



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, January 22, 2007

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, Ashanti Hamilton, Candice Owley, Dale Richards, Wallace White

Excused: Theresa M. Estness

Approval of Proceedings of Regular Commission Meeting held December 18, 2006

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

NEW BUSINESS

07-010-1 Operations and Maintenance Report for December 2006

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

Received

8 **07-023-1** Approval of the Final Report Submitted by the Commission Subcommittee for Future Financial Planning

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

OPERATIONS COMMITTEE MEETING REPORT

Items 1 and 2 were taken as a block, and Item 3 was addressed separately.

1 **07-001-1** Award of Contract TS-2432, South Shore and Jones Island Facilities Improvements Project

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

- 2 **07-002-1** Award of Contract C05007D01, Design of Basins E and H Intercepting Structures Improvement 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 **07-003-1** Amend the 2007 Capital Budget to Create Project M03031, Solar Power Project at Jones Island Wastewater Treatment Plant and Approve Changes in Total Project Costs
The Commission received comments in support of approval of this item from Rosemary Wehnes, Midwest Associate Representative, Sierra Club.
Commissioners Brunner and Richards voted no.
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 and 6 were taken as a block, and Items 4 and 7 were addressed separately.

- 4 **07-005-1** Approval to Amend Commission Policy 1-01.15, "Watercourse Policy"
Commissioners Brunner and Richards voted no.
A motion was made by Commissioner Cullen, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.
- 5 **07-006-1** Public Comment Period Regarding Amendments to Chapter 11, MMSD Rules, "Discharge Regulations and Enforcement Procedures"
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 6 **07-007-1** Disposal of Excess Property Abandoned on Real Estate Acquired Through the Greenseams Program (Minor Property)
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 7 **07-008-1** Privatization Contract Reletting
A motion was made by Commissioner White, seconded by Commissioner Richards, to amend the Request for Qualifications (RFQ) by adding the following sentence at the end of the last paragraph of section 3.2.1.1 "Project Manager" in the RFQ:
"The Project Manager proposed in the SOQ must be the same person designated as the Project Manager in the executed Agreement unless a change of the proposed Project Manager is approved by the District."
The motion carried.
A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted as Amended by a Voice Vote. The motion carried.

ORGANIZATION & ADMINISTRATION

- 07-011-1** EXECUTIVE DIRECTOR'S REPORT
- A. County Grounds Project Quarterly Update
 - B. Agency Services Quarterly Reports
 - C. Educational Outreach Activities Quarterly Report
 - D. Emerging Business Enterprise Program
 - E. Honey Creek Bacteria Investigation Survey
 - F. 2006 Year in Review

The Executive Director reported as follows:

*A. County Grounds Project Quarterly Update
(Power Point Presentation by Tom Chapman, Project Manager)*

*B. Agency Services Quarterly Reports
(Hard copy of the reports distributed to Commissioners)*

*C. Educational Outreach Activities Quarterly Report
(Hard copy of the report distributed to Commissioners - Cora Lee-Palmer, Community Affairs Coordinator, presented highlights of the report)*

*D. Emerging Business Enterprise Program
(No report. Commission document to be presented at the February 2007 meeting)*

*E. Honey Creek Bacteria Investigation Survey
(PowerPoint Presentation by Chris Magruder, Community and Environmental Liaison, and Dr. Sandra McLellan from the Great Lakes Water Institute)*

*F. 2006 Year in Review
(PowerPoint Presentation by Kevin L. Shafer, Executive Director)*

Received

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

The motion carried.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(d), (e), and (g), Wisconsin Statutes, the Commission convened in Closed Session 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	07-012-1	Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session Not Discussed in Closed Session
CS2	07-013-1	DNR - MMSD Stipulations Not Discussed in Closed Session
CS3	07-014-1	State of Wisconsin vs. MMSD et. al. (2005) Not Discussed in Closed Session
CS4	07-015-1	Friends of Milwaukee's Rivers and Lake Michigan Federation vs. MMSD Not Discussed in Closed Session
CS6	07-017-1	WPDES Permit Reissuance Not Discussed in Closed Session
CS5	07-016-1	Deliberating the Investment of Public Funds for which Competitive and Bargaining Reasons Require a Closed Session - Milorganite - Real Estate Negotiations for Project W97002 Heard in Closed Session
CS7	07-018-1	BOSTCO vs. MMSD Heard in Closed Session
CS8	07-019-1	Privatization Contract Reletting Heard in Closed Session
CS9	07-020-1	Security Issues at District Facilities Not Discussed in Closed Session
CS10	07-021-1	Small, Women's and Minority Business Enterprise Policy Matter Not Discussed in Closed Session
CS11	07-022-1	United Water Services Contract Heard in Closed Session

ADJOURNMENT

As there was no further business, the Commission adjourned in Closed Session without reconvening in Open Session at approximately 11:30 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, February 26, 2007

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
Excused: Dale Richards, Wallace White

Approval of Proceedings of Regular Commission Meeting held January 22, 2007

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

The agenda was taken out of sequence. The PF&P Committee Meeting Report was addressed first, then the Operations Committee Meeting Report.

NEW BUSINESS

07-010-1 Operations and Maintenance Report for January 2007

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

Received

OPERATIONS COMMITTEE MEETING REPORT

Items 1-8 and 18 were taken as a block.

- 1** **07-024-2** Approval of Contract M03016P02, Greater Milwaukee Watersheds Pathogens Source Identification
A motion was made by Commissioner Cole, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.

- 2** **07-025-2** Award of Contract W40002E01 Kinnickinnic River Channel Rehabilitation Preliminary Engineering Project
A motion was made by Commissioner Cole, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.

- 3 **07-026-2** Award of Contract TS-2433, Clarifier Mechanism Upgrade Project
A motion was made by Commissioner Cole, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 4 **07-027-2** Award of Contract K01005C01, Second Power Source at Wet Weather Diversion Sites and Approve Changes in Total Projects Costs
A motion was made by Commissioner Cole, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 5 **07-028-2** Award of Contract J01009E01, ISS Pump Station Upgrade Conceptual Design
A motion was made by Commissioner Cole, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 6 **07-029-2** Approval of Contract Modification No. 8, Contract J06014C01, Jones Island Wastewater Treatment Plant Instrumentation and Control Upgrades and Restore the Executive Director's Original Delegated Authority
A motion was made by Commissioner Cole, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 7 **07-030-2** Award of Contract K01008D01, Engineering Services for a Backup Communication System for the Conveyance Supervisory Control and Data Acquisition (SCADA) System
A motion was made by Commissioner Cole, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 8 **07-031-2** Authorization for the Executive Director to Contract for the Inventory and Condition Assessment of Facilities and Equipment Related to the Agreement for Operations and Maintenance Services with United Water Services Milwaukee, LLC
A motion was made by Commissioner Cole, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 18 **07-041-2** Approval to Prepare Contract Modification No. 4, Contract C07010C02, Harbor Siphons, Approve Changes in Total Projects Costs and Restore the Executive Director's Original Delegated Authority
A motion was made by Commissioner Cole, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

The items were addressed as follows: Item 16; Item 9; Items 10, 11, 13 and 14 were taken as a block; Item 15 was addressed separately. (Item 12 was held in Committee and Item 17 was pulled from the agenda.)

- 9 07-032-2 Approval of 2020 Facility Plan Population and Land Use Projections
- The Commission received comments from the following members of the public related to the resolution before the Commission as amended at Committee:*
- Ann Beier, Director (In favor of approval of resolution)*
Office of Environmental Sustainability
City of Milwaukee
840 N. Broadway
Milwaukee, WI 53202
(414) 286-3351
- William Mielke, President/CEO (Against approval of resolution)*
Ruekert & Mielke
Representing Muskego and New Berlin
W233 N2080 Ridgeview Parkway
Waukesha, WI
(262) 542-5733
- Paul Lincoln Scheable (In favor of approval or with added verbiage of his own)*
PLS - Community Well-Being Advocacy
19890 W. Julius Heal Dr.
New Berlin, WI
(262) 679-4892
- Mayor Jack Chiovatero, City of New Berlin*
(Spoke for information/against approval of resolution/submitted letter)
- Mayor John Johnson (Spoke against approval of resolution/submitted letter)*
City of Muskego
P.O. Box 749
Muskego, WI 53150
(262) 679-5675
- A motion was made by Commissioner Brunner to table the item.*
- The motion failed due to lack of a second.*
- A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.**
Commissioner Brunner voted no.
- 10 07-033-2 Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the Barclay/4th/Chase MIS Replacement Project C07008
- A motion was made by Commissioner Cullen, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.**
- 11 07-034-2 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 Cullen, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.**

- 12 **07-035-2** Conveyance of a Permanent Electric Distribution Easement to We Energies by the Milwaukee Metropolitan Sewerage District along the Lincoln Creek right of way at North 60th Street in the City of Milwaukee
Held in Committee
- 13 **07-036-2** Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the Milwaukee County Grounds Basin Project W20004
A motion was made by Commissioner Cullen, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.
- 14 **07-037-2** Public Comment Period Regarding the Proposed Repeal and Recreation of Chapter 3, MMSD Rules, Management, Operation, and Maintenance of Tributary Sewers
A motion was made by Commissioner Cullen, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.
- 15 **07-038-2** Approval of Extension of Contract W97001P03, Greenseams Program Implementation for 2007-2008
A motion was made by Commissioner Cullen, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.
Commissioner Brunner voted no.
- 16 **07-039-2** Adoption of a Policy Requiring Property Added Into the District or to the Sanitary Sewerage Service Area After Adoption of a Facilities Plan to Pay Capital Costs
The Commission received comments against approval of this resolution from the following member of the public:

*Mayor Tom Taylor
City of Franklin
7014 Elroy Ct.
Franklin, WI 53132
(414) 425-7500*

This item was referred back to the PF&P Committee for the April meeting cycle.
A motion was made by Vice Chair Bell, seconded by Commissioner Grzezinski, that this matter be Referred back to Committee. The motion carried.
- 17 **07-040-2** Revising Commission Policy 1-78.01, Procurement: Milwaukee Emerging Business
Pulled from Agenda

ORGANIZATION & ADMINISTRATION

07-011-1 EXECUTIVE DIRECTOR'S REPORT

The Executive Director reported the following:

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, 2005. This is the 28th 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. Congratulations to Mark Kaminski, Acting Controller, and Mickie Pearsall, Lead Management & Budget Analyst.

B. Public Notice of Commission Meetings

In late January, Marjorie Stahl, Commission Secretary, sent an email to the Commissioners regarding the elimination of publishing the Commission Agendas in the Journal Sentinel. The decision to do this was based on cost, and the legal opinion was the Commission can satisfy its public notice obligations through other, more cost-effective means. Therefore, since publication in the newspaper is not a legal requirement, we can save significant dollars by emailing an agenda copy to the Journal Sentinel reporter who covers our meetings, using the website for the notice and agenda posting at the headquarters building. Since we also videotape our meetings, the public has an avenue to hear what has been presented at the Committee and Commission meetings. We called the City to see how they posted their meetings, and other than posting in three locations and providing an agenda copy to the reporter who covers their meeting, they do not publish in the newspaper either. We investigated whether this could be done with similar response, at a lower cost. Because technology has changed so much, the newspaper distribution is getting smaller, and due to the cost of publication, I instructed staff to make this change. I believe through e-mails, the website and the videotaping of our meetings we will be able to exceed the amount of contact we have had with the public.

C. NACWA 2009 Summer Conference

The NACWA 2009 Summer Conference will be held in Milwaukee. This is a great opportunity to show off Milwaukee and the work the District has done. Also during this conference, I will be sworn in as the President of this organization. I thank the Commission for their support of me as it relates to the NACWA Board of Directors.

