

**MONTHLY MEETING**  
**OF THE BOARD OF TRUSTEES OF THE**  
**MILL CREEK WATER RECLAMATION DISTRICT**  
**AGENDA**

DATE: April 28, 2020  
TIME: 7:00 p.m.  
LOCATION: Mill Creek Water Reclamation District Treatment Facility  
39W889 WELLINGTON WAY  
Geneva, Illinois

The agenda of the monthly meeting shall be as follows:

1. Call the Meeting to Order
2. Roll Call

**Announcements and public comment. Due to the concern for COVID-19, the District wants to exercise extreme caution at any public meeting. Members of the public who wish to participate in the Open Session portion of the meeting are encouraged to participate telephonically by using the following call in telephone number and code at the start of the meeting: Call in number is: 712-432-6122 Open Session Conference Code: 500790**

**Ratification of the following temporary rules of procedure:**

**That temporary rules of conduct for the April 28, 2020 Board of Trustee's meeting shall be as follows:**

**On March 20, 2020 the Governor of the State of Illinois issued Executive Order 2020-10 (COVID-19 Executive Order No. 8) which, among other things instituted a "Stay at Home" order through April 7, 2020 and prohibited public and private gatherings or more than 10 people. On April 1, 2020 the Governor of the State of Illinois issued Executive Order 2020-19 (COVID-19 Executive Order No. 17) which, among other things extended the "Stay at Home" order through April 30, 2020. The following temporary rules are intended to comply with the Executive Orders and satisfy certain Illinois statutory requirements for actions by the Board of Trustees.**

**At least a quorum of the Board of Trustees who are attending the April 28, 2020 Board of Trustees meeting will be required to attend physically, complying with all social distancing rules, at the appointed meeting location and the other Trustee may attend by means of electronic attendance, including but not limited to a phone connection. Members of the Public may participate in the meeting, electronically, as provided below. In the event member(s) of the Public appear at the meeting site, they will be requested to participate in the meeting electronically. Appointed staff of the District will participate electronically.**

**The platform for electronic attendance at the Board of Trustees meeting will be arranged in advance by the President, or designee, and will be communicated to each Trustee at least five days prior to the commencement of the meeting. The electronic platform shall allow all Trustees to speak and listen simultaneously to the proceedings. The format of the agenda**

**for the regular meeting shall remain the same, that is, shall be called in the same order as contained in the existing Board of Trustees rules.**

**The regular meeting proceedings will be audibly available via the phone call-in service and numbers provided in the notice of the regular meeting.**

**Public participation shall be as follows: Advance Public Comment Period: Individuals have the option of submitting public comment by email. Individuals who wish to do so must email their comments to [FOIA@MillCreekWRD.com](mailto:FOIA@MillCreekWRD.com) prior to 5:00 p.m. on April 28, 2020. Comments during Meeting: The public will be provided with telephone call-in number where they can call in during the meeting, listen to the entire open meeting portion of the meeting and be recognized to provide comment at the appropriate times in the meeting.**

3. Long Range Plan Subcommittee Report.
4. Old Business
  - a. Approval of Minutes of the March 24, 2020 meeting and March 26, 2020 special meeting.
5. New Business
  - a. Financial Reports, including discussion and approval or disapproval of accounts payable list, Treasurer's Report, financial statements, past due account payment plans and outstanding invoices, including invoices relating to professional fees associated with the issuance of \$3,100,000 Debt Certificates.
  - b. Presentation of 2019 Annual Audit and acceptance of same.
  - c. Operations Report from Sheaffer & Roland and discussion regarding the same.
6. Closed Session: Consideration of litigation which is pending [5 ILCS 120/2 (c)(11)], to-wit:

Mill Creek Water Reclamation District v. Kent W. Shodeen, as Trustee of the Kent W. Shodeen Trust Number 1; Shodeen, Inc.; Mill Creek Land Company; Tanna Farms, LLC; Mill Creek Country Club, Inc.; Evergreen Alliance Golf Limited, L.P. d/b/a Eagle Golf; and Golf Visions Management, Inc., Case No.14 MR 1234 (16<sup>th</sup> Judicial Circuit, Kane County, Illinois)

And

Kent W. Shodeen, as Trustee of the Kent W. Shodeen Trust Number 1; Tanna Farms, LLC and Mill Creek Country Club, Inc. v. Mill Creek Reclamation District, Case No. 15 L 293(16<sup>th</sup> Judicial Circuit, Kane County, Illinois)

**also,**

Mill Creek Water Reclamation District, vs. Darlene K. Schingoethe and David J. Schingoethe, as Trustees of the Darlene K. Schingoethe Living Trust dated June 25, 2014, Shirley K. Wennlund, Unknown Owners and Non-record Claimants , 18 ED 0007

And

Mill Creek Water Reclamation District vs. Ben H. Wennlund, as Trustee under a Trust Agreement dated March 2, 1979 and known as the Number 101 Trust, Shirley K. Wennlund and Darlene K. Schingoethe, as Successor Trustees to Ben H. Wennlund as Trustee under a Trust Agreement dated March 2, 1979 and known as Trust No. 101, Unknown Owners and Non-record Claimants, 18 ED 0006.

7. Return to Open Session: Consideration of any matters arising out of the Closed Session matters listed at Agenda Item 6 above (if required after the Closed Session).

8. Adjournment

All interested persons are invited to attend the open session portion of the meeting of the Board of Trustees.

NEXT MEETING DATE OF THE BOARD OF TRUSTEES: May 26, 2020