



Fox Waterway Agency
Regular Meeting Minutes
April 26, 2017

Recording Secretary: Danielle Hartig

1.0. Call to Order & Roll Call 7:01 p.m.

Chairman Blake

Present: Directors Phil Bartmann, Chuck Haling, Bill Hellyer, Michael Shields and Chairman Wayne Blake

Absent: James Meyer, Dan Mitchell

FWA Also Present: Agency Attorney David McArdle, Randy Sweet of the Advisory Committee, Executive Director Joe Keller, Acting Field Superintendent Rob Bowman

2.0. Pledge of Allegiance

3.0. Approval of Minutes

MOTION: Director Haling made a motion to approve the Minutes from the March 22, 2017 Regular and Committee of The Whole Meetings. The motion was seconded by Director Bartmann. A roll call vote was taken.

Aye: Directors Bartmann, Haling, and Shields

Absent: James Meyer, Dan Mitchell

Abstain: Hellyer

The Motion carried.

4.0. Treasurer's Report & Acceptance of Bills & Other Financials

4.1 Approval of Treasurer's Report

Director Bartmann provided the Treasurer's Report. He stated there was \$697,848.41 on hand. March sticker sales totaled \$171,870.00 and year-to-date sales totaled \$651,000.00.

MOTION: Director Bartmann made a motion to approve the Treasurer's Report. The motion was seconded by Director Haling. A roll call vote was taken.

Aye: Directors Bartmann, Haling, Hellyer. and Shields

Absent: James Meyer, Dan Mitchell

The motion carried.

4.2 Approval of Bills

Director Bartmann presented the bills totaling \$235,840.28.

MOTION: Director Bartmann made a motion to approve payment all the bills. The motion was seconded by Director Haling. A roll call vote was taken.

Aye: Directors Bartmann, Haling, Hellyer. and Shields

Absent: James Meyer, Dan Mitchell

The motion carried.

5.0 Old Business

5.1

DISCUSSION: Director Shields discussed the Island Project. A few of the staff members met with officials in Lake County to discuss the project. The Agency engineer submitted scaled down drawings. The FWA needs to provide further information before hosting the public meeting.

6.0 New Business

6.1

DISCUSSION: Director Haling made a motion to approve a WRP for Blarney Island Drag Boat Races. The motion was seconded by Director Hellyer. A roll call vote was taken.

Aye: Directors Bartmann, Haling, Hellyer. and Shields

Absent: James Meyer, Dan Mitchell

The motion carried.

6.2

MOTION: Director Shields made a motion to approve a WRP for the Village of Fox Lake Triathlon, contingent on receiving approval from the policing authority and that the Village will put the buoys out the morning of and remove directly following the event. The motion was seconded by Director Bartmann. A roll call vote was taken.

Aye: Directors Bartmann, Haling, Hellyer. and Shields

Absent: James Meyer, Dan Mitchell

The motion carried.

6.3

DISCUSSION: Director Hellyer made a motion to approve a donation of \$200 to the Village of Fox River Grove for their annual fireworks show. The motion was seconded by Director Haling. A roll call vote was taken.

Aye: Directors Bartmann, Haling, Hellyer. and Shields

Absent: James Meyer, Dan Mitchell

The motion carried.

6.4

MOTION: Director Shields made a motion to approve repairs not to exceed \$26,000 for the Barricuda Dredge. The motion was seconded by Director Hellyer. A roll call vote was taken.

Aye: Directors Bartmann, Haling, Hellyer. and Shields

Absent: James Meyer, Dan Mitchell

The motion carried.

6.5

DISCUSSION: Director Bartmann made a motion to discuss a cost sharing policy for dredging. Attorney McArdle discussed the issues with the program including the legal barrier that the FWA's legislation does not allow the Agency to participate in such a program. The Board will further research this possibility via legislation. A roll call vote was taken.

6.6

MOTION: Director Bartmann introduced the bids received for the office renovation project. Carmichael Construction was the low bidder at \$502,000, which is over the budget item for this work by about \$100,000. The Board discussed their desire to award the contract but negotiate a reduction in the price by changing the specifications. The Agency attorney discussed his concern with regard to changing the specifications (resulting in a reduced bid) without rebidding the project. The executive director indicated that the Agency engineer from Trotter represented that changing the specifications is permitted. The Board discussed awarding the contract to the low bidder and authorize the executive director to negotiate a lower price with the low bidder by changing some of the specifications all contingent on the Engineer and Architect formally submitting letters detailing the authorized procedure to comply with Illinois law and FEMA regulations. The motion by Director Bartmann was to award the bid for the office renovation project to Carmichael Construction in the amount of \$502,000, subject to 1) negotiating a change order(s) reducing the specifications and price; 2) receiving from the Agency Engineer and Architect letters confirming compliance with Illinois law and FEMA regulations and 3) communication to the Board from the Executive Director as to the changes in specifications and price, seconded by Director Haling. A roll call vote was taken.

