

1 AN ACT concerning the Metropolitan Water Reclamation
2 District.

3 **Be it enacted by the People of the State of Illinois,**
4 **represented in the General Assembly:**

5 Section 5. The Metropolitan Water Reclamation District Act
6 is amended by changing Section 4 as follows:

7 (70 ILCS 2605/4) (from Ch. 42, par. 323)

8 Sec. 4. The commissioners elected under this Act constitute
9 a board of commissioners for the district by which they are
10 elected, which board of commissioners is the corporate
11 authority of the sanitary district, and, in addition to all
12 other powers specified in this Act, shall establish the
13 policies and goals of the sanitary district. The general
14 superintendent, in addition to all other powers specified in
15 this Act, shall manage and control all the affairs and property
16 of the sanitary district and shall regularly report to the
17 Board of Commissioners on the activities of the sanitary
18 district in executing the policies and goals established by the
19 board. At the regularly scheduled meeting of odd numbered years
20 following the induction of new commissioners the board of
21 commissioners shall elect from its own number a president and a
22 vice-president to serve in the absence of the president, and
23 the chairman of the committee on finance. The board shall
24 provide by rule when a vacancy occurs in the office of the
25 president, vice-president, or the chairman of the committee on
26 finance and the manner of filling such vacancy.

27 The board shall appoint from outside its own number the
28 general superintendent and treasurer for the district.

29 The general superintendent must be a resident of the
30 sanitary district and a citizen of the United States. He must
31 be selected solely upon his administrative and technical
32 qualifications and without regard to his political

1 affiliations.

2 In the event of illness or other prolonged absence, death
3 or resignation creating a vacancy in the office of the general
4 superintendent, or treasurer, the board of commissioners may
5 appoint an acting officer from outside its own number, to
6 perform the duties and responsibilities of the office during
7 the term of the absence or vacancy.

8 The general superintendent with the advice and consent of
9 the board of commissioners, shall appoint the chief engineer,
10 chief of maintenance and operations, director of personnel,
11 purchasing agent, clerk, attorney, director of research and
12 development, and director of information technology. These
13 constitute the heads of the Department of Engineering,
14 Maintenance and Operations, Personnel, Purchasing, Finance,
15 Law, Research and Development, and Information Technology,
16 respectively. No other departments or heads of departments may
17 be created without subsequent amendment to this Act. All such
18 department heads are under the direct supervision of the
19 general superintendent.

20 The director of personnel must be qualified under Section
21 4.2a of this Act.

22 The purchasing agent must be selected in accordance with
23 Section 11.16 of this Act.

24 In the event of illness or other prolonged absence, death
25 or resignation creating a vacancy in the office of chief
26 engineer, chief of maintenance and operations, director of
27 personnel, purchasing agent, clerk, attorney, director of
28 research and development, or director of information
29 technology, the general superintendent shall appoint an acting
30 officer to perform the duties and responsibilities of the
31 office during the term of the absence or vacancy. Any such
32 officers appointed in an acting capacity are under the direct
33 supervision of the general superintendent.

34 All appointive officers and acting officers shall give bond
35 as may be required by the board.

36 The general superintendent, treasurer, acting general

1 superintendent and acting treasurer hold their offices at the
2 pleasure of the board of commissioners.

3 The acting chief engineer, acting chief of maintenance and
4 operations, acting purchasing agent, acting director of
5 personnel, acting clerk, acting attorney, acting director of
6 research and development, and acting director of information
7 technology hold their offices at the pleasure of the general
8 superintendent.

9 The chief engineer, chief of maintenance and operations,
10 director of personnel, purchasing agent, clerk, attorney,
11 director of research and development, and director of
12 information technology may be removed from office for cause by
13 the general superintendent. Prior to removal, such officers are
14 entitled to a public hearing before the general superintendent
15 at which hearing they may be represented by counsel. Before the
16 hearing, the general superintendent shall notify the board of
17 commissioners of the date, time, place and nature of the
18 hearing.

19 In addition to the attorney appointed by the general
20 superintendent, the board of commissioners may appoint from
21 outside its own number an attorney, or retain counsel, to
22 advise the board of commissioners with respect to its powers
23 and duties and with respect to legal questions and matters of
24 policy for which the board of commissioners is responsible.