Received

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

The motion carried by a voice vote.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1) (d), (e) and (g), Wisconsin Statutes, the Commission convened in Closed Session 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 07-012-1** Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session
Not Discussed in Closed Session
- CS2 07-013-1** DNR - MMSD Stipulations
Not Discussed in Closed Session
- CS3 07-014-1** State of Wisconsin vs. MMSD et. al. (2005)
Heard in Closed Session
- CS4 07-015-1** Friends of Milwaukee's Rivers and Lake Michigan Federation vs. MMSD
Not Discussed in Closed Session
- CS5 07-016-1** Deliberating the Investment of Public Funds for which Competitive and Bargaining Reasons Require a Closed Session
- Initial Acquisition Plat for Project C07008, Barclay/4th/Chase MIS Replacement (Item 10 from Open Session Agenda)
- County Grounds Basin Project W20004
- Milorganite (added to CS agenda)
Heard in Closed Session
- CS6 07-017-1** WPDES Permit Reissuance
Not Discussed in Closed Session
- CS7 07-018-1** BOSTCO vs. MMSD
Heard in Closed Session
- CS8 07-019-1** Privatization Contract Reletting - Negotiation Strategies
Heard in Closed Session
- CS9 07-020-1** Security Issues at District Facilities
Not Discussed in Closed Session

- CS10 07-021-1** Small, Women's and Minority Business Enterprise Policy Matter
Not Discussed in Closed Session
- CS11 07-022-1** United Water Services Contract
Not Discussed in Closed Session
- CS12 07-042-2** Oak Creek Landfill
Heard in Closed Session
- CS13 07-043-2** State vs. Cape and MMSD
Heard in Closed Session

ADJOURNMENT

As there was no further business, the Commission adjourned at approximately 12:15 p.m. in Closed Session without reconvening in Open Session.

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, March 26, 2007

9:00 AM

MMSD Headquarters Building, Room 121

CALL TO ORDER

The Chair called the meeting to order at approximately 9:10 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

The agenda was taken out of sequence. The Policy, Finance and Personnel Committee Report was taken first: Items 12, 11, then 8-10 as a block.

Approval of Proceedings of Regular Commission Meeting held February 26, 2007

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

NEW BUSINESS

07-010-1 Operations and Maintenance Report for February 2007

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

Received

OPERATIONS COMMITTEE MEETING REPORT

Items 1-7 were taken as a block.

- 1** **07-045-3** Award of Contract C05013C01, North 27th Street ISS Extension and Award Contract TS-2447
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

- 2** **07-046-3** Award of Contract C07012C01, Basins F and G Intercepting Structures Improvement Project
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

- 3 **07-047-3** Award of Contract J01006C03, Jones Island Wastewater Treatment Plant Preliminary Treatment Facility Screw Pump Inspection and Overhaul
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 4 **07-048-3** Award of Contract J02002D01, Jones Island Wet Weather Capacity Improvements, Phase 2 Project
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 5 **07-049-3** Award of Contract TS-2437, Honey Creek and Kinnickinnic River Concrete Channel Repairs
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 6 **07-050-3** Award of Contract P-2468, Roof Replacement at the South 13th Street Maintenance Facility
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 7 **07-051-3** Authorization to Extend the Stream Flow Gaging Cooperative Agreement with the Southeastern Wisconsin Regional Planning Commission
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, 9, and 10 were taken as a block.

- 8 **07-035-2** Conveyance of a Permanent Electric Distribution Easement to We Energies by the Milwaukee Metropolitan Sewerage District along the Lincoln Creek right of way at North 60th Street in the City of Milwaukee
A motion was made by Commissioner Cullen, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.
- 9 **07-052-3** Amending the 2006 Capital Budget
A motion was made by Commissioner Cullen, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.
- 10 **07-053-3** Amending the Adopted 2007 Operation & Maintenance Budget to Reflect Carryover of Unexpended Funds
A motion was made by Commissioner Cullen, seconded by Commissioner Owley, that this matter be Adopted by a Voice Vote. The motion carried.

11 **07-054-3** Registration of Lobbyists for the ten year Management, Operations and Maintenance Agreement

The Commission received a presentation from Mike McCabe, Acting Executive Director.

Commissioner Cullen indicated that the Commission Chair was very active in moving this issue forward, and with this effort, there will be a record for the public or the media to be aware of who is lobbying for which company. He further indicated the intent is to keep the process clean and open to the public; and the role of the Commission is to come up with the best contract for the taxpayers.

The Commission received comments from the following member of the public related to who is required to register as a Lobbyist .

*William Mollenhauer, Staff Representative
District Council 48 - AFSCME.*

There was further discussion related to what requirements were necessary for one to register as a Lobbyist.

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

A motion was made by Commissioner Cole, seconded by Commissioner Richards, to recommend that items related to future deliberations on the O&M contract as well as to provide to the Commission a recommendation on the O&M contract be referred to the Operations Committee instead of the PF&P Committee.

Commission Chair Colon directed staff to place this matter as a noticed item on the next Commission agenda.

12 07-055-3 Approval of Qualified Proposers for the ten year Management Operations and Maintenance Contract

Commissioner Cullen, PF&P Committee Chair, indicated that he received a request from employees to address the Commission in Closed Session.

After reviewing the published agenda, Acting Executive Director Mike McCabe, as Legal Counsel, indicated in the negative.

There was further discussion related to Open and Closed Session.

A motion was made by Commissioner Cullen, seconded by Commissioner Owley, to approve this item as recommended by the PF&P Committee at its 3/12/07 meeting to include the EMC as a qualified proposer.

The Commission received comments from the following members of the public:

Mark Teske, President, Local 366, representing MMSD and UWS employees against privatization of the operation and maintenance of the MMSD.

Steve St. Louis, UWS Instrument Technician, and Union Steward, Local 366 requesting to form a committee with a few members of other Locals in order to have input in the O&M contract related to concerns with details in the contract.

Commissioner Colon read written comments from Lance Nielson, representing MMSD as a Monitoring Specialist, into the record.

"To the Sewerage District members who are concerned, I am a Monitoring Department employee working in the field. I have two major issues with the private running of our sewer collection system. There is time and money wasted by contract compliance both by researching what is being done and by the timeliness of responding to and taking care of the problems in the field. The Monitoring Department has taken on more tasks to ensure the proper operation of our collection system and has begun removing debris from the sewer structures. We need to work hand in hand with the sewer maintenance to efficiently do this work.

'In addition, there are many remote level sensing sites that are telemetered by radio wave to Central Computer Control at Jones Island. These sites are checked twice a year by the Monitoring Department, and it would be most helpful to have Electronic Technicians from the plants to be at our sides so as to fix the problems on the spot. We have a can do attitude at monitoring and appreciate your consideration and concerns.

'Mr. Nielson.'

Commissioner White indicated the following for the record:

"I feel that those of us on the MMSD Commission have been placed in a position of public trust.

Each citizen has an expectation that we will protect the environment, Lake Michigan and the public health. Therefore, we have a responsibility to see that the actions that we take result in protection of those expectations.

In selecting an operations and maintenance contractor, the primary criteria that I have is that they have a track record and the experience to assure us that we continue to comply with the conditions of our state permit, and that we continue to protect the lake

and the citizens of the District.

I believe that the staff and employees of MMSD understand and believe in this concept and that they execute it to the best of their ability.

I believe that those union members that are responsible for the operations and maintenance of the system are dedicated and faithful employees who have done a superb job, and that it would be an error to burden them with a contractor who does not have the demonstrated background or experience to assure us that we will be able to continue to excel in our service to the public and the environment.

Therefore after further and close examination of the proposed candidates, I believe that the staff recommendation of the firms of United Water Services and Veolia should be supported by this Commission."

A motion was made by Commissioner White, seconded by Commissioner Grzezinski, to amend Commissioner Cullen's motion and adopt the resolution with the qualified proposers recommended by staff originally.

The amendment passed by the following roll call vote:

Yes: Commissioners Bell, Brunner, Cole, Estness, Grzezinski, Hamilton, Richards, White, Colon.

No: Commissioners Cullen and Owley.

A motion was made by Commissioner White, seconded by Commissioner Grzezinski, that this matter be Adopted as Amended. The motion carried.

Commissioner Owley voted no.

ORGANIZATION & ADMINISTRATION

07-011-1

Executive Director's Report

A. Underwriter Selection for 2007 Refunding

B. Information Technology Vacancy

Acting Executive Director, Mike McCabe, reported information to the Commission on the following:

A. Underwriter Selection for 2007 Refunding

1) District staff, with assistance from the District's financial advisor, Robert W. Baird & Company is considering the refunding of all or a portion of the \$103,715,000 in callable maturities from its Series 1997A General Obligation Refunding Bonds. Assuming no restructuring of the debt, recent calculations estimate debt service present value savings of over \$7 million through a current refunding of the Series 1997A Bonds; and

2) On February 5, 2007, the District issued a Request for Proposal for Underwriting Services to assist the District in the proposed issuance of approximately \$100 million General Obligation Refunding Bonds. The RFP was emailed to 32 investment banking firms and made available on the District's website. The District received 19 proposals by the due date of February 20, 2007; and the proposals were evaluated by the following criteria and weighting:

Underwriting Spread (Fee) - 60%; Organization, Personnel and Experience - 20%; General Quality, Approach and Adequacy of Response - 10%; SWMBE Participation - 10%.

3) Staff will be recommending to the Commission in April to select UBS investment Bank as Senior Manager for the upcoming potential refunding of District debt..

Commissioner Richards commended staff on the previous item of 2006 budget monies carried over to the 2007 budget, and the refinancing savings of another \$7 million.

B. Information Technology Vacancy

Dave Melbye, Chief Information Officer, submitted his resignation effective April 6, 2007. The Job Content Value for this position as an Information Systems Manager will be on the meeting agenda of the April 16, 2007 PF&P Committee.

Acting Executive Director, Mike McCabe indicated to the Commission that Mr. Melbye did an outstanding job for the District.

Received

As this was Commissioner Owley's last meeting after nine consecutive years of service, Commissioner Colon thanked Commissioner Owley on behalf of the Commission with appreciation for her service and leadership on the Commission.

Commissioner Owley thanked the Commission Chair and the Commission and indicated that when she came to the Commission, the District was dealing mostly with tunnels and operations; and now this agency has transformed into a tremendous environmental organization dealing with clean water for our lakes and rivers for the entire region. She further indicated that she enjoyed serving on the Commission and hoped to keep working on these issues, especially related to the KK River.

CLOSED SESSION

Acting Executive Director, Mike McCabe, indicated staff had no need to meet in Closed Session.

PURSUANT TO SECTION 19.85(1)(e) and (g), Wisconsin Statutes, the Commission did not meet 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 | 07-012-1 | Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session
Did Not Convene In Closed Session |
| CS2 | 07-013-1 | DNR - MMSD Stipulations
Did Not Convene In Closed Session |
| CS3 | 07-014-1 | State of Wisconsin vs. MMSD et. al. (2005)
Did Not Convene In Closed Session |
| CS4 | 07-015-1 | Friends of Milwaukee's Rivers and Lake Michigan Federation vs. MMSD
Did Not Convene In Closed Session |
| CS5 | 07-016-1 | Deliberating the Investment of Public Funds for which Competitive and Bargaining Reasons Require a Closed Session
- Mllorganite
Did Not Convene In Closed Session |
| CS6 | 07-017-1 | WPDES Permit Reissuance
Did Not Convene In Closed Session |

- CS7** **07-018-1** BOSTCO vs. MMSD
Did Not Convene In Closed Session
- CS8** **07-019-1** Privatization Contract Reletting - Negotiation Strategies
Did Not Convene In Closed Session
- CS9** **07-021-1** Small, Women's and Minority Business Enterprise Policy Matter
Did Not Convene In Closed Session
- CS10** **07-042-2** Oak Creek Landfill
Did Not Convene In Closed Session

ADJOURNMENT

As there was no further business, the Commission adjourned in Open Session without convening in Closed Session at approximately 10:35 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
Lyle A. Balistreri, Robert C. Brunner, David Cullen,
Preston D. Cole, Theresa M. Estness, Dennis Grzezinski,
Ashanti Hamilton, Dale J. Richards, Wallace White*

Monday, April 30, 2007

9:00 AM

MMSD Headquarters Building, Room 121

CALL TO ORDER

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

Commissioner Colon, on behalf of the Commission, welcomed Commissioner Lyle A. Balistreri to the MMSD Commission.

