



# Milwaukee Metropolitan Sewerage District

## Meeting Proceedings

### Commission

260 West  
Seeboth Street  
Milwaukee, WI  
53204

*Wallace White, Chair*  
*Dale J. Richards, Vice Chair*  
*Lyle A. Balistreri, Tim Carpenter, Michal Ann Dawson,*  
*Jill Didier, Ben Gramling, John R. Hermes,*  
*Lena C. Taylor, Willie C. Wade, Michael A. West*

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Monday, February 28, 2011

9:00 AM

Dennis M. Grzezinski Conference Room

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#### CALL TO ORDER

*Commission Chair Wallace White called the meeting to order at approximately 9:00 a.m.*

#### RECORD ROLL

**Present:** Wallace White, Dale Richards, Lyle A. Balistreri, Michal A. Dawson, Ben Gramling, Jill Didier, John R. Hermes, Willie C. Wade, Michael A. West  
**Excused:** Tim Carpenter, Lena Taylor

#### Approval of Proceedings of Regular Commission Meeting held January 24, 2011.

**A motion was made by Commissioner Dawson, seconded by Commissioner West, to approve the Proceedings. The motion carried.**

#### NEW BUSINESS

##### 11-003-1 Operations and Maintenance Report for January 2011

*The Commission received a Power Point presentation from John Jankowski, Manager of Contract Compliance, and Scott Royer, General Manager, Veolia Water Milwaukee LLC.*

**Received**

##### 11-041-2 Economic Development Report for January 2011

*The Commission received a Point Power presentation from Peter Coffaro, Procurement and Business Development Manager, and Jose Galvan, SWMBE Coordinator.*

**Received**

#### OPERATIONS COMMITTEE MEETING REPORT

*Items 1, 2, and 4 were taken as a block.*

1      11-032-2      Award of Contract Number TS-2524, Jones Island Water Reclamation Facility Replacement Parts for Bar Screens 4 and 5

**A motion was made by Commissioner West, seconded by Commissioner Gramling, that this matter be Adopted by a Voice Vote. The motion carried.**

2      11-033-2      Award of Contract Number TS-2526, Jones Island Water Reclamation Facility

Process Air Compressor 2 Repair

**A motion was made by Commissioner West, seconded by Commissioner Gramling, that this matter be Adopted by a Voice Vote. The motion carried.**

- 3      11-034-2      Award of Contract W40002E08, Deconstruction and Salvage of Residential Structures, Kinnickinnic River Flood Management Project

*Michael Martin, Director of Technical Services reported on the comparisons for demolition or deconstruction of homes for this project.*

*Commissioner West requested a formal report to the Commission on what was salvaged during this contract.*

*Commissioner Didier and Commissioner Richards voted no on this item.*

**A motion was made by Commissioner West, seconded by Commissioner Wade, that this matter be Adopted by a Voice Vote. The motion carried.**

- 4      11-035-2      Award of Contract J04025C01, Jones Island and South Shore Water Reclamation Facility Chemical System Improvements and Approve Changes in Total Project Cost

**A motion was made by Commissioner West, seconded by Commissioner Gramling, that this matter be Adopted by a Voice Vote. The motion carried.**

## **POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT**

*Items 8 and 9 were taken as a block. Item 6 was taken separately.*

- 6      11-037-2      Approval of 2010-2020 Private Property Inflow and Infiltration Reduction Program Policy and Authorizing the Executive Director to Approve Changes to Total Project Cost for M03044 and M03053 to Reflect Transfers from Stormwater Best Management Practices to Private Property Inflow and Infiltration Reduction

*A motion was made by Commissioner Dawson, seconded by Commissioner Richards that this matter approved as amended by staff. The motion carried.*

*A motion was made by Commissioner Richards, seconded by Commissioner Gramling to amend the Policy by adding the following statement to the end of the first paragraph on page two, "including the potential for a mandatory financial contribution by the private property owner served." The motion failed.*

*Commissioner Richards withdrew his motion, and then Commissioner Richards made a motion to withdraw the word "mandatory" from his previous motion, seconded by Commissioner Balistreri. The motion carried.*

*The first paragraph on page two should read as follows:*

*This Program, as described by this Policy Document, is focused on funding remedies for I/I in order to reduce the amount of flow that must be stored, conveyed and treated by the District thereby reducing the risk of basement backups. This Policy Document sets forth a framework for the Program - as the Program matures and additional information is gathered, the District anticipates that it will be necessary or desirable to modify this Policy Document, including the potential for a financial contribution by the private property owner served.*