25 The general superintendent is the chief administrative
26 officer of the district, has supervision over and is
27 responsible for all administrative and operational matters of
28 the sanitary district including the duties of all employees
29 which are not otherwise designated by law, and is the
30 appointing authority as specified in Section 4.11 of this Act.

31 The board, through the budget process, shall set ~~fix~~ the
32 compensation of all the officers and employees of the sanitary
33 district. Any incumbent of the office of president may appoint
34 an administrative aide which appointment remains in force
35 during his incumbency unless revoked by the president.

36 Effective upon the election in January, 1985 of the

1 president and vice-president of the board of commissioners and
2 the chairman of the committee on finance, the annual salary of
3 the president shall be \$37,500 and shall be increased to
4 \$39,500 in January, 1987, \$41,500 in January, 1989, \$50,000 in
5 January, 1991, and \$60,000 in January, 2001; the annual salary
6 of the vice-president shall be \$35,000 and shall be increased
7 to \$37,000 in January, 1987, \$39,000 in January, 1989, \$45,000
8 in January, 1991, and \$55,000 in January, 2001; the annual
9 salary of the chairman of the committee on finance shall be
10 \$32,500 and shall be increased to \$34,500 in January, 1987,
11 \$36,500 in January, 1989, \$45,000 in January, 1991, and \$55,000
12 in January, 2001.

13 The annual salaries of the other members of the Board shall
14 be as follows:

15 For the three members elected in November, 1980, \$26,500
16 per annum for the first two years of the term; \$28,000 per
17 annum for the next two years of the term and \$30,000 per annum
18 for the last two years.

19 For the three members elected in November, 1982, \$28,000
20 per annum for the first two years of the term and \$30,000 per
21 annum thereafter.

22 For members elected in November, 1984, \$30,000 per annum.

23 For the three members elected in November, 1986, \$32,000
24 for each of the first two years of the term, \$34,000 for each
25 of the next two years and \$36,000 for the last two years;

26 For three members elected in November, 1988, \$34,000 for
27 each of the first two years of the term and \$36,000 for each
28 year thereafter.

29 For members elected in November, 1990, 1992, 1994, 1996, or
30 1998, \$40,000.

31 For members elected in November, 2000 and thereafter,
32 \$50,000.

33 Notwithstanding the other provisions of this Section, the
34 board, prior to January 1, 2007 and with a two-thirds vote, may
35 increase the annual rate of compensation at a separate flat
36 amount for each of the following: the president, the

1 vice-president, the chairman of the committee on finance, and
2 the other members; the increased annual rate of compensation
3 shall apply to all such officers and members whose terms as
4 members of the board commence after the increase in
5 compensation is adopted by the board.

6 The board of commissioners has full power to pass all
7 necessary ordinances, orders, rules, resolutions and
8 regulations for the proper management and conduct of the
9 business of the board of commissioners and the corporation and
10 for carrying into effect the object for which the sanitary
11 district is formed. All ordinances, orders, rules, resolutions
12 and regulations passed by the board of commissioners must,
13 before they take effect, be approved by the president of the
14 board of commissioners. If he approves thereof, he shall sign
15 them, and such as he does not approve he shall return to the
16 board of commissioners with his objections in writing at the
17 next regular meeting of the board of commissioners occurring
18 after the passage thereof. Such veto may extend to any one or
19 more items or appropriations contained in any ordinance making
20 an appropriation, or to the entire ordinance. If the veto
21 extends to a part of such ordinance, the residue takes effect.
22 If the president of such board of commissioners fails to return
23 any ordinance, order, rule, resolution or regulation with his
24 objections thereto in the time required, he is deemed to have
25 approved it, and it takes effect accordingly. Upon the return
26 of any ordinance, order, rule, resolution, or regulation by the
27 president, the vote by which it was passed must be reconsidered
28 by the board of commissioners, and if upon such reconsideration
29 two-thirds of all the members agree by yeas and nays to pass
30 it, it takes effect notwithstanding the president's refusal to
31 approve thereof.

32 It is the policy of this State that all powers granted,
33 either expressly or by necessary implication, by this Act or
34 any other Illinois statute to the District may be exercised by
35 the District notwithstanding effects on competition. It is the
36 intention of the General Assembly that the "State action

1 exemption" to the application of federal antitrust statutes be
2 fully available to the District to the extent its activities
3 are authorized by law as stated herein.

4 (Source: P.A. 91-722, eff. 6-2-00.)

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.