RECORD ROLL

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

Approval of Proceedings of Regular Commission Meeting held on March 26, 2007

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

NEW BUSINESS

07-010-1 Operations and Maintenance Report for March 2007

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

Received

16 07-073-4 Annual Performance Report for 2006

The Commission received a presentation from Mickie Pearsall, Lead Management & Budget Analyst.

Received

17 07-074-4 Committee Assignments related to O&M Contract

Commission Chair Colon indicated that he appointed Commissioner White and himself as members of a contract review committee for the proposed O&M Contract; and if there is no objection, he would expand his appointments to include Commissioners Cole and Richards to the negotiations committee as they have expressed interest.

There was no objection.

In addition, Commissioner Colon indicated that because of his commitment and obligations with the state Joint Finance Committee and state budget, he has spoken to and Commissioner Cullen agreed to take over his position on that negotiating committee.

In addition, Commissioner Colon invited other Commissioners to participate on this committee if they were interested.

As there were no objections, the Contract Negotiation/Review Committee members are as follows:

*Commissioner Cullen
Commissioner White
Commissioner Cole
Commissioner Richards*

OPERATIONS COMMITTEE MEETING REPORT

Items 1 through 3 were taken as a block.

1 07-058-4 Award of Contract TS-2448 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.

2 07-059-4 Award of Contracts for Procurement and Installation of One Two-Meter Gravity Belt Thickener

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

3 07-060-4 Approval of Contract TS-2446, Solar Array Design and Installation at the Jones Island Drying and Dewatering Facility

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 4 through 8 and Items 10 through 13 were taken as a block. Item 9 was addressed separately.

- 4 **07-061-4** Approval of the Oak Creek Phase 1 Watercourse Management Plan
A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried.
- 5 **07-062-4** Authorization to Negotiate and Execute an Intergovernmental Cooperation Agreement with the City of Wauwatosa for the Underwood Creek Relief Sewer, Project No. C03005
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 **07-063-4** Authorization to Negotiate and Execute an Intergovernmental Cooperation Agreement with the City of Milwaukee to Reconstruct Structure IS-198
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 **07-064-4** Approval of Modification No. 2 of Contract M06009C01 for Purchase of Additional Components For the Telecommunications Infrastructure Project and Restore the Executive Director's Original Delegated Authority
A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried.
- 8 **07-065-4** Approval of M03030P05, 2007 Stormwater Best Management Practices Partnership
A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried.
The Executive Director noted that it was brought up to the Commission in the past about a legal action that may allow for additional funding available for stormwater BMPs. There were a number of projects that were not selected for this award; and as that matter clarifies itself over the next three or four months, the Executive Director would like to go back to those entities and review them for possible awards in the future.
- 9 **07-066-4** Authorizing the Executive Director to Amend the Contract with the Firm of Williams, Mullen, Clark & Dobbins for Legal Services
A motion was made by Commissioner Grzezinski, seconded by Commissioner Richards, that this matter be Adopted by a Roll Call Vote. The motion carried by the following vote:
Yes: 7 - Bell, Grzezinski, Brunner, Cole, Estness, Richards, White
No: 3 - Colon, Cullen, Hamilton
Abstained: 1 - Balistreri
Present: 0 -

- 10 **07-067-4** Purchase of Builder's Risk Insurance for Construction of the North 27th Street ISS Extension, Contract C05013C01 and Authorize the Executive Director to Execute an Assignment/Novation of Contract C05013C01
A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried.
- 11 **07-068-4** Initial Resolution Authorizing the Sale and Issuance of Not to Exceed \$105,000,000 General Obligation Refunding Bonds and Providing Other Details With Respect Thereto
A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried.
- 12 **07-069-4** Adoption of Amendments to Chapter 11, MMSD Rules, Discharge Regulations and Enforcement Procedures
A motion was made by Commissioner Cullen, seconded by Vice Chair Bell, that this matter be Adopted by a Voice Vote. The motion carried.
- 13 **07-070-4** Approval of the 2007 Milwaukee Metropolitan Sewerage District (MMSD) Affirmative Action Plan
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

- 07-011-1** EXECUTIVE DIRECTOR'S REPORT
- A. Educational Outreach Activities Quarterly Report
 - B. County Grounds Project Quarterly Update
 - C. I & C Upgrades at Jones Island and South Shore Treatment Plants Update
 - D. Agency Services Quarterly Reports
- A. *Education Outreach Activities Quarterly Report -*

The Commission received a Power Point presentation from Cora Lee-Palmer, Community Affairs Coordinator.

- B. *County Grounds Project Quarterly Update -*

The Commission received a Power Point presentation from Tom Chapman, Section Manager.

- C. *I&C Upgrades at Jones Island and South Shore Treatment Plants Update -*

The Commission received a Power Point presentation from Bill Farmer, Consultant, with comments from John Cheslik, General Manager, United Water Services, Inc.

Commissioner Cole directed staff to include the I&C update monthly on the Operations Committee agenda.

- D. *Agency Services Quarterly Reports -*

The Commission received these reports in their electronic packets.

Received

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.

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** **07-012-1** Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session
- Not Discussed in Closed Session**
- CS2** **07-013-1** DNR - MMSD Stipulations
- Not Discussed in Closed Session**

- CS3 07-014-1** State of Wisconsin vs. MMSD et. al. (2005)
Not Discussed in Closed Session
- CS4 07-015-1** Friends of Milwaukee's Rivers and Lake Michigan Federation vs. MMSD
Not Discussed in Closed Session
- CS5 07-016-1** Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
- Canal Street Wet Weather Relief Sewer Project, C07022
- Milorganite
Received
- CS6 07-017-1** WPDES Permit Reissuance
Not Discussed in Closed Session
- CS7 07-018-1** BOSTCO vs. MMSD
Not Discussed in Closed Session
- CS8 07-019-1** Privatization Contract Reletting - Negotiation Strategies
Not Discussed in Closed Session
- CS9 07-021-1** Small, Women's and Minority Business Enterprise Policy Matter
Not Discussed in Closed Session
- CS10 07-042-2** Oak Creek Landfill
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 10:45 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
Lyle A. Balistreri, Robert C. Brunner, David Cullen,
Preston D. Cole, Theresa M. Estness, Dennis Grzezinski,
Ashanti Hamilton, Dale J. Richards, Wallace White*

Monday, May 21, 2007

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, Lyle A. Balistreri, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Theresa M. Estness, Wallace White
Excused: Jeannette Bell, Ashanti Hamilton, Dale Richards

The agenda was taken out of sequence. Item 7 was addressed first.

Approval of Proceedings of Regular Commission Meeting held on April 30, 2007

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

NEW BUSINESS

07-010-1 Operations and Maintenance Report for April 2007

The Commission received a Power Point presentation from John Cheslik, General Manager, United Water Services, Inc., with comments from John Jankowski, Manager of Contract Compliance, related to the Jones Island Wastewater Treatment Plant diversion on May 3, 2007; and a Power Point presentation from John Cheslik and John Jankowski related to the April 2007 O&M report.

Received

6 **07-080-5** A Resolution Authorizing and Providing for the Sale and Issuance of \$xxx,xxx,xxx General Obligation Sewerage System Refunding Bonds, Series 2007A, and all Related Details

The Executive Director reported that this item will be addressed at a Special Commission meeting on June 11, 2007.

- 7 **07-081-5** Resolution Commending Candice Owley for Meritorious Service and Leadership as a Commissioner for the Milwaukee Metropolitan Sewerage District

Commission Chair Colon, on behalf of the full Commission, presented to former Commissioner Candice Owley a resolution plaque commending her for meritorious service and leadership as a Commissioner for the Milwaukee Metropolitan Sewerage District from April 1998 to April 2007, a total of nine years.

Former Commissioner Owley thanked those responsible for appointing her to the Commission and indicated that it was an honor to serve on the Board which addressed the very important water quality issues that affect this region.

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

OPERATIONS COMMITTEE MEETING REPORT

- 1 **07-075-5** Award of Contract TS-2445, Document Management Services

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

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

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

- 2 **07-076-5** Approval of Revised Sanitary Sewer Service Area for the City of Brookfield

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

- 3 **07-077-5** Conveyance of a Permanent Storm Sewer Easement and Temporary Construction Easement to the City of Greenfield Across District Owned Lands on South Root River Parkway in the City of Greenfield

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

- 4 **07-078-5** The Repeal and Recreation of Chapter 3, MMSD Rules, Management, Operations, and Maintenance of Tributary Sewers

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

- 5 **07-079-5** Revising Commission Policy No. 1-77.30, Residency Policy

Held in Committee

ORGANIZATION & ADMINISTRATION

- 07-011-1** EXECUTIVE DIRECTOR'S REPORT
 A. Revised 2020 Facilities Plan Presentation
 B. NELAC Accreditation

*A. Revised 2020 Facilities Plan Presentation
 The Commission received a Presentation from Tim Bate, Engineering Planning Manager.*

*B. NELAC Accreditation
 The Commission received the following report from the Executive Director:*

On July 1, our laboratory will become recognized as a laboratory that is certified according to the NELAC standards. These are a set of standards for environmental laboratory accreditation adopted by the National Environmental Laboratory Accreditation Conference (NELAC). NELAC is a nationally recognized program designed to be a uniform set of standards by which environmental data is produced across the various state agencies and programs, thereby promoting comparability and defensibility.

MMSD benefits from this because the accreditation provides us:

- Improved acceptability of data to regulators;*
- Alleviates the need for us to hold multiple state certifications for Milorganite testing;*
- Improves data quality and data defensibility.*

There are more than 2,000 labs nationwide that hold this but only 6 in Wisconsin. We are only the second public lab in the state to get this certification (the State Lab of Hygiene was the first).

Received

A motion was made by Commissioner Grzezinski, seconded by Commissioner Cullen, 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)(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 07-012-1** Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session
Not Discussed in Closed Session
- CS2 07-013-1** DNR - MMSD Stipulations
Not Discussed in Closed Session



Milwaukee Metropolitan Sewerage District

Meeting Proceedings

Commission

260 West
Seeboth Street
Milwaukee, WI
53204

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

Monday, June 11, 2007

9:15 AM

MMSD Headquarters Building, Room 121

SPECIAL COMMISSION MEETING

CALL TO ORDER

The Chair called the meeting to order at approximately 10:25 a.m.