**A motion was made by Commissioner Dawson, seconded by Commission Vice Chair Richards, that this matter be Adopted as Amended. The motion carried.**

- 8      11-039-2      Authorization to Execute an Intergovernmental Cooperation Agreement with the Village of Brown Deer Regarding the Transfer of Metropolitan Interceptor Sewer
- A motion was made by Commissioner Dawson, seconded by Commission Vice Chair Richards, that this matter be Adopted by a Voice Vote. The motion carried.**
- 9      11-040-2      Authorizing the Executive Director to Approve Computer-Related Purchases from Regional Governmental Entities and General Services Administration Pricing Bid Lists
- A motion was made by Commissioner Dawson, seconded by Commission Vice Chair Richards, that this matter be Adopted by a Voice Vote. The motion carried.**
- 10     11-042-2      Resolution Appointing Sharon Chudy as Commission Secretary of the Milwaukee Metropolitan Sewerage Commission (Open and Closed Session)
- Pulled from Agenda**

## **ORGANIZATION & ADMINISTRATION**

### **11-004-1      EXECUTIVE DIRECTOR'S REPORT**

- A. Monthly Reports
- B. Follow-up Items from the Previous Committee/Commission Meeting
- C. Wisconsin Initiative on Climate Change Impacts-Precipitation
- D. Update on Low Flow Toilet Rebate Program
- E. Proposed I&I Billing Method
- F. Update on Landfill Gas Pipeline Project

*Kevin L. Shafer, P.E., Executive Director reported on the following:*

- A. No report*
- B. Items report during regular meeting*
- E. Reported that three or four municipalities are ready to move forward. Will do reports on a regular basis. Would like to use \$100,000 Executive Director Authority when needed and report back to the Commission. Commission stated to move forward.*
- F. No report*

*Commissioner Richards commended Mark Kaminski, Acting Controller on the great job with the Districts' investments and portfolio.*

### **Received**

A motion was made by Commissioner Richards, seconded by Commissioner West, to go into Closed Session in accordance with state statutes and for the purposed 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 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.

- 10      11-042-2      Resolution Appointing Sharon Chudy as Commission Secretary of the Milwaukee Metropolitan Sewerage Commission (Open and Closed Session)  
**Not Discussed in Closed Session**
- CS1      11-024-1      Deliberating the Investment of Public Funds for Which Competitive and Bargaining Reasons Require a Closed Session:  
- Milorganite  
**Heard in Closed Session**
- CS2      11-025-1      WPDES Permit Reissuance  
**Not Discussed in Closed Session**
- CS3      11-026-1      Director of Legal Services Report  
**Heard in Closed Session**
- CS4      11-027-1      Issues Arising from the August 20-21, 2010 Storm Event Under Veolia O&M Agreement  
**Not Discussed in Closed Session**
- CS5      11-029-1      Veolia Water Milwaukee LLC Operations and Maintenance Agreement: Utility Cost Adjustment Factor and Utility Fee Increases or Decreases Due to Natural Gas Futures Contracts  
**Heard in Closed Session**
- CS6      11-030-1      Natural Gas Futures Contract; Renewal of Energy Solutions Contract  
**Not Discussed in Closed Session**
- CS7      11-031-1      Veolia Water - Landfill Gas Shared Savings  
**Not Discussed in Closed Session**
- CS8      11-022-1      Claims Related to July 2010 Wet Weather Events  
**Not Discussed in Closed Session**
- CS9      11-023-1      Claims Related to the August 20-21, 2010 Storm Event

**Not Discussed in Closed Session**

**CS10 11-028-1** Claims Related to the June 6-9, 2008 Storm Event

**Not Discussed in Closed Session**

**CS11 11-043-2** Decision by Wisconsin Court of Appeals in Cianciola, LLP v. MMSD

**Heard in Closed Session****ADJOURNMENT**

*As there was no further business, the Commission adjourned in Closed Session without reconvening in Open Session at approximately 12:45 p.m.*

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request these services, contact the Office of the Commission at (414) 225-2108, (FAX) (414) 272-5227 or write to Office of the Commission 260 W. Seeboth Street, Milwaukee, Wisconsin, 53204-1446.

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**Sharon Chudy, Acting Commission Secretary  
Milwaukee Metropolitan Sewerage District**