

1 AN ACT concerning local government.

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

4 Section 5. The Metropolitan Water Reclamation District Act
5 is amended by changing Sections 4 and 4.13 as follows:

6 (70 ILCS 2605/4) (from Ch. 42, par. 323)

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

1 president, vice-president, or the chairman of the committee on
2 finance and the manner of filling such vacancy.

3 The board shall appoint from outside its own number the
4 executive director and treasurer for the district.

5 The executive director must be a resident of the sanitary
6 district and a citizen of the United States. He must be
7 selected solely upon his administrative and technical
8 qualifications and without regard to his political
9 affiliations.

10 In the event of illness or other prolonged absence, death
11 or resignation creating a vacancy in the office of the
12 executive director, or treasurer, the board of commissioners
13 may appoint an acting officer from outside its own number, to
14 perform the duties and responsibilities of the office during
15 the term of the absence or vacancy.

16 The executive director, with the advice and consent of the
17 board of commissioners, shall appoint the director of
18 engineering, director of maintenance and operations, director
19 of human resources, director of procurement and materials
20 management, clerk, general counsel, director of monitoring and
21 research, and director of information technology. These
22 constitute the heads of the Department of Engineering,
23 Maintenance and Operations, Human Resources, Procurement and
24 Materials Management, Finance, Law, Monitoring and Research,
25 and Information Technology, respectively. No other departments
26 or heads of departments may be created without subsequent

1 amendment to this Act. All such department heads are under the
2 direct supervision of the executive director.

3 The executive director, with the advice and consent of the
4 board of commissioners, may appoint a deputy executive
5 director. The deputy executive director must be selected
6 solely upon administrative and technical qualifications and
7 without regard to political affiliations and shall serve under
8 the direct supervision of the executive director.

9 The executive director, with the advice and consent of the
10 board of commissioners, shall appoint a public and
11 intergovernmental affairs officer and an administrative
12 services officer. The public and intergovernmental affairs
13 officer and administrative services officer shall serve under
14 the direct supervision of the executive director.

15 The director of human resources must be qualified under
16 Section 4.2a of this Act.

17 The director of procurement and materials management must
18 be selected in accordance with Section 11.16 of this Act.

19 In the event of illness or other prolonged absence, death,
20 or resignation creating a vacancy in the office of director of
21 engineering, director of maintenance and operations, director
22 of human resources, director of procurement and materials
23 management, clerk, general counsel, director of monitoring and
24 research, public and intergovernmental affairs officer,
25 administrative services officer, or director of information
26 technology, the executive director shall appoint an acting

1 officer to perform the duties and responsibilities of the
2 office during the term of the absence or vacancy. Any such
3 officers appointed in an acting capacity are under the direct
4 supervision of the executive director.

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

7 The executive director, treasurer, acting executive
8 director, and acting treasurer hold their offices at the
9 pleasure of the board of commissioners.

10 The acting director of engineering, acting director of
11 maintenance and operations, acting director of human
12 resources, acting director of procurement and materials
13 management, acting clerk, acting general counsel, acting
14 director of monitoring and research, acting public and
15 intergovernmental affairs officer, acting administrative
16 services officer, and acting director of information
17 technology, and deputy executive director hold their offices
18 at the pleasure of the executive director.

19 The director of engineering, director of maintenance and
20 operations, director of human resources, director of
21 procurement and materials management, clerk, general counsel,
22 director of monitoring and research, public and
23 intergovernmental affairs officer, administrative services
24 officer, and director of information technology may be removed
25 from office for cause by the executive director. Prior to
26 removal, such officers are entitled to a public hearing before

1 the executive director at which hearing they may be
2 represented by counsel. Before the hearing, the executive
3 director shall notify the board of commissioners of the date,
4 time, place and nature of the hearing.

5 In addition to the general counsel appointed by the
6 executive director, the board of commissioners may appoint
7 from outside its own number an attorney, or retain counsel, to
8 advise the board of commissioners with respect to its powers
9 and duties and with respect to legal questions and matters of
10 policy for which the board of commissioners is responsible.

11 The executive director is the chief administrative officer
12 of the district, has supervision over and is responsible for
13 all administrative and operational matters of the sanitary
14 district including the duties of all employees which are not
15 otherwise designated by law, and is the appointing authority
16 as specified in Section 4.11 of this Act.