RECORD ROLL

Present: Pedro Colon, Jeannette Bell, Lyle A. Balistreri, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Wallace White

Excused: Dale Richards

UNFINISHED BUSINESS

- 7 **07-080-5** A Resolution Authorizing and Providing for the Sale and Issuance of \$98,790,000 General Obligation Sewerage System Refunding Bonds, Series 2007A, and all Related Details
- A motion was made by Commissioner Grzezinski, seconded by Commissioner Brunner, that this matter be Adopted by a Roll Call Vote. The motion carried by the following vote:**
- Yes:** 10 - Colon, Bell, Balistreri, Grzezinski, Brunner, Cole, Cullen, Hamilton, Estness, White
- No:** 0 -
- Present:** 0 -
- Excused:** 1 - Richards

NEW BUSINESS

- 8 **07-088-6** Adoption by the Commission of the 2020 Facilities Plan
- Commissioner White read the following into the record from the recommendations of the Subcommittee for Future Financial Planning Report which was adopted at the January 22, 2007 Commission meeting:*
- "While MMSD is required by the 2002 DNR Stipulation to complete the 2020 Facilities Plan, it should be done in a manner that will, to the greatest extent possible, address the issue of improving water quality on a regional, cost effective basis. This*

improvement would be accomplished through a watershed approach. This would be a shift in regulatory policy focus in that water quality compliance is only a subset. Water quality improvement standards seek results oriented outcomes versus compliance with permit effluent limits for wastewater discharges by MMSD. While pursuing this direction MMSD should seek those solutions that maximize water quality improvements, and meet regulatory requirements while minimizing major financial commitments for MMSD and its customers over the long term. MMSD should look at staging or phasing the facilities to help control costs as well as not assuming responsibility for costs that should be borne by other entities. MMSD should review the watershed management processes in place in other jurisdictions as well as the concept of watershed trading and determine their potential value to MMSD."

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

ADJOURNMENT

A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, to adjourn at approximately 10:55 a.m. The motion carried.

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
Lyle A. Balistreri, Robert C. Brunner, David Cullen,
Preston D. Cole, Theresa M. Estness, Dennis Grzezinski,
Ashanti Hamilton, Dale J. Richards, Wallace White*

Monday, June 25, 2007

9:00 AM

MMSD Headquarters Building, Room 121

CALL TO ORDER

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

RECORD ROLL

Present: Jeannette Bell, Dennis Grzezinski, Robert C. Brunner, Preston D. Cole, David Cullen, Ashanti Hamilton, Dale Richards, Wallace White

Excused: Pedro Colon, Lyle A. Balistreri, Theresa M. Estness

Approval of Proceedings of Regular Commission Meeting held on May 21, 2007

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

The agenda was taken out of sequence.

UNFINISHED BUSINESS

The following item was addressed after the Operations Committee report.

- 14 07-040-2** Revising Commission Policy 1-78.01, Procurement: MMSD Historically Underutilized Businesses (HUB) Program
- The Commission received a Power Point presentation, SWMBE Audit Report, from Shelia I. Payton, MMSD Consultant.*

The Commission also received comments related to this item from the following members of the public:

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

*Richard W. Wanta, Executive Director
Wisconsin Underground Contractors Association*

The Commission referred this item to the July 9, 2007 PF&P Committee.

Referred back to Committee

NEW BUSINESS

07-010-1 Operations and Maintenance Report for May 2007

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

Received

The Commission received written and oral comments in Open Session from Tony Gierczak, UWS Maintenance Electrician, representing the labor unions, related to CS8. Privatization Contract Reletting, concerning maintenance schedules and developing a preventative maintenance program for all equipment critical and non-critical.

13 **07-092-6** Resolution Commending Jeannette Bell for Meritorious Service and Leadership on the Commission of the Milwaukee Metropolitan Sewerage District

Commissioner Cullen, PF&P Committee Chair, presented Commission Vice Chair Bell with a commendation plaque for her outstanding leadership and service on the MMSD Commission.

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

OPERATIONS COMMITTEE MEETING REPORT

Items 1-4 and 6 were taken as a block. Item 5 was addressed separately.

1 **07-082-6** Review of the 2006 Wisconsin Department of Natural Resources Compliance Maintenance Annual Reports for the Jones Island and South Shore Wastewater Treatment Plants

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

2 **07-083-6** Authorizing the Executive Director to Reject all Bids for Contract J01008C02, Jones Island Wastewater Treatment Plant Primary Influent Channels Cleaning

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

3 **07-084-6** Award of Contract C03007C01, West Wisconsin Avenue Metropolitan Interceptor Sewer (MIS) Rehabilitation 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 **07-085-6** Award of Contracts C06005C01, Basin B Wet Weather Flow (WWF) Pressure Sewer, TS-2452 and TS-2453

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

5 **07-086-6** Sole Source Procurement of Award of Contract S02004C01, South Shore Wastewater Treatment Plant Blower and Engine-Generator System Upgrade,

Award of Contracts TS-2449, TS-2450, TS-2451, and TS-2454, and Approve Changes in Total Project Costs

The Commission received a Power Point presentation from Mike Martin, Director of Technical Services.

A motion was made by Commissioner Cullen, seconded by Commissioner White, to divide the question and address Award of Contracts TS-2445 and TS-2449 separately from the other contracts.

The motion failed by a tie roll call vote.

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

Yes: 5 - Bell, Grzezinski, Brunner, Cole, Richards

No: 2 - Cullen, Hamilton

Abstained: 1 - White

Present: 0 -

Excused: 3 - Colon, Balistreri, Estness

- 6 **07-087-6** Approval of Amendment No. 8, C020DE001 (C97001), Project Management for the Central Metropolitan Interceptor Sewer Improvement Project
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 9 and 12 were taken as a block. Items 10 and 11 were addressed separately.

- 9 **07-079-5** Revising Commission Policy No. 1-77.30, Residency Policy
A motion was made by Commissioner Cullen, seconded by Commissioner Brunner, that this matter be Adopted by a Voice Vote. The motion carried.
- 10 **07-089-6** Amend the 2007 Capital Budget to Create Project J03003, Jones Island Inline Flow Control Improvement
A motion was made by Commissioner Cullen, seconded by Commissioner Brunner, that this matter be Adopted by a Roll Call Vote. The motion carried by the following vote:
- Yes:** 8 - Bell, Grzezinski, Brunner, Cole, Cullen, Hamilton, Richards, White
- No:** 0 -
- Present:** 0 -
- Excused:** 3 - Colon, Balistreri, Estness
- 11 **07-090-6** Authorizing and Providing for the Sale and Issuance of Two Series of General Obligation Sewerage System Promissory Notes, and all Related Details

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

Yes: 8 - Bell, Grzezinski, Brunner, Cole, Cullen, Hamilton, Richards, White

No: 0 -

Present: 0 -

Excused: 3 - Colon, Balistreri, Estness

- 12 07-091-6 Authorizing the Executive Director to Extend the Contracts for Health Insurance for Post Medicare Retirees Effective August 1, 2007
- A motion was made by Commissioner Cullen, seconded by Commissioner Brunner, that this matter be Adopted by a Voice Vote. The motion carried.**

ORGANIZATION & ADMINISTRATION

07-011-1 EXECUTIVE DIRECTOR'S REPORT

- A. American Academy of Environmental Engineer's Award
- B. American Public Works Association Award
- C. Mayor's Urban Design Award
- D. GFOA Award
- E. 2006 Final Report on the Workforce Development Training & Placement
- F. CSO Overflow Update
- G. I&C Upgrades at Jones Island and South Shore Treatment Plants
- H. Update on 2008 O&M / Capital Requests

*A. American Academy of Environmental Engineer's Award
American Academy of Environmental Engineer's Award for the 2007 Grand Prize in the Small Projects Category has been presented to MMSD for the Technology Evaluation and Preliminary Engineering for High-Rate Treatment of Wet-Weather Flows project. The award recognizes MMSD's contribution to advancing the current state of knowledge for the treatment of wet-weather flows. The project included a three month demonstration of chemically enhanced clarification followed by ultra-violet light disinfection for treating wet-weather flows. The MMSD and its consultant, CH2M HILL, were recognized at the Awards Luncheon, on May 2 at the National Press Club in Washington, DC.*

*B. American Public Works Association Award
The Wisconsin Chapter of the American Public Works Association has awarded MMSD their Chapter Award for the Hart Park Project. We are expecting Dave Botts, Chapter President, to present the award during the Commission meeting.*

*C. Mayor's Urban Design Award
MMSD has received the Mayor's Urban Design Award for the Lincoln Creek Flood Management and Rehabilitation Project. Since 1997, this award recognizes design excellence throughout the City of Milwaukee. Projects are selected for contributing to the character of their surroundings, adding value to their neighborhood, and contributing to the urban fabric. Mike Martin accepted this award on our behalf of MMSD at a ceremony held on May 31.*

*D. GFOA Award
The Government Finance Officers Association awarded MMSD the Distinguished*

Budget Presentation Award for the 2007 budget document. This is our 7th consecutive budget presentation award from the Government Finance Officers Association. For the third year in a row, we were given special recognition for our use of performance measures in the budget. Congratulations to Mark Kaminski and Mickie Pearsall for their continuous hard work on the 2007 Budget.

E. 2006 Final Report on the Workforce Development Training & Placement Program (Power Point Presentation by Pete Coffaro, Procurement Supervisor)

F. CSO Overflow Update (Power Point Presentation by Pete Topczewski, Water Quality Protection Manager)

G. I&C Udgrades at Jones Island and South Shore Treatment Plants (Power Point Presentation by Bill Farmer, Consultant)

H. Update on 2008 O&M / Capital Requests (Power Point Presentation by Mickie Pearsall, Lead Management and Budget Analyst and Mark Kaminski, Acting Controller)

Received

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

The motion carried.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(e) and (g), Wisconsin Statutes, the Commission will go into 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 | 07-012-1 | Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session
Not Discussed in Closed Session |
| CS2 | 07-013-1 | DNR - MMSD Stipulations
Not Discussed in Closed Session |
| CS3 | 07-014-1 | State of Wisconsin vs. MMSD et. al. (2005)
Not Discussed in Closed Session |
| CS4 | 07-015-1 | Friends of Milwaukee's Rivers and Lake Michigan Federation vs. MMSD
Not Discussed in Closed Session |
| CS5 | 07-016-1 | Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session |

- Milorganite
- Alterra Flushing Station Lease
- Milwaukee County Grounds Floodwater Management Facilities Project, W20004
- For Real Estate Negotiations for Project W97002

Heard in Closed Session

- CS6 07-017-1** WPDES Permit Reissuance
Not Discussed in Closed Session
- CS7 07-018-1** BOSTCO vs. MMSD
Not Discussed in Closed Session
- CS8 07-019-1** Privatization Contract Reletting - Negotiation Strategies
The Commission heard comments in Open Session related to this item from Tony Gierczak, UWS Maintenance Electrician, representing the labor unions.
Not Discussed in Closed Session
- CS9 07-021-1** Small, Women's and Minority Business Enterprise Policy Matter
Not Discussed in Closed Session
- CS10 07-042-2** Oak Creek Landfill
Not Discussed in Closed Session
- CS11 07-093-6** Winterthur International American Insurance Company vs. MMSD and UWS
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 11:50 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
Lyle A. Balistreri, Robert C. Brunner, David Cullen,
Preston D. Cole, Theresa M. Estness, Dennis Grzezinski,
Ashanti Hamilton, Ronald G. Hayward, Dale J. Richards, Wallace White

Monday, July 23, 2007

9:00 AM

MMSD Headquarters Building, Room 121

CALL TO ORDER

The PF&P Committee Chair called the meeting to order at approximately 9:05 a.m. then indicated that the agenda would be taken out of sequence, and the Operations and Maintenance Report for June 2007 under NEW BUSINESS would be addressed first.

The Commission Chair then arrived.

RECORD ROLL

Present: Pedro Colon, Lyle A. Balistreri, Dennis Grzezinski, Robert C. Brunner, David Cullen, Theresa M. Estness, Ashanti Hamilton, Dale Richards, Ronald G. Hayward

Excused: Preston D. Cole, Wallace White

NEW BUSINESS

07-010-1 Operations and Maintenance Report for June 2007

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

Received

Approval of Proceedings of Special Commission Meeting held June 11, 2007 and Regular Commission Meeting held June 25, 2007

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

At approximately 9:20 a.m., a motion was made by Commissioner Brunner, seconded by Commissioner Grzezinski, to go into Closed Session pursuant to statutory authority as stated on the published notice and agenda.

The motion carried.