Aye: Directors Bartmann, Haling, Hellyer. and Shields

Absent: James Meyer, Dan Mitchell

The motion carried.

6.7

MOTION: Director Hellyer made a motion to approve the updated Fox Waterway Agency Employee Handbook. The motion was seconded by Director Haling. A roll call vote was taken.

Aye: Directors Bartmann, Haling, Hellyer. and Shields

Absent: James Meyer, Dan Mitchell

The motion carried.

6.8

MOTION: Chairman Blake made a motion to recognize years of dedicated service from Director Bartmann and Director Shields. Awards were presented to both Board members.

7.0 Advisory Committee Report and Recommendations

Randy Sweet advised the Board that the next meeting is May 4, 2017. The Committee formed a sub-committee to research obtaining revenue through advertising. He also mentioned thanked Director Shields & Bartmann for their service and help at the Boat Show.

8.0 Reports

8.1 Executive Director

Executive Director Keller informed the Board:

- The importance of needing to work together with the public and regulators to accomplish the Agency's goals
- He is sad to see Bartmann & Shields leave, but is also excited to welcome two new Board members.
- Thanked the staff for their commitment to do more and work hard
- Legislation HB770 status, that allows the Agency to sell their current property to buy a better fitting property. It is awaiting Governor Rauner's signature.

8.2 Field Superintendent

Acting Field Superintendent Rob Bowman informed the Board:

- There was a high-water event. The team is now on debris cleanup duty, which delayed setup on Venetian Gardens.
- The field crew is moving material at Reliable
- They are moving forward on Trinky's Island
- The Agency has a full plate with a very demanding schedule; the 5-6" of rain that could come this weekend could further delay the dredging season.
- Thanked Bartmann and Shields for their years of service.

9.0 Board Comments

9.1 Directors

- **Bartmann:** Thanked the staff for hanging in there through the years. The Agency has done incredible work over the years. Also mentioned that Jack Franks appointed Joe Remke to the Advisory Committee and he fully supports that nomination.
- **Shields:** Enjoyed his time working with the Board and was appreciative of the support from the public. He welcomed the two new directors.
- **Hellyer:** Mentioned that there was a pontoon boat incident at Port Edwards due to the cabling situation. He would like the FWA to review how to proceed on possible solutions to this issue.

10.0 Public Comments and presentations

- **Terry Drucker (McHenry Country Club):** Mentioned that there are hazard buoys for a no wake zone near his property. It is creating a sand bar and people can't see the buoys at night. Field Superintendent Rob Bowman plans to dig out the sand bar on his way back from another dredging project.
- **Fred Rosch (Fox River Grove):** Thanked Bartmann & Shields for their service. Also mentioned that he felt the cost on the building is worth the price in the long run to get a better building.
- **Jim Cistaro (Jackson Drive):** Mentioned that the buoys in Grass Lake are creeping closer. Also discussed an event taking place on May 6, 2017 at the Wilmot Ski Lodge from 5:30 -9 pm. It is a silent auction and proceeds will benefit Lotus & Stanton schools.
- **Jeff Lange (SE Fox River Commission--WI):** Introduced himself and mentioned that he will be attending meetings moving forward and hopes to build a relationship with the Agency.
- **James (Port Barrington):** Introduced himself and noted that he came to the meeting to summarize the events for the Village.
- **Barb Jennings (Fox River Grove):** Wondered when the dredging season typically starts (May 1st according to the FWA dredging permit, but with this weather, the season won't start until closer to June 1st).

11.0 Executive Session

MOTION: Director Bartmann made to enter into Executive Session to discuss personnel and land acquisition. The motion was seconded by Director Haling. A roll call vote was taken.

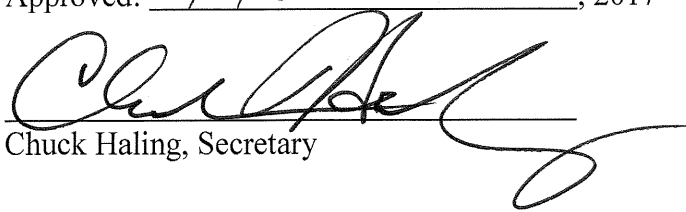
Aye: Directors Bartmann, Haling, Hellyer. and Shields

Absent: James Meyer, Dan Mitchell

The motion carried.

The meeting adjourned at 8:19 p.m.

Approved: 4/21, 2017


Chuck Haling, Secretary