

THE CITY OF WHEATON

RESOLUTION NO. R-14 -06

A RESOLUTION AUTHORIZING ATTENDANCE AND PARTICIPATION IN A MEETING OF CHARTER CUSTOMERS TO COMMENCE SECTION 12(C) PROCEDURES SCHEDULED BY THE DUPAGE WATER COMMISSION FOR MARCH 15, 2006

WHEREAS, the City of Wheaton is a Charter member of the DuPage Water Commission (hereinafter "Water Commission") in consequence of its execution of the 1986 Water Purchase and Sales Agreement (hereinafter "Charter Agreement"); and

WHEREAS, paragraph 12 c of the Charter Agreement, establishes a procedures for Charter members to recommend a list of three independent consulting engineers, three independent financial consultants, and three competent attorneys, (hereinafter Professional Candidates) to the Water Commission to enable the Water Commission to select one professional from each of the three categories (the selected group of three hereinafter referred to as the "Advisory Differential Panel") to propose an "equitable and lawful differential rate or charge" for the proposed subsequent customer contract between the Water Commission and the County of DuPage; and

WHEREAS, the Water Commission has notified its Charter Members of a meeting scheduled by the Water Commission for March 15, 2006, to commence procedures for the Charter Customers to recommend Professional Candidates for appointment by the Water Commission to the Section 12 c Advisory Differential Panel.

NOW THEREFORE, be it Resolved by the Mayor and the City Council, of the City of Wheaton, DuPage, Illinois, as follows:

THAT Donald B. Rose, City Manager, is hereby appointed and authorized to attend a meeting of Charter members scheduled for March 15, 2006, by the DuPage Water Commission to:

- a) nominate and vote for a chairman of the Charter members to preside over Sections 12c meetings convened to recommend Professional Candidates to the Water Commission for appointment to an Advisory Differential Panel for the proposed subsequent customer agreement with the County of DuPage and further; and
- b) vote for members of a subcommittee of the Charter Members designated to commence the process of identifying and recommending Section 12 c Professional Candidates to the Water Commission for appointment to an Advisory Differential Panel for the proposed subsequent customer agreement with the County of DuPage.

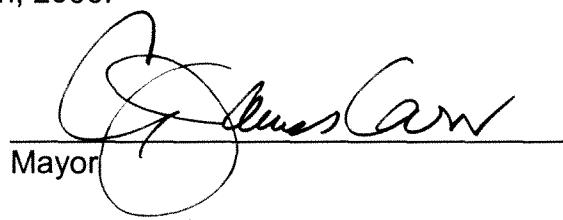
PASSED this 6th day of March, 2006.

AYES: Councilman Mouhelis; Councilman Suess; Councilman Bolds;
Councilwoman Corry; Councilman Johnson; Mayor Carr; Councilman Levine.

NAYS: None.

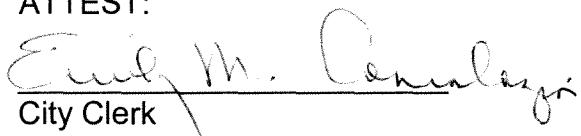
ABSENT: None.

APPROVED this 6th day of March, 2006.



Mayor

ATTEST:



Emily M. Gensler, Jr.
City Clerk