The Commission returned to Open Session at approximately 9:40 a.m.

- 18 07-112-7 Approval of the Request for Proposals and Agreement for Management, Operations and Maintenance Services for Major Portions of the District's Wastewater System
- The Commission received comments from Richard Stencel, Local 366 President, related to the proposed O&M contract and in opposition to privatization and in favor of public sector operations.*
- The Commission received a Power Point presentation from Mike McCabe, Director of Legal Services.*
- A motion was made by Commissioner Richards, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.**
- 19 07-113-7 Election of the Commission Vice Chair for the Remainder of Year 2007
- A motion was made by Commissioner Hamilton, seconded by Commissioner Richards, to nominate Commissioner Estness for Vice Chair.*
- A motion was made by Commissioner Richards, seconded by Commissioner Hayward, to nominate Commissioner Brunner for Vice Chair.*
- A motion was made by Commissioner Grzezinski, seconded by Commissioner Colon, to close the nominations.*
- The motion carried by a voice vote.*
- By a tally of votes by secret ballot, Commissioner Robert C. Brunner was elected to serve as Commission Vice Chair for the remainder of 2007.*
- This matter was Adopted by Secret Ballot. The motion carried.**

OPERATIONS COMMITTEE MEETING REPORT

Items 1-5 and 7-8 were taken as a block.

- 1 07-096-7 Award of Contract C03005C01, Underwood Creek Relief Sewer 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.**
- 2 07-097-7 Approval of Amendments to Tunnel Review Board Contracts
- A motion was made by Commissioner Richards, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.**
- 3 07-098-7 Award of Contract C07031C02, 15 Intercepting Structures Improvement 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.**

- 4 **07-099-7** Award of Contracts C07022C01, Canal Street Wet Weather Relief Sewer, TS-2456, TS-2457 and TS-2458 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.
- 07-100-7** Award of Contract M03016P03, Ad Hoc and Onsite Modeling Services
A motion was made by Commissioner Richards, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 6 **07-101-7** Approval of Contract Modification No. 10, Contract J06014C01, Jones Island Wastewater Treatment Plant Instrumentation and Control Upgrades
This item was held in Committee and will be addressed at the September 10, 2007 Operations Committee meeting.
- 7 **07-102-7** Award of Contract W21005D01, Phase 1 Design for Underwood Creek Rehabilitation and Flood Management Project
A motion was made by Commissioner Richards, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.
- 8 **07-103-7** Award of Contract J02007D01, Jones Island Secondary Clarifier Drive 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.

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

- 9 **07-040-2** Revising Commission Policy 1-78.01, Procurement: MMSD Historically Underutilized Businesses (HUB) Program
This item was held in Committee and will be addressed at the September 10, 2007 Policy, Finance & Personnel Committee meeting.

Items 10, 11, 13, and 15-17 were taken as a block.

- 10 **07-104-7** Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the Milwaukee County Grounds Floodwater Management Facility Project W20004
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 11 **07-105-7** Approve Changes in Total Project Costs for Project W40006, Kinnickinnic River Concrete Rehabilitation
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.

- 12 07-106-7 Authorizing the Executive Director to Amend the Contract with Malcolm Pirnie, Inc.
The Commission received a presentation from Mike McCabe, Director of Legal Services, with comments from Mark Kaminski, Acting Controller.
A motion was made by Commissioner Richards, seconded by Balistreri, that this matter be Adopted by a Roll Call Vote. The motion carried by the following vote:
Yes: 8 - Colon, Balistreri, Grzezinski, Brunner, Hamilton, Estness, Richards, Hayward
No: 1 - Cullen
Present: 0 -
Excused: 2 - Cole, White
- 13 07-107-7 Authorizing the Executive Director to Negotiate and Execute a Project Cooperation Agreement for the U. S. Army Corps of Engineers, Section 14 Emergency Bank Stabilization Project Along the Kinnickinnic River
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 14 07-108-7 Approval of Water-Based Science and Environmental Programs and Exhibits at the Discovery World Museum
A motion was made by Commissioner Brunner, seconded by Commissioner Richards, to amend the resolution amount to \$250,000 for the coming year and then reevaluate.
The motion failed 5-4 by the following roll call vote:
Commissioners Brunner, Cullen, Hamilton, and Richards voted yes.
Commissioners Balistreri, Estness, Grzezinski, Hayward, and Colon voted no.
A motion was made that this matter be Adopted by a Roll Call Vote. The motion carried by the following vote:
Yes: 5 - Colon, Balistreri, Grzezinski, Estness, Hayward
No: 4 - Brunner, Cullen, Hamilton, Richards
Present: 0 -
Excused: 2 - Cole, White
- 15 07-109-7 Authorizing the Executive Director to Execute on Behalf of the District a Contract for the Household Hazardous Waste Collection Program
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.

- 16 07-110-7 Authorizing and Providing for the Sale and Issuance of Two 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.
- 17 07-111-7 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.

ORGANIZATION & ADMINISTRATION

- 07-011-1 EXECUTIVE DIRECTOR'S REPORT
A. NACWA Peak Performance Platinum Awards
B. Procurement Activities Quarterly Reports
C. Educational Outreach Activities Quarterly Update
D. KPMG Report on the 2006 Financial Audit
E. Update on the 2008 Budget Process
F. I&C Upgrades at Jones Island and South Shore Treatment Plants Monthly Update

Director of Legal Services Mike McCabe, Acting Executive Director, reported the following:

A. *NACWA Peak Performance Platinum Awards
MMSD has received the NACWA Platinum Peak Performance Award for 9 years consecutive for Jones Island Wastewater Treatment Plant and for 10 consecutive years for South Shore Wastewater Treatment Plant. Kevin Shafer accepted the awards on behalf of MMSD during the Awards Ceremony on July 18 during the NACWA Summer Conference held in Cleveland, Ohio. (The awards will be sent to us - not available at the meeting.)*

B. *Procurement Activities Quarterly Reports
(Electronic copies of the reports will be distributed to Commissioners)*

C. *Educational Outreach Activities Quarterly Update
(Hard copy of the report was distributed to Commissioners at the meeting - Cora Lee-Palmer, Outreach Coordinator, gave a presentation)*

D. *KPMG Report on the 2006 Financial Audit
(Presentation by KPMG Partner Terri Desris and Manager Kate Thompson)*

E. *Update on the 2008 Budget Process
(Update by Mark Kaminski, Acting Controller)*

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

G. *Biosolids Update (Update by Jeff Spence, Agency Services Manager, Pete Topczewski, Water Quality Protection Manager, and comments from Ted Bosch, Wastewater Engineer, WDNR.*

Received

A motion was made by Commissioner Grzezinski, seconded by Commissioner Brunner, to go into Closed Session pursuant to statutory authority 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 will go into 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 and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- CS1 07-094-7** Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
- Approval of Contract Modification No. 10, Contract J06014C01, Jones Island Wastewater Treatment Plant Instrumentation and Control Upgrades
Not Discussed in Closed Session
- CS2 07-012-1** Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session
Not Discussed in Closed Session
- CS3 07-013-1** DNR - MMSD Stipulations
Not Discussed in Closed Session
- CS4 07-014-1** State of Wisconsin vs. MMSD et. al. (2005)
Not Discussed in Closed Session
- CS5 07-015-1** Friends of Milwaukee's Rivers and Lake Michigan Federation vs. MMSD
Not Discussed in Closed Session
- CS6 07-016-1** Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
- Milorganite
- Alterra Flushing Station Lease
- Milwaukee County Grounds Floodwater Management Facilities Project, W20004
- For Real Estate Negotiations for Project W97002
Heard in Closed Session

- CS7 07-017-1** WPDES Permit Reissuance
Not Discussed in Closed Session
- CS8 07-018-1** BOSTCO vs. MMSD
Not Discussed in Closed Session
- CS9 07-019-1** Privatization Contract Reletting - Negotiation Strategies
Heard in Closed Session
- CS10 07-021-1** Small, Women's and Minority Business Enterprise Policy Matter
Not Discussed in Closed Session
- CS11 07-042-2** Oak Creek Landfill
Not Discussed in Closed Session
- CS12 07-095-7** 2006 Performance Evaluation and Proposed 2007 Accountabilities for the Executive Director
Not Discussed in Closed Session

ADJOURNMENT

As there was no further business, the meeting was adjourned in Closed Session without reconvening in Open Session at approximately 12:25 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
Robert C. Brunner, Vice Chair
Lyle A. Balistreri, Preston D. Cole, David Cullen,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Ronald G. Hayward, Dale J. Richards, Wallace White

Monday, August 6, 2007

9:00 AM

MMSD Headquarters Building, Room 121

SPECIAL COMMISSION MEETING

CALL TO ORDER

The Vice Chair called the meeting to order at approximately 9:07 a.m.

The Commission Chair then arrived.

RECORD ROLL

Present: Pedro Colon, Robert C. Brunner, Lyle A. Balistreri, Dennis Grzezinski, Preston D. Cole, David Cullen, Ashanti Hamilton, Dale Richards, Wallace White, Ronald G. Hayward

Excused: Theresa M. Estness

1 07-114-8 Status Report on Biosolids Issue

The Commission received a Power Point presentation from Sharon Mertens, Laboratory Manager and Jeff Spence, Agency Services Manager, with comments from Tom Crawford, Senior Staff Attorney, related to PCBs regulated by the US. E.P.A., fertilizer test results at Milwaukee Public Schools and Milwaukee County Parks, monthly analysis for PCBs and results to date of 70 samples.

The Commission also received comments from the following staff:
Kevin L. Shafer, P.E., Executive Director, related to the expeditiously collaborative effort by all agencies;
Mike McCabe, Director of Legal Services, related to the status of an application required by the E.P.A.; and
Mark Kaminski, Acting Controller, related to the financial impact and revenue issues.

The Commission also received comments from the following members of the E.P.A. and D.N.R.:
EPA - Kendall Moore, representative for the On-Scene Coordinator, Thomas Cook, and
DNR - John Melby, Air and Waste Leader.

For the record, Paul Biedryczki, Disease Control and Prevention Manager, City of Milwaukee, was also in attendance at the meeting.

Commissioner Cole requested that staff address the issue of improvement of our current processes to prevent a future occurrence.

Commissioner Colon requested when the sampling and results would be complete so the parks could reopen.

Staff indicated that the sampling was completed, however, all reviewed results were not yet completed. John Melby, Air and Waste Leader for the DNR, was optimistic that the parks would open soon.

Staff indicated that historically, MMSD tested for PCB's in Milorganite once a month; and presently, staff is testing daily and will continue to do so; and staff will also present to the Commission in September, 2007 a proposed policy for sewer cleaning with safety and precaution, related to this issue.

The Commission also received information from staff that in September 2007, a proposed Emergency Rule will be presented to the Commission which will require a due diligence sampling for PCBs and sediments prior to awarding a contract to reconstruct or realign older sewers that are in the geographic areas of the system that are suspect.

Received

The Commission commended the agencies for expeditiously and efficiently working together to solve this very important issue for the quality of life of our citizens and thanked all for attending the meeting.

ADJOURNMENT

As there was no further business, the meeting adjourned at approximately 10:30 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
Robert C. Brunner, Vice Chair
Lyle A. Balistreri, Preston D. Cole, David Cullen,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Ronald G. Hayward, Dale J. Richards, Wallace White

Monday, September 24, 2007

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, Robert C. Brunner, Lyle A. Balistreri, Dennis Grzezinski, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Dale Richards, Wallace White, Ronald G. Hayward

Approval of Proceedings of Regular Commission Meeting held July 23, 2007 and Special Commission Meeting held August 6, 2007

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

NEW BUSINESS

07-010-1 Operations and Maintenance Report for July and August 2007

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** **07-114-9** Addition of Project I05001, Abandonment of Recharge Wells Project to the 2007 Capital Budget and Award of Contract I05001C01, Abandonment of Recharge Wells Project
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

- 2** **07-115-9** Approval of Contract Modification No. 3 to Contract W20004C01, Milwaukee County Grounds Floodwater Management Facility Earthwork and Bridge Contract
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.

