request for Proposals (RFP)*
- No report. This item will be presented at the December 18 Commission meeting.*
- Received**

A motion was made by Commissioner Bell, seconded by Commissioner Owley, to go into Closed Session in accordance with state statutes and for the purposes as stated on the published notice and agenda.

The motion carried.

The Commission convened in Closed Session at approximately 10:55 a.m.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(c), (d), (e), and (g), Wisconsin Statutes, the Commission convened in Closed Session for considering employment compensation and performance evaluation data of public employees over whom the Commission has jurisdiction, for considering strategy for crime detection or prevention, regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- | | | |
|------------|-----------------|--|
| CS1 | 06-005-1 | Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session
Not Discussed in Closed Session |
| CS2 | 06-006-1 | DNR - MMSD Stipulations
Not Discussed in Closed Session |
| CS3 | 06-007-1 | State of Wisconsin v. MMSD et al. (2005)
Not Discussed in Closed Session |
| CS4 | 06-008-1 | Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD
Not Discussed in Closed Session |
| CS5 | 06-009-1 | Deliberating the Investment of Public Funds for which Competitive and Bargaining Reasons Require a Closed Session
- Milorganite
Not Discussed in Closed Session |
| CS6 | 06-037-4 | WPDES Permit Reissuance
Not Discussed in Closed Session |
| CS7 | 06-055-4 | BOSTCO vs. MMSD
Not Discussed in Closed Session |

- CS8** **06-109-9** Privatization Contract Reletting - Negotiation Strategies
Not Discussed in Closed Session
- CS9** **06-090-7** 2005 Performance Evaluation and Proposed 2006 Accountabilities for the Executive Director
Heard in Closed Session
- CS10** **06-135-11** Security Issues at District Facilities
Heard in Closed Session

ADJOURNMENT

As there was no further business, the meeting was adjourned in Closed Session without reconvening into Open Session at approximately 11:55 a.m.

Marjorie Stahl, Commission Secretary
Milwaukee Metropolitan Sewerage District



Milwaukee Metropolitan Sewerage District

Meeting Proceedings

Commission

260 West
Seeboth Street
Milwaukee, WI
53204

*Pedro Colon, Chair, Jeannette Bell, Vice Chair
Robert C. Brunner, David Cullen, Preston D. Cole,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Candice Owley, Dale J. Richards, Wallace White*

Monday, December 18, 2006

8:30 AM

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 8:40 a.m.

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Dennis Grzezinski, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Candice Owley, Dale Richards

Excused: Robert C. Brunner, Wallace White

A motion was made by Commissioner Bell, seconded by Commissioner Grzezinski, to go into Closed Session in accordance with state statutes and for the purposes as stated on the published notice and agenda.

The motion carried, and the Commission convened in Closed Session at approximately 8:42 a.m.

At approximately 9:10 a.m., the Commission reconvened in Open Session.

Approval of Proceedings of Regular Commission Meeting held November 27, 2006

A motion was made by Vice Chair Bell, seconded by Commissioner Grzezinski. The motion carried.

NEW BUSINESS

- 10 06-145-12 Election of the Commission Chair for 2007**
Commissioner Pedro Colon was reelected as Commission Chair for Year 2007.
A motion was made by Commissioner Cole, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried.
- 11 06-146-12 Election of the Commission Vice Chair for 2007**
Commissioner Jeannette Bell was reelected as Vice Chair for Year 2007.
A motion was made by Commissioner Richards, seconded by Commissioner Cole, that this matter be Adopted by a Voice Vote. The motion carried.

- 12 **06-010-1** Operations and Maintenance Report for November 2006
The Commission received a Power Point Presentation from John Jankowski, Manager of Contract Compliance, and John Cheslik, General Manager, United Water Services.
Received
- 13 **06-148-12** Proposed Employment Agreement -- Executive Director
A motion was made by Commissioner Richards, seconded by Commissioner Estness, that this matter be Adopted as Amended. The motion carried.

OPERATIONS COMMITTEE MEETING REPORT

Items 1-8 were taken as a block.