17 The board of commissioners shall appoint from outside its
18 own number an Inspector General or enter into an
19 intergovernmental agreement with another unit of local
20 government for the appointment of an Inspector General. The
21 board of commissioners shall establish minimum qualifications
22 and duties for the Inspector General by ordinance or
23 intergovernmental agreement.

24 The board, through the budget process, shall set the
25 compensation of all the officers and employees of the sanitary
26 district. Any incumbent of the office of president may appoint

1 an administrative aide which appointment remains in force
2 during his incumbency unless revoked by the president.

3 Effective upon the election in January, 1985 of the
4 president and vice-president of the board of commissioners and
5 the chairman of the committee on finance, the annual salary of
6 the president shall be \$37,500 and shall be increased to
7 \$39,500 in January, 1987, \$41,500 in January, 1989, \$50,000 in
8 January, 1991, and \$60,000 in January, 2001; the annual salary
9 of the vice-president shall be \$35,000 and shall be increased
10 to \$37,000 in January, 1987, \$39,000 in January, 1989, \$45,000
11 in January, 1991, and \$55,000 in January, 2001; the annual
12 salary of the chairman of the committee on finance shall be
13 \$32,500 and shall be increased to \$34,500 in January, 1987,
14 \$36,500 in January, 1989, \$45,000 in January, 1991, and
15 \$55,000 in January, 2001.

16 The annual salaries of the other members of the Board
17 shall be as follows:

18 For the three members elected in November, 1980,
19 \$26,500 per annum for the first two years of the term;
20 \$28,000 per annum for the next two years of the term and
21 \$30,000 per annum for the last two years.

22 For the three members elected in November, 1982,
23 \$28,000 per annum for the first two years of the term and
24 \$30,000 per annum thereafter.

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

1 For the three members elected in November, 1986,
2 \$32,000 for each of the first two years of the term,
3 \$34,000 for each of the next two years and \$36,000 for the
4 last two years;

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

8 For members elected in November, 1990, 1992, 1994,
9 1996, or 1998, \$40,000.

10 For members elected in November, 2000 and thereafter,
11 \$50,000.

12 Notwithstanding the other provisions of this Section, the
13 board, prior to January 1, 2007 and with a two-thirds vote, may
14 increase the annual rate of compensation at a separate flat
15 amount for each of the following: the president, the
16 vice-president, the chairman of the committee on finance, and
17 the other members; the increased annual rate of compensation
18 shall apply to all such officers and members whose terms as
19 members of the board commence after the increase in
20 compensation is adopted by the board.

21 The board of commissioners has full power to pass all
22 necessary ordinances, orders, rules, resolutions and
23 regulations for the proper management and conduct of the
24 business of the board of commissioners and the corporation and
25 for carrying into effect the object for which the sanitary
26 district is formed. All ordinances, orders, rules, resolutions

1 and regulations passed by the board of commissioners must,
2 before they take effect, be approved by the president of the
3 board of commissioners. If he approves thereof, he shall sign
4 them, and such as he does not approve he shall return to the
5 board of commissioners with his objections in writing at the
6 next regular meeting of the board of commissioners occurring
7 after the passage thereof. Such veto may extend to any one or
8 more items or appropriations contained in any ordinance making
9 an appropriation, or to the entire ordinance. If the veto
10 extends to a part of such ordinance, the residue takes effect.
11 If the president of such board of commissioners fails to
12 return any ordinance, order, rule, resolution or regulation
13 with his objections thereto in the time required, he is deemed
14 to have approved it, and it takes effect accordingly. Upon the
15 return of any ordinance, order, rule, resolution, or
16 regulation by the president, the vote by which it was passed
17 must be reconsidered by the board of commissioners, and if
18 upon such reconsideration two-thirds of all the members agree
19 by yeas and nays to pass it, it takes effect notwithstanding
20 the president's refusal to approve thereof.

21 It is the policy of this State that all powers granted,
22 either expressly or by necessary implication, by this Act or
23 any other Illinois statute to the District may be exercised by
24 the District notwithstanding effects on competition. It is the
25 intention of the General Assembly that the "State action
26 exemption" to the application of federal antitrust statutes be

1 for the trades shall be by lottery. Graduates of a sanitary
2 district apprenticeship program for the trades shall be given
3 additional points, in an amount to be determined by the
4 Director of Human Resources, on examinations for civil service
5 journeymen positions in the trades at the sanitary district.

6 (Source: P.A. 99-736, eff. 1-1-17.)