- 3 **07-116-9** Award of Contract C07011D01, Basin D Branch Sewers Rehabilitation and Replacement Design Project
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 4 **07-117-9** Award of Contract S06013D01, South Shore Plant Effluent Pumping, Facility Building Heating Ventilation and Air Conditioning, and Sluice Gate Improvements
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 5 **07-118-9** Request to Restore the Executive Director's Original Delegated Authority for Contract S01007C01, South Shore Wastewater Treatment Plant Basin Drain Improvements
A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.
- 6 **07-119-9** Award of Contract P-2465, Preliminary Engineering Services for PCB Material in Lincoln Avenue and 35th Street Sewers
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 8-13 were taken as a block.

- 8 **07-120-9** Authorizing the Executive Director to Negotiate and Execute an Intergovernmental Cooperation Agreement with Wisconsin Department of Natural Resources for Establishment and Management of Plant Communities for the Milwaukee County Grounds Floodwater Management Facility
A motion was made by Commissioner Cullen, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried.
- 9 **07-121-9** Adoption of an Emergency Rule, § 3.117, Regarding Due Diligence for Sewer Cleaning Emergency Sewer Cleaning
A motion was made by Commissioner Cullen, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried.
- 10 **07-122-9** Declaration of Excess Lands at the Intersection of North 124th Street and County Line Road in the City of Milwaukee and Conveyance to the City of Mequon of Those Lands for Highway Purposes
A motion was made by Commissioner Cullen, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried.

- 11 07-123-9 Declare Property Interests Greater than the Conservation Easement of the Parcel of Land as Excess, Approve the Transfer of One Parcel of Land to the Wisconsin Department of Natural Resources and Authorize the Executive Director to Transfer Ownership of the Parcel as Part of the Conservation Plan
A motion was made by Commissioner Cullen, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried.
- 12 07-124-9 Initial Resolution Authorizing the Sale and Issuance of Not to Exceed \$70,000,000 General Obligation Bonds or Notes and Providing Certain Other Details with Respect Thereto
A motion was made by Commissioner Cullen, seconded by Commissioner White, that this matter be Adopted by a Voice Vote. The motion carried.
- 13 07-125-9 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 White, that this matter be Adopted by a Voice Vote. The motion carried.
- 14 07-126-9 Adopting the Capital Budget for the 2008 Fiscal Year
No action was taken by the Commission. Commissioner Cullen, PF&P Committee Chair, reported that the Committee received a presentation on this item at the PF&P Committee meeting on September 10, 2007.

ORGANIZATION & ADMINISTRATION

07-011-1

EXECUTIVE DIRECTOR'S REPORT

- A. 2007 Kodak American Greenways National Award
- B. One-Month Extension of Operations Insurance Policies
- C. I&C Upgrades at Jones Island and South Shore Treatment Plants Monthly Update
- D. Biosolids Issue Update
- E. Milorganite Vitrification Project

The Executive Director reported on the following:

A. 2007 Kodak American Greenways National Award

MMSD was chosen to receive the Kodak American Greenways National Award for 2007 in recognition of our pioneering Greenseams project. Each year the National Award honors outstanding individuals or organizations for their leadership in fostering a national network of greenways consisting of protected corridors along rivers, valleys, scenic roads and other linear features. The Eastman Kodak Company established the Greenways Award in partnership with the National Geographic Society and The Conservation Fund to recognize leadership in building this national network. The Award was presented to Kevin Shafer, MMSD Executive, Director, in Washington DC on September 19. Others that were recognized were Senator Lamar Alexander and REI.

B. One-Month Extension of Operations Insurance Policies

(A memo was distributed to Commissioners)

In July, the Commission approved renewal of insurance coverage for the District operations for the period September 1, 2007 through August 31, 2008. Staff met with our insurance broker to discuss this year's renewal process. During the discussion, consensus was reached that the September policy renewal date should be moved to October to remove the one-month gap between Commission approval and the start of the policy. The broker was able to implement the change immediately by negotiating a 13-month premium with no increase in rates.

Kevin Shafer approved an additional cost of approximately \$4,000 to extend insurance coverage one month for those policies secured by the broker.

C. I&C Upgrades at Jones Island and South Shore Treatment Plants Monthly Update

(The Commission received a Power Point Presentation from Bill Farmer, MMSD Consultant, with comments from Mike Martin, Director of Technical Services, and Kurt Weesta, Software Engineer, Rockwell International.)

D. Biosolids Issue Update - No report

E. Milorganite Vitrification Project (The Commission received a presentation from Mike Martin, Director of Technical Services.)

Received

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

The motion carried.

CLOSED SESSION

- CS1 07-012-1** Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session
Not Discussed in Closed Session
- CS2 07-013-1** DNR - MMSD Stipulations
Not Discussed in Closed Session
- CS3 07-014-1** State of Wisconsin vs. MMSD et. al. (2005)
Not Discussed in Closed Session
- CS4 07-015-1** Friends of Milwaukee's Rivers and Lake Michigan Federation vs. MMSD
Not Discussed in Closed Session
- CS5 07-016-1** Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
- Milorganite
- Alterra Flushing Station Lease
- Underwood Creek Rehabilitation and Flood Management Watercourse Improvements Project, W21005
-Real Estate Negotiations for Project W97002
Heard in Closed Session
- CS6 07-017-1** WPDES Permit Reissuance
Not Discussed in Closed Session
- CS7 07-018-1** BOSTCO vs. MMSD
Not Discussed in Closed Session
- CS8 07-019-1** Privatization Contract Reletting - Negotiation Strategies
Heard in Closed Session
- CS9 07-021-1** Small, Women's and Minority Business Enterprise Policy Matter
Not Discussed in Closed Session
- CS10 07-042-2** Oak Creek Landfill
Not Discussed in Closed Session

- CS11 07-095-7** 2006 Performance Evaluation and Proposed 2007 Accountabilities for the Executive Director
Not Discussed in Closed Session
- CS12 07-127-9** 2006 Performance Evaluation and Proposed 2007 Accountabilities for the Director of Legal Services
Not Discussed in Closed Session
- CS13 07-128-9** E-L Enterprises Inc. v. MMSD, et al.
Heard in Closed Session
- CS14 07-129-9** PCB Presence in MMSD System
Heard in Closed Session
- CS15 07-131-9** Milorganite Vitrification Project
Heard in Closed Session
- CS16 07-130-9** Deliberating the Investment of Public Funds for Which Bargaining Reasons Require a Closed Session - Contract C05013C01, North 27th Street Inline Storage System Extension
Heard in Closed Session and Filed

ADJOURNMENT

As there was no further business, the Commission adjourned in Closed Session at approximately 11:40 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
Robert C. Brunner, Vice Chair
Lyle A. Balistreri, Preston D. Cole, David Cullen,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Ronald G. Hayward, Dale J. Richards, Wallace White

Wednesday, October 17, 2007

7:30 AM

MMSD Headquarters Building, Room 121

SPECIAL COMMISSION MEETING

CALL TO ORDER

The Chair called the meeting to order at approximately 7:40 a.m.

RECORD ROLL

Present: Pedro Colon, Robert C. Brunner, Lyle A. Balistreri, Dennis Grzezinski, David Cullen, Dale Richards, Wallace White, Ronald G. Hayward

Excused: Preston D. Cole, Theresa M. Estness, Ashanti Hamilton

A motion was made by Commissioner Richards, seconded by Commissioner White, to go into Closed Session.

The motion carried.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(e), Wisconsin Statutes, the Commission convened in Closed Session regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session.

CS17 07-142-10 Status Update on Operation and Maintenance Contract

Heard in Closed Session

ADJOURNMENT

As there was no further business, the meeting adjourned in Closed Session without reconvening in Open Session at approximately 8:55 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
Robert C. Brunner, Vice Chair
Lyle A. Balistreri, Preston D. Cole, David Cullen,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Ronald G. Hayward, Dale J. Richards, Wallace White

Monday, October 22, 2007

9:00 AM

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, Robert C. Brunner, Dennis Grzezinski, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Dale Richards, Wallace White, Ronald G. Hayward
Excused: Lyle A. Balistreri

Approval of Proceedings of Regular Commission Meeting held September 24, 2007

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

The agenda was taken out of sequence. The Operations and Maintenance Report was addressed after the Operations Committee and Policy, Finance & Personnel Committee Reports.

NEW BUSINESS

07-010-1 Operations and Maintenance Report for October 2007

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

Received

OPERATIONS COMMITTEE MEETING REPORT

1 **07-132-10** Milwaukee County Grounds Floodwater Management Facility

No action was taken by the Commission. The Operations Committee rejected all bids related to this item at a Special Committee meeting prior to the full Commission meeting,

Items 2 and 3 were taken as a block.

2 **07-133-10** Award of Contract J01003D02, Inline Storage System Pump Cone Valve

Isolation Project

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

- 3 07-134-10 Approve Amendment 5 to Contract M03002P01, 2020 Facilities Plan and Approve Changes in Total Project Costs for Project M03016, Post-2020 Implementation, Evaluation and Planning

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

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Items 4, 6, 7, and 8 were taken as a block.

- 4 07-135-10 Declaration of the Public Necessity and Approval of the Revised Acquisition Plat (Relocation Order) for the Barclay/4th/Chase MIS Replacement, Project C07008

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

- 5 07-136-10 Conditional Approval of Revised Sanitary Sewer Service Area for the City of Muskego

A motion was made by Chair Colon, seconded by Commissioner Cullen, that this matter be Tabled. The motion carried.

- 6 07-137-10 Authorizing the Executive Director to Enter into a Contract for Life Insurance Benefits Effective January 1, 2008

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

- 7 07-138-10 Resolution Authorizing the District to Insure Its Property under the State of Wisconsin Local Government Property Insurance Fund

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

- 8 07-139-10 Purchase of Builder's Risk Insurance for Construction of the Canal Street Wet Weather Relief Sewer, Contract C07022C01; South Shore Blowers/Engine Systems, Contract S02004C01; Milwaukee County Grounds Basins, Contract W20004C06 and Capital Construction Contracts Less Than \$10 Million

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

- 9 07-126-9 Adopting the Capital Budget for the 2008 Fiscal Year

Commissioner Brunner requested that related to reports of a 2% levy increase limit in the proposed state budget, consideration should be given to reduce the Capital Budget by \$785,000 and reflect a 2% levy increase instead of 3% .

There was discussion regarding the language in the proposed state budget; and

whether MMSD was exempt from local tax levy limits per state statutes, section 66.0602, and certain allowances for increases above the 2% levy limits for municipalities related to new construction and debt service.

The Chair requested that staff, per Commissioner Cullen's request, provide the Commission with clarification of this matter; and that this item would be addressed later in the meeting after this information related to the state budget was furnished to the Commission.

While staff was retrieving information related to the state budget for Commissioners, the Operations and Maintenance Report and the Executive Director's report were heard; and the Commission convened in Closed Session to address items on the Closed Session agenda.

Following the Closed Session, the Commission returned to Open Session and the proposed 2008 Capital Budget item was again addressed.

Staff provided to the Commission written information related to the local tax levy limits per state statutes Section 66.0602, Estimate for 2008, in summary:

The District is exempt from 66.0602; however, were the District to follow this section:

*Allowable increase for 2008 = 10.4%
Proposed % increase over levy for 2007 = 3.0%
% under allowable increase = 7.4%*

Therefore, at a 3% tax levy increase for 2008, the District was well below the allowable increase.