- 1 **06-136-12** Approval of Amendment No. 3, Contract TS-2389, Central Metropolitan Interceptor Sewer Diversion Pumping
A motion was made by Commissioner Richards, seconded by Commissioner Cole, that this matter be Adopted by a Voice Vote. The motion carried.
- 2 **06-137-12** Award of Contract M03003E04, Geographic Information System Vision Implementation, Phase I
A motion was made by Commissioner Richards, seconded by Commissioner Cole, that this matter be Adopted by a Voice Vote. The motion carried.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

- 3 **06-138-12** Transfer of Ownership of Existing Storm Sewer to City of Wauwatosa
A motion was made by Commissioner Richards, seconded by Commissioner Cole, that this matter be Adopted by a Voice Vote. The motion carried.
- 4 **06-139-12** Approval of Revised Sanitary Sewer Service Area for the City of Mequon
A motion was made by Commissioner Richards, seconded by Commissioner Cole, that this matter be Adopted by a Voice Vote. The motion carried.
- 5 **06-140-12** Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the Canal Street Wet Weather Relief Sewer, Project C07022
A motion was made by Commissioner Richards, seconded by Commissioner Cole, that this matter be Adopted by a Voice Vote. The motion carried.
- 6 **06-141-12** Authorizing the Executive Director to Extend Agreements for Provision of the Workforce Development Training and Placement (WDTP) Program for One Additional Year
A motion was made by Commissioner Richards, seconded by Commissioner Cole, that this matter be Adopted by a Voice Vote. The motion carried.

- 7 **06-142-12** Authorizing the Executive Director to Approve Computer-Related Purchases from the State Bid List
A motion was made by Commissioner Richards, seconded by Commissioner Cole, that this matter be Adopted by a Voice Vote. The motion carried.
- 8 **06-143-12** Authorizing a Contract for Financial Advisory Services
A motion was made by Commissioner Richards, seconded by Commissioner Cole, that this matter be Adopted by a Voice Vote. The motion carried.

ORGANIZATION & ADMINISTRATION

06-011-1 EXECUTIVE DIRECTOR'S REPORT

- A. Management Review: Evaluation of Costs in Request for Proposals (RFP)
- B. Emerging Business Enterprise Program
- C. Milwaukee Regional Partnership

The Executive Director reported the following:

- A. *Management Review: Evaluation of Costs in Request for Proposals (RFP)*

The Commission received a Power Point Presentation from Jeff Spence, Agency Services Manager, Pete Coffaro, Procurement Manager, and Jill Jacoby of Human Resources.

- B. *Emerging Business Enterprise Program*

(Presentation postponed to January 2007.)

- C. *Milwaukee Regional Partnership*

The Commission received a Power Point Presentation from Kevin L. Shafer, P.E., Executive Director.

Received and Filed

A motion was made by Commissioner Bell, seconded by Commissioner Grzezinski, to go into Closed Session in accordance with state statute and for the purposes as stated on the published notice and agenda.

The motion carried, and the Commission convened in Closed Session at approximately 9:55 a.m.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(c), (d), (e), and (g), Wisconsin Statutes, the Commission convened in Closed Session for considering employment compensation and performance evaluation data of public employees over whom the Commission has jurisdiction, for considering strategy for crime detection or prevention, regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- CS1 06-005-1** Deliberations and/or Negotiations on Labor Contracts Which for Bargaining Reasons Require a Closed Session
Heard in Closed Session and Filed
- CS2 06-006-1** DNR - MMSD Stipulations
Heard in Closed Session and Filed
- CS3 06-007-1** State of Wisconsin v. MMSD et al. (2005)
Heard in Closed Session and Filed
- CS4 06-008-1** Friends of Milwaukee's Rivers and Lake Michigan Federation v. MMSD
Heard in Closed Session and Filed
- CS5 06-009-1** Deliberating the Investment of Public Funds for which Competitive and Bargaining Reasons Require a Closed Session
- Milorganite
Not Discussed and Filed
- CS6 06-037-3** WPDES Permit Reissuance
Not Discussed and Filed
- CS7 06-055-4** BOSTCO vs. MMSD
Not Discussed and Filed
- CS8 06-109-9** Privatization Contract Reletting - Negotiation Strategies
Heard in Closed Session and Filed
- CS9 06-090-7** 2005 Performance Evaluation and Proposed 2006 Accountabilities for the Executive Director and Proposed Employment Agreement
Heard in Closed Session and Filed

CS10 06-135-11 Security Issues at District Facilities

Not Discussed and Filed

CS11 06-147-12 Small, Women's and Minority Business Enterprise Policy Matter

Not Discussed and Filed

ADJOURNMENT

As there was no further business, the Commission adjourned in Closed Session without reconvening in Open Session at approximately 10:10 a.m.

Marjorie Stahl, Commission Secretary
Milwaukee Metropolitan Sewerage District