

1 AN ACT concerning sanitary districts.

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
5 Act is amended by changing Section 4 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
11 addition to all other powers specified in this Act, shall
12 establish the policies and goals of the sanitary district.
13 The general superintendent, in addition to all other powers
14 specified in this Act, shall manage and control all the
15 affairs and property of the sanitary district and shall
16 regularly report to the Board of Commissioners on the
17 activities of the sanitary district in executing the policies
18 and goals established by the board. At the regularly
19 scheduled meeting of odd numbered years following the
20 induction of new commissioners the board of commissioners
21 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
26 on 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
31 must be selected solely upon his administrative and technical

1 qualifications and without regard to his political
2 affiliations.

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

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

21 The director of personnel must be qualified under Section
22 4.2a of this Act.

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

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

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

3 The general superintendent, treasurer, acting general
4 superintendent and acting treasurer hold their offices at the
5 pleasure of the board of commissioners.

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

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

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

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

1 The board, through the budget process, shall set ~~fix~~ the
2 compensation of all the officers and employees of the
3 sanitary district. Any incumbent of the office of president
4 may appoint an administrative aide which appointment remains
5 in force during his incumbency unless revoked by the
6 president.

7 Effective upon the election in January, 1985 of the
8 president and vice-president of the board of commissioners
9 and the chairman of the committee on finance, the annual
10 salary of the president shall be \$37,500 and shall be
11 increased to \$39,500 in January, 1987, \$41,500 in January,
12 1989, \$50,000 in January, 1991, and \$60,000 in January, 2001;
13 the annual salary of the vice-president shall be \$35,000 and
14 shall be increased to \$37,000 in January, 1987, \$39,000 in
15 January, 1989, \$45,000 in January, 1991, and \$55,000 in
16 January, 2001; the annual salary of the chairman of the
17 committee on finance shall be \$32,500 and shall be increased
18 to \$34,500 in January, 1987, \$36,500 in January, 1989,
19 \$45,000 in January, 1991, and \$55,000 in January, 2001.

20 The annual salaries of the other members of the Board
21 shall be as follows:

22 For the three members elected in November, 1980, \$26,500
23 per annum for the first two years of the term; \$28,000 per
24 annum for the next two years of the term and \$30,000 per
25 annum for the last two years.

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

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

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

33 For three members elected in November, 1988, \$34,000 for
34 each of the first two years of the term and \$36,000 for each

1 year thereafter.

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

4 For members elected in November, 2000 and thereafter,
5 \$50,000.

6 Notwithstanding the other provisions of this Section, the
7 board, through the budget process and with a 2/3 vote, may
8 set the compensation of its members elected in November, 2004
9 and thereafter.

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

1 all the members agree by yeas and nays to pass it, it takes
2 effect notwithstanding the president's refusal to approve
3 thereof.

4 It is the policy of this State that all powers granted,
5 either expressly or by necessary implication, by this Act or
6 any other Illinois statute to the District may be exercised
7 by the District notwithstanding effects on competition. It is
8 the intention of the General Assembly that the "State action
9 exemption" to the application of federal antitrust statutes
10 be fully available to the District to the extent its
11 activities are authorized by law as stated herein.

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

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.