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

- 10 07-140-10** Levying of Taxes for the Milwaukee Metropolitan Sewerage District Capital Purposes for the 2008 Fiscal Year
- A motion was made by Commissioner White, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.**

ORGANIZATION & ADMINISTRATION

- 07-011-1** EXECUTIVE DIRECTOR'S REPORT
- A. ASCE Distinguish Service Award
 - B. MMSD Corridor Study
 - C. Biosolids Issue Update
 - D. I&C Upgrades at Jones Island and South Shore Treatment Plants Monthly Update
 - E. Quarterly Agency Services Reports
 - F. Quarterly Update on Educational Outreach Activities
 - G. SWMBE Next Steps
 - H. Milwaukee County Grounds Floodwater Management Facility
- The Executive Director reported the following:*

*A. ASCE Distinguished Service Award
(Recognition to Tim Bate)
Tim Bate received the American Society of Civil Engineers Wisconsin Section*

Distinguished Service Award on Friday, September 21, 2007 at the ASCE Wisconsin Section Annual Meeting in Madison. This is the highest award that the Section Jury of Judges bestows to nominated candidates. This award recognizes the importance of service to the community, while attaining a high professional standard of civil engineering conduct, accomplishment, and service.

Congratulations to Tim! (Robert Kuehn, Graphics Supervisor, took a photo of the Commission Chair and the Executive Director congratulating Tim.)

B. MMSD Corridor Study

(Distributed the Abstract to Commissioners)

The MMSD Corridor Study is a three-phase project designed to improve the understanding of water resources in the MMSD planning area. This is a collaborative effort between the MMSD and United States Geological Survey that involves the collection and evaluation of hydrologic, geographic, physical, biological, and chemical data for the major streams, and their adjacent corridors within MMSD planning area.

The Phase II study consisted of intensive data-collection efforts in the watersheds that make-up MMSD's planning area to fill in data gaps that were identified in Phase I study and to update the extensive, long-term database developed in Phase I.

C. Biosolids Issue Update (Kevin L. Shafer, P.E., Executive Director, presented an update)

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

E. Quarterly Agency Services Reports

(Reports distributed to Commissioners - Pete Coffaro, Procurement Supervisor, was available to answer questions)

*F. Quarterly Update on Educational Outreach Activities
(Quarterly Update distributed to Commissioners)*

G. SWMBE Next Steps

(Presentation by Jeff Spence, Agency Services Manager, and Pete Coffaro, Procurement Supervisor)

*H. Milwaukee County Grounds Floodwater Management Facility
(Update by Kevin L. Shafer, P.E., Executive Director)*

Received

A motion was made by Commissioner Hayward, seconded by Commissioner Colon to convene in 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 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 and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- | | | |
|-------------|-----------------|--|
| CS1 | 07-012-1 | Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session
Not Discussed in Closed Session |
| CS2 | 07-013-1 | DNR - MMSD Stipulations
Not Discussed in Closed Session |
| CS3 | 07-014-1 | State of Wisconsin vs. MMSD et. al. (2005)
Not Discussed in Closed Session |
| CS4 | 07-015-1 | Friends of Milwaukee's Rivers and Lake Michigan Federation vs. MMSD
Not Discussed in Closed Session |
| CS5 | 07-016-1 | Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
- Milorganite
- Alterra Flushing Station Lease
Not Discussed in Closed Session |
| CS6 | 07-017-1 | WPDES Permit Reissuance
Not Discussed in Closed Session |
| CS7 | 07-018-1 | BOSTCO vs. MMSD
Not Discussed in Closed Session |
| CS8 | 07-019-1 | Privatization Contract Reletting - Negotiation Strategies
Heard in Closed Session |
| CS9 | 07-021-1 | Small, Women's and Minority Business Enterprise Policy Matter
Not Discussed in Closed Session |
| CS10 | 07-042-2 | Oak Creek Landfill
Heard in Closed Session |

- CS11 07-095-7** 2006 Performance Evaluation and Proposed 2007 Accountabilities for the Executive Director
Heard in Closed Session and Filed
- CS12 07-127-9** 2006 Performance Evaluation and Proposed 2007 Accountabilities for the Director of Legal Services
Heard in Closed Session and Filed
- CS13 07-128-9** E-L Enterprises Inc. v. MMSD, et al.
Not Discussed in Closed Session
- CS14 07-129-9** PCB Presence in MMSD System
Not Discussed in Closed Session
- CS15 07-131-9** Milorganite Vitrification Project
Not Discussed in Closed Session
- CS16 07-093-6** Winterthur International American Insurance Company vs. MMSD and UWS
Not Discussed in Closed Session

The Commission returned to Open Session to address Items 9 and 10.

ADJOURNMENT

As there was no further business, the Commission adjourned in Open Session at approximately 11:05 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
Robert C. Brunner, Vice Chair
Lyle A. Balistreri, Preston D. Cole, David Cullen,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Ronald G. Hayward, Dale J. Richards, Wallace White

Tuesday, November 13, 2007

9:15 AM

MMSD Headquarters Building, Room 121

SPECIAL COMMISSION MEETING

CALL TO ORDER

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

RECORD ROLL

Present: Pedro Colon, Robert C. Brunner, Lyle A. Balistreri, Dennis Grzezinski, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Dale Richards, Wallace White, Ronald G. Hayward

The agenda was taken out of sequence.

A motion was made by Commissioner Balistreri, seconded by Commissioner Brunner, to convene in Closed Session for the purposes as stated on the published notice and agenda.

The motion carried by a voice vote.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(e), Wisconsin Statutes, the Commission convened in Closed Session regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session.

CS8 07-019-1 Privatization Contract Reletting - Negotiation Strategies

Heard in Closed Session

The Commission returned to Open Session.

NEW BUSINESS

7 07-151-11 Adopting the Operations and Maintenance Budget for the 2008 Fiscal Year

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

Yes: 10 - Colon, Brunner, Balistreri, Grzezinski, Cole, Hamilton, Estness, Richards, White, Hayward

No: 1 - Cullen

Present: 0 -

ADJOURNMENT

A motion was made by Commissioner Richards, seconded by Commissioner Hamilton, to adjourn. The motion carried.

As there was no further business, the Commission adjourned in Open Session at approximately 10:20 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
Robert C. Brunner, Vice Chair
Lyle A. Balistreri, Preston D. Cole, David Cullen,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Ronald G. Hayward, Dale J. Richards, Wallace White

Monday, November 19, 2007

9:00 AM

MMSD Headquarters Building, Room 121

CALL TO ORDER

Robert C. Brunner, Commission Vice Chair, called the meeting to order at approximately 9:00 a.m.

The Vice Chair passed the gavel to Pedro Colon, Commission Chair, at approximately 9:10 a.m.

RECORD ROLL

Present: Pedro Colon, Robert C. Brunner, Lyle A. Balistreri, Dennis Grzezinski, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Dale Richards, Wallace White, Ronald G. Hayward

Approval of Proceedings of Special Commission Meeting held October 17, 2007 and Regular Commission Meeting held October 22, 2007

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

NEW BUSINESS

07-010-1 Operations and Maintenance Report for October 2007

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

Received

10 07-154-11 Adoption of 2008 Committee/Commission Meeting Calendar

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

11 07-158-11 Approval of the Collective Bargaining Agreement for the period of May 1, 2006 through April 30, 2009, between the Milwaukee Metropolitan Sewerage District and District Council 48, Local 366, AFSCME, AFL-CIO

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

- 12 07-159-11 Amending the Adopted 2008 Operations and Maintenance Budget
- A motion was made by Commissioner Richards, seconded by Commissioner White, that this matter be Adopted by a Roll Call Vote. The motion carried by the following vote:**
- Yes:** 11 - Colon, Brunner, Balistreri, Grzezinski, Cole, Cullen, Hamilton, Estness, Richards, White, Hayward
- No:** 0 -
- Present:** 0 -

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Items 1, 3, 4, 5, and 6 were taken as a block.

- 1 07-145-11 Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the South 41st Street Relief Sewer Project C06009
- A motion was made by Commissioner Cullen, seconded by Vice Chair Brunner, that this matter be Adopted by a Voice Vote. The motion carried.**
- 2 07-146-11 Approval of Revised Sanitary Sewer Service Area for the Village of Caledonia
- The Commission received a Power Point presentation from Mike Martin, Director of Technical Services.*
- The Committee received comments in favor of adoption of this item from the following:*
- John M. Bjelajac
Attorney for the Caledonia West Sewer Utility District
Representing the Village of Caledonia
601 Lake Avenue, PO Box 38
Racine, WI 53401-0038
(262) 633-9800*
- Thomas Ludwig
Foth Infrastructure & Environment, LLC
Representing the Village of Caledonia
2514 South 102nd Street
West Allis, WI 53227
(414) 336-7905*
- Ron Coutts, President
Village of Caledonia
6922 Nicholson Road
Caledonia, WI 53108
(262) 835-4451*
- A motion was made by Commissioner Richards, seconded by Commissioner Estness, that this matter be Adopted by a Voice Vote. The motion carried.**

- 3 **07-147-11** 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 Cullen, seconded by Vice Chair Brunner, that this matter be Adopted by a Voice Vote. The motion carried.
- 4 **07-148-11** Establishing Commission Policy 1-78.09 Local Workforce Participation on District Projects; and 1-78.10 Local Office Preference for Professional Services Procurement
A motion was made by Commissioner Cullen, seconded by Vice Chair Brunner, that this matter be Adopted by a Voice Vote. The motion carried.
- 5 **07-149-11** Award of a Contract to Provide Auditing Services for the Calendar Years Ending December 31, 2007, 2008, 2009, and 2010
A motion was made by Commissioner Cullen, seconded by Vice Chair Brunner, that this matter be Adopted by a Voice Vote. The motion carried.
- 6 **07-150-11** Authorizing 2008 Capital Charges to Non-Member Communities
A motion was made by Commissioner Cullen, seconded by Vice Chair Brunner, that this matter be Adopted by a Voice Vote. The motion carried.
- 9 **07-153-11** Update of Cost Recovery Procedures Manual, Including 2008 User Charge Rates
The Commission received a presentation from Mark Kaminski, Acting Controller.
A motion was made by Commissioner Grzezinski, seconded by Commissioner Brunner, to amend the resolution to include a direction to staff to begin an analysis of how the Infiltration and Inflow (I&I) costs are being allocated.
The amendment motion carried by a voice vote.
A motion was made by Commissioner Cullen, seconded by Commissioner White, that this matter be Adopted as Amended by a Voice Vote. The motion carried.

ORGANIZATION & ADMINISTRATION

- 07-011-1** EXECUTIVE DIRECTOR'S REPORT
A. Biosolids Update
B. I&C Upgrades at Jones Island and South Shore Treatment Plants Monthly Update
The Executive Director introduced to the Commission the new SWMBE Coordinator, Jose Galvan.

A. *No report*

B. *The Commission received a Power Point presentation from Bill Farmer, Project Coordinator.*

Received

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

The motion carried by a voice vote.

