



# Fox Waterway Agency

## *Regular Meeting Minutes*

May 24, 2023

**Recording Secretary:** David W. McArdle

### 1.0 Call to Order & Roll Call 7:05 p.m.

Chairman Blake

#### Meeting conducted by Chairman Blake

**Present:** Chairman Wayne Blake, Directors Chuck Haling, Christine Stochl, Jason Hettermann, Bill Hellyer, Dan Mitchell and Christian Farrell

**Absent:** None

**FWA Also Present:** Agency Attorney David W. McArdle, Executive Director Joe Keller, Field Superintendent Rob Bowman, Advisory Chairwoman Pat Smarto

### 2.0 Pledge of Allegiance

### 3.0 Approval of Minutes

**MOTION:** Director Haling made a motion to approve the April 26, 2023 meeting minutes. The motion was seconded by Director Hellyer. A roll call vote was taken.

Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell

Absent: None

Abstain: None

Nay: None

The Motion carried.

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

#### 4.1 Treasurer's Report

Director Mitchell provided the Treasurer's Report which reflects a cash balance of \$1,265,567.88 through 4/30/23.

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

Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell

Absent: None

Nay: None

The Motion carried.

<b>4.2</b>	<p><b>Approval of Bills</b></p> <p>Director Mitchell presented the monthly bills for payment and ratification of bills previously paid as follows: April bills prepaid total \$29,843.40; May bills prepaid total \$76,201.15; additional checks paid during the month total \$62,641.62; and bills remaining to be paid total \$75,409.75; for a total amount of bills paid and to be paid of \$244,095.92.</p> <p><b>MOTION:</b> Director Mitchell made a motion to ratify and pay all the outstanding bills including approval of debits and checks prepaid all totaling \$244,095.92. The motion was seconded by Director Haling. A roll call vote was taken.</p> <p>Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell</p> <p>Absent: None</p> <p>Nay: None</p> <p>The Motion carried.</p>
<b>4.3</b>	<p><b>A/R Report</b></p> <p>Director Mitchell reported on the accounts receivable as \$13,115.45, of which \$20.00 is 30 days overdue.</p>
<b>5.0</b>	<p><b>Old Business</b></p>
<b>5.1</b>	<p><b>DCEO Grant Update.</b></p> <p>Director Mitchell deferred to Executive Director.</p>
<b>5.2</b>	<p><b>Cooper's Farm update.</b></p> <p>Director Haling informed the Board that:</p> <ul style="list-style-type: none"> <li>• Work completed; looks good; access good.</li> <li>• <u>Wall Street</u> – soil sales business seems to be increasing.</li> <li>• Final report from engineer to be sent to State.</li> </ul>
<b>5.3</b>	<p><b>Watershed Plan progress.</b></p> <p>Director Hettermann informed the Board that presentation progress is being made; administrative help (project manager) is anticipated to be needed in near future.</p>
<b>6.0</b>	<p><b>New Business</b></p>
<b>6.1</b>	<p><b>MOTION:</b> Director Hettermann made a motion to approve Rob Rinkenberger as a new member of the FWA Advisory Committee. The motion was seconded by Director Haling. The Agency attorney advised and explained to Rob Rinkenberger and the FWA Board members that all should be aware of the law which prohibits appointed officers of local governments, including the FWA, from having direct or indirect financial interests in contracts, citing to 50 ILCS 105/1, et. seq. A roll call vote was taken.</p> <p>Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell</p> <p>Absent: None</p> <p>Nay: None</p> <p>The Motion carried.</p>

<b>6.2</b>	<p><b>MOTION:</b> Director Stochl made a motion to approve a WRP in favor of the Village of Fox Lake Cardboard Boat Race for August 12, 2023 waiving all fees waived for this event. The motion was seconded by Director Hellyer. A roll call vote was taken.</p> <p>Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell</p> <p>Absent: None</p> <p>Nay: None</p> <p>The Motion carried.</p>
<b>6.3</b>	<p><b>MOTION:</b> Director Hettermann made a motion to ratify Advisory Committee Chairwoman Pat Smarto's replacement of Dennis Leo on the Ethics Committee. The motion was seconded by Director Haling. A roll call vote was taken.</p> <p>Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell</p> <p>Absent: None</p> <p>Abstain: None</p> <p>Nay: None</p> <p>The Motion carried.</p>
<b>6.4</b>	<p><b>MOTION:</b> Director Mitchell made a motion to approve a WRP in favor of the Pistakee Bay Fireworks for July 8, 2023, with a rain date of July 17, 2023, to be verified, and to waive all fees for this event, except the required buoy and signage deposit. The motion was seconded by Director Hettermann. A roll call vote was taken.</p> <p>Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell</p> <p>Absent: None</p> <p>Nay: None</p> <p>The Motion carried.</p>
<b>6.5</b>	<p><b>MOTION:</b> Director Haling made a motion to approve waived fees for 20 One-Day Class J stickers for the Take a Vet Fishing Event that took place on May 21, 2023. The motion was seconded by Director Stochl. A roll call vote was taken.</p> <p>Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell</p> <p>Absent: None</p> <p>Nay: None</p> <p>The Motion carried.</p>
<b>6.6</b>	<p><b>MOTION:</b> Director Hellyer made a motion to approve waiving the fee for 12 One-Day Class J stickers for Friends of the Fox River (FOTFR) Love Our River Day event on June 11, 2023. The motion was seconded by Director Haling. A roll call vote was taken.</p> <p>Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell</p> <p>Absent: None</p> <p>Nay: None</p> <p>The Motion carried.</p>