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 | 07-012-1 | Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session
Not Discussed in Closed Session |
| CS2 | 07-013-1 | DNR - MMSD Stipulations
Not Discussed in Closed Session |
| CS3 | 07-014-1 | State of Wisconsin vs. MMSD et. al. (2005)
Not Discussed in Closed Session |
| CS4 | 07-015-1 | Friends of Milwaukee's Rivers and Lake Michigan Federation vs. MMSD
Not Discussed in Closed Session |
| CS5 | 07-016-1 | Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session
- Milorganite
- Alterra Flushing Station Lease
- Acquisition Plat for Project W20017, Flood Management Plan - Western Milwaukee
- Initial Acquisition Plat for Project C06009, South 41st Street Relief Sewer (Item 1 from Open Session Agenda)
Heard in Closed Session |
| CS6 | 07-017-1 | WPDES Permit Reissuance
Not Discussed in Closed Session |
| CS7 | 07-018-1 | BOSTCO vs. MMSD
Heard in Closed Session |

- CS8 07-019-1** Privatization Contract Reletting - Negotiation Strategies
Heard in Closed Session
- CS9 07-021-1** Small, Women's and Minority Business Enterprise Policy Matter
Not Discussed in Closed Session
- CS10 07-042-2** Oak Creek Landfill
Not Discussed in Closed Session
- CS11 07-128-9** E-L Enterprises Inc. v. MMSD, et al.
Heard in Closed Session
- CS12 07-129-9** PCB Presence in MMSD System
Not Discussed in Closed Session
- CS13 07-131-9** Milorganite Vitrification Project
Not Discussed in Closed Session
- CS14 07-093-6** Winterthur International American Insurance Company vs. MMSD and UWS
Heard in Closed Session
- CS15 07-157-11** Cianciola LLP vs Milwaukee Metropolitan Sewerage District
Heard in Closed Session

ADJOURNMENT

A motion was made by Commissioner Hayward, seconded by Commissioner White, to adjourn. The motion carried.

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, Commission Secretary
Milwaukee Metropolitan Sewerage District



Milwaukee Metropolitan Sewerage District

Meeting Proceedings

Commission

260 West
Seeboth Street
Milwaukee, WI
53204

Pedro Colon, Chair
Robert C. Brunner, Vice Chair
Lyle A. Balistreri, Preston D. Cole, David Cullen,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Ronald G. Hayward, Dale J. Richards, Wallace White

Monday, December 3, 2007

10:00 AM

MMSD Headquarters Building, Room 121

SPECIAL COMMISSION MEETING

CALL TO ORDER

Commission Chair Pedro Colon called the meeting to order at approximately 10:05 a.m.

RECORD ROLL

Present: Pedro Colon, Robert C. Brunner, Lyle A. Balistreri, Dennis Grzezinski, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Dale Richards, Wallace White, Ronald G. Hayward

NEW BUSINESS

- 11 07-170-12 Commission Determination Relative to Operation and Maintenance of the District's System After February 29, 2008

The Commission received comments from the following members of the public:

William Mollenhauer (Opposed to privatization)
AFCME - District Council 48

Cheryl Nenn (Concerned related to privatization)
Friends of Milwaukee's Rivers

Richard Stencil (Opposed to privatization)
President - Local 366

Connie Knur (In support of privatization)
Citizen

Mark Teske (Neither opposed nor in support of privatization)
Recording Secretary - Local 366

Pam Schultz (Concerned related to potential loss of positions)
UWS Employee

John Wood, President (Responded to concerns of Commissioners)
Veolia Water - North America Central

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

Yes: 7 - Brunner, Grzezinski, Cole, Estness, Richards, White, Hayward

No: 4 - Colon, Balistreri, Cullen, Hamilton

Present: 0 -

The Commission did not convene in Closed Session.

CLOSED SESSION

PURSUANT TO SECTION 19.85(1)(e), Wisconsin Statutes, the Commission did not convene in Closed Session regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session.

CS8 07-019-1 Privatization Contract Reletting - Negotiation Strategies

Did Not Convene In Closed Session

ADJOURNMENT

As there was no further business, the Commission adjourned in Open Session without going into Closed Session at approximately 11:35 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
Robert C. Brunner, Vice Chair
Lyle A. Balistreri, Preston D. Cole, David Cullen,
Theresa M. Estness, Dennis Grzezinski, Ashanti Hamilton,
Ronald G. Hayward, Dale J. Richards, Wallace White

Monday, December 17, 2007

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, Robert C. Brunner, Lyle A. Balistreri, Dennis Grzezinski, Preston D. Cole, David Cullen, Theresa M. Estness, Ashanti Hamilton, Dale Richards, Wallace White, Ronald G. Hayward

The agenda was taken out of sequence - Item B from the Executive Director's report was addressed after the roll call. Then the agenda was taken in order.

Approval of Proceedings of Special Commission Meeting held November 13, 2007 and Regular Commission Meeting held November 19, 2007

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

NEW BUSINESS

07-010-1 Operations and Maintenance Report for November 2007

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

The Commission received a Power Point presentation on the Veolia Water Transition Plan from Scott Royer, Veolia Project Manager.

Commissioner Balistreri requested a copy of all correspondence related to employee transition/union leadership meetings. Mr. Royer indicated that he would do so and invited Commissioner Balistreri to attend the group orientation meetings.

The Commissioners commended John Cheslik, General Manager, United Water Services, for good leadership and a job well done for the past 10 years.

Received

Commissioner Colon indicated that the next items on the agenda are the election of the Commission Chair and Vice Chair for 2008, and that he would not be nominated. He thanked Commissioners for their support while he was Chair related to the following:

- 1) Kept tax levy constraints to discussions at the state
- 2) Adoption of new rules requiring registration of lobbyists re the Operating contract
- 3) The Operating contract bid process, open and fair with all options available until the last vote
- 4) The 2020 Plan, advisory, continuing the process of education and reeducation of what we do and how we do it.

12 07-171-12 Election of the Commission Chair for the Year 2008

A motion was made by Commissioner Grzezinski, seconded by Commissioner White, to nominate Commissioner Preston D. Cole to serve as Chair of the Commission for 2008.

A motion was made by Commissioner Grzezinski, seconded by Commissioner White to close the nominations.

The motion carried.

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

Yes: 11 - Colon, Brunner, Balistreri, Grzezinski, Cole, Cullen, Hamilton, Estness, Richards, White, Hayward

No: 0 -

Present: 0 -

13 07-172-12 Election of the Commission Vice Chair for the Year 2008

A motion was made by Commissioner Grzezinski, seconded by Commissioner White, to nominate Commissioner Robert C. Brunner to serve as Vice Chair of the Commission for 2008.

A motion was made by Commissioner Grzezinski, seconded by Commissioner White to close the nominations.

The motion carried.

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

Yes: 10 - Colon, Balistreri, Grzezinski, Cole, Cullen, Hamilton, Estness, Richards, White, Hayward

No: 0 -

Abstained: 1 - Brunner

Present: 0 -

- 14 07-173-12 Award of Contract for Natural Gas Transportation
- The Commission received a Power Point presentation from John Jankowski, Manager of Contract Compliance, with comments from Mark Kaminski, Acting Controller.*
- A motion was made by Commissioner Richards, seconded by Commissioner White, that this matter be Adopted by a Roll Call Vote. The motion carried by the following vote:**
- Yes:** 11 - Colon, Brunner, Balistreri, Grzezinski, Cole, Cullen, Hamilton, Estness, Richards, White, Hayward
- No:** 0 -
- Present:** 0 -

OPERATIONS COMMITTEE MEETING REPORT

Items 1-3 were taken as a block.

- 1 07-160-12 Award of Contract C98041D01, Conveyance Pump Station Upgrades Phase II
- A motion was made by Commissioner Cole, seconded by Commissioner Richards, that this matter be Adopted by a Voice Vote. The motion carried.**
- 2 07-161-12 Award of Contract J04021D02, Milorganite Vitrification Advanced Facilities Planning Project 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.**
- Commissioner Grzezinski abstained from the vote.*
- 3 07-162-12 Award of Contract J04018D02, Milorganite® Facility Improvements - 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.**

POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

Item 4 was addressed separately, and Items 5-9 were taken as a block.

- 4 07-163-12 Expanding the Greenseams Program to Include Temporary Buffer Purchases in the Menomonee and Milwaukee River Watersheds
- A motion was made by Commissioner Cullen, seconded by Commissioner White, that this matter be Adopted by a Roll Call Vote. The motion carried by the following vote:**
- Yes:** 9 - Colon, Balistreri, Grzezinski, Cole, Cullen, Hamilton, Estness, Richards, Hayward
- No:** 2 - Brunner, White
- Present:** 0 -

- 5 **07-164-12** Authorizing and Providing for the Sale and Issuance of Four 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.
- 6 **07-165-12** Amending the Broker / Administrator Contract for the District's Owner Controlled Insurance Program to Provide an Additional Safety Representative
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 7 **07-166-12** Adoption of a Permanent Rule, § 3.117, Regarding Due Diligence for Sewer Cleaning
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 8 **07-167-12** Approval of Funding of Science and Legal Support for Milorganite® Deer Repellent Biopesticide Registration
A motion was made by Commissioner Cullen, seconded by Commissioner Grzezinski, that this matter be Adopted by a Voice Vote. The motion carried.
- 9 **07-168-12** Authorizing the Executive Director to Enter Into a Contract for Stop Loss Insurance for the Milwaukee Metropolitan Sewerage 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.

ORGANIZATION & ADMINISTRATION

- 07-011-1** EXECUTIVE DIRECTOR'S REPORT
A. I&C Upgrades at Jones Island and South Shore Treatment Plants Monthly Update
B. Rehabilitation Project of the Year
C. Comprehensive Annual Financial Report

The Executive Director reported the following:

A. I&C Upgrades at Jones Island and South Shore Treatment Plants Monthly Update (Presentation by Bill Farmer)

B. Rehabilitation Project of the Year (This Item was addressed after the roll call at the beginning of the meeting)

Commission received the Trenchless Technology article regarding the Rehabilitation Project of the Year. Through the use of cured-in-place pipe (CIPP) relining, MMSD was able to reline more than 8,000 feet of pressure pipe over the course of two projects, saving the taxpayers in the higher cost of replacement or the difficult repair of a pipe failure. Congratulations to Larry Ellis, senior project manager of the CIPP projects, and Michels Pipe Services.

(Photo was taken with Chair Pedro Colon, Mike Martin, Larry Ellis and project team)

C. 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, 2006. This is the 29th consecutive year that MMSD has received this prestigious award. And, MMSD is the longest holder of this award in Wisconsin.

This Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting. And, the certificate is valid for a period of one year

Congratulations to Mark Kaminski, Acting Controller, and the Budget Office Staff. (Photo was taken with Chair Pedro Colon, Mark Kaminski and Budget Staff)

Received

A motion was made by Commissioner Grzezinski, seconded by Commissioner Estness, 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)(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 07-012-1** Deliberations and/or Negotiations on Labor Contracts which for Bargaining Reasons Require a Closed Session

Not Discussed and Filed

CS2	07-013-1	DNR - MMSD Stipulations Not Discussed and Filed
CS3	07-014-1	State of Wisconsin vs. MMSD et. al. (2005) Heard in Closed Session and Filed
CS4	07-015-1	Friends of Milwaukee's Rivers and Lake Michigan Federation vs. MMSD Heard in Closed Session and Filed
CS5	07-016-1	Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session - Real Estate Negotiations for Project W97002 Heard in Closed Session and Filed
CS6	07-017-1	WPDES Permit Reissuance Not Discussed and Filed
CS7	07-018-1	BOSTCO vs. MMSD Not Discussed and Filed
CS8	07-019-1	Privatization Contract Reletting - Negotiation Strategies Not Discussed and Filed
CS9	07-021-1	Small, Women's and Minority Business Enterprise Policy Matter Not Discussed and Filed
CS10	07-042-2	Oak Creek Landfill Not Discussed and Filed
CS11	07-128-9	E-L Enterprises Inc. v. MMSD, et al. Not Discussed and Filed
CS12	07-129-9	PCB Presence in MMSD System Not Discussed
CS13	07-131-9	Milorganite Vitrification Project Not Discussed and Filed

CS14 07-093-6 Winterthur International American Insurance Company vs. MMSD and UWS
Not Discussed and Filed

CS15 07-157-11 Cianciola LLP vs Milwaukee Metropolitan Sewerage District
Not Discussed and Filed

ADJOURNMENT

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, Commission Secretary
Milwaukee Metropolitan Sewerage District