6.7	<p><b>MOTION:</b> Director Farrell made a motion to approve and waive fees for a One-Day Class J stickers for the ICASSTT, LLC Fox/Chain Tournament on October 1, 2023 and reduce 50 One-Day Class J sticker fees to \$10.00 each for the May 13, 2023 Fox/Chain Tournament. The motion was seconded by Director Mitchell. A roll call vote was taken.</p> <p>Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell</p> <p>Absent: None</p> <p>Nay: None</p> <p>The Motion carried.</p>
6.8	<p><b>MOTION:</b> Director Stochl made a motion to approve the Geosyntec engineering proposal for USACE 404 Submittal and Associated permits for Trinski’s Island for an amount not to exceed \$60,400. The motion was seconded by Director Haling. The FWA attorney noted that the FWA staff and Board should be aware of the listed assumptions as they each represent potential cost increases. A roll call vote was taken.</p> <p>Aye: Directors Haling, Stochl, Hettermann, Hellyer, Mitchell and Farrell</p> <p>Absent: None</p> <p>Nay: None</p> <p>The Motion carried.</p>
7.0	<p><b>Directors Reports</b></p>
7.1	<p><b>Executive Director:</b></p> <p>Executive Director Keller, reported:</p> <ul style="list-style-type: none"> <li>• Most objectives and goals in the staff Springfield trip were accomplished.</li> <li>• Water program funding – difficult to obtain.</li> <li>• Trinski Island funding – met with IDNR; meeting went well; intergovernmental agreement needs to be prepared and signed.</li> <li>• Lyons Prairie. Comment period to end on June 19<sup>th</sup>; Fox Waterway to be a sponsor.</li> <li>• Staff increased, 4 new employees.</li> <li>• Fox Waterway late pay program; late pay by QR Code plus \$30 in lieu of citation.</li> </ul>
7.2	<p><b>Advisory Committee Reports &amp; Recommendations</b></p> <p>Pat Smarto, Chairwoman, reported:</p> <ul style="list-style-type: none"> <li>• Advisory meeting May 4 discussed clean up and how to encourage more support.</li> <li>• May 20 goose presentation conducted; this is the last presentation until October.</li> <li>• Meeting zoomed – went well.</li> <li>• Introduced “no dumping” stencil.</li> <li>• 7/6/23 – boat trip scheduled, Grass Island.</li> <li>• October maintenance, dredging presentation is planned.</li> <li>• Fox Lake Board discussed Fox Lake park improvement.</li> </ul>

### 7.3 Field Superintendent Report.

Rob Bowman, reported:

- Staff busy.
- 95% done with Buoys.
- Customer concerns, better dams addressed.
- Back side of Coopers berm done.
- New truck arrived.
- Four items are going to auction.
- Bell hung in Board Room.
- Dredging projects ready to begin.
- New employees, 3 field, 1 office, searching for mechanic.

### 8.0 Directors Reports

8.1 Director Haling – None.

Director Hellyer – Coast Guard safety check at Broken Oak completed over weekend.

Director Stochl – None.

Director Hettermann – Cited McHenry Riverwalk as a good intergovernmental agreement experience.

Director Mitchell – Sticker enforcement must be increased and managed in a more efficient way.

Director Farrell – None.

8.2 Chairman – None.

### Public Comments & Presentations:

- Rob Rinkenberger thanked the Board for welcoming him back to the Agency as an advisory member.

### Executive Session--None

**Adjournment** – Chairman Blake made a motion to adjourn the meeting, seconded by Director Hellyer, at 8:30 p.m.; all voted Aye.

Approved: 6/22/23, 2023

Director Haling, Secretary

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