

Section	Task	Due Date	Date Completed	Action Taken	2018 Action Taken
II	The defendant shall notify each contractor to be retained to perform work required in this Consent order of each of the requirements of this Consent Order relevant to the activities to be performed by that contractor, including all relevant works schedule's and reporting deadlines, and shall provide a copy of this consent order to each contractor already retained no later than thirty (30) days after the date of entry of this Consent Order.	10/17/2014	9/24/2014	copy of Consent Order and requirements	No new contractors hired to perform work under Consent Order, however, City entered into agreement with Baxter and Woodman 9.15.17 to prepare Wastewater Master Plan for entire City, including SSIP area. City notified contractor of Consent Order requirements and provided contractor with copy of Consent Order.
II	The defendant shall provide copies of all schedules for implementation of the provisions of this Consent Order to the prime vendor(s) supplying the control technology systems and other equipment required by this Consent Order.	10/17/2015	9/24/2014	copy of Consent Order and schedules	N/A, see entry above regarding agreement with Baxter and Woodman.
III.A	The defendant shall pay a civil penalty of Twenty-Five Thousand Dollars (\$25,000.00). Payment shall be tendered at time of entry of the Consent Order. (Certified Check made payable to the Illinois EPA for deposit into the Environmental Protection Trust Fun (EPTF).	9/17/2014	9/17/2014	As required by Consent Order, Payment was made on September 17, 2014.	N/A
III.D.1.A	Replacement pumps and equipment at the Jackson Lift Station to increase the operating capacity of the station. The Jackson Lift Station Improvements will include two (2) dry weather pumps, three (3) wet weather pumps, and the upsizing and deepening of the wet well at the Jackson Lift Station.	2/29/2016	11/11/2016		N/A, final completion 11.11.16
III.D.1.B	Upsize the main gravity sewer at the Jackson Street Lift Station from 18 inches to 24 inches. The City shall ensure that the new sewer is deeper and has a greater slope in order to increase the flow velocities and reduce solids settling in the pipes.	2/29/2016	11/11/2016		N/A, final completion 11.3.16
III.D.1.C	Install a new 5,900 lineal foot we-weather force main between the Jackson Street Lift Station and Elmhurst WRP in order to decrease flows to the existing force main	2/29/2016	11/11/2016		N/A, final completion 11.3.16
III.D.1.D	Construction a new 2-million gallon storage tank at the WRF that will provide storage for wastewater discharge from the City's new wet-weather force main during periods of heavy rain.	2/29/2016	11/16/2016		N/A, final completion 12.9.16

Section	Task	Due Date	Date Completed	Action Taken	2018 Action Taken
III.D.2.A	<p>Through the focused study, the City shall assess, among other things: I) the types and categories of sources of I/I into the City's Sanitary System within Basins 24 &amp; 26, including sources of I/I from the private section; ii) Recommendations on options for removing or otherwise addressing those sources; and iii) Funding options for addressing each source type.</p>	9/22/2014	9/22/2014	Annual program	<p>Received 2017 summary from RJN and currently reviewing the findings for addressing any issues in the future. City Public Works Committee has recommended significant modifications to City ordinances, including adding section requiring private property owners who apply for building permit to expand property by 400 sq/ft, to add new bathroom, add new water fixture units or add new water line, to correct I/I violations as part of permit process. Revised ordinance is expected to be presented to City Council in July 2018 for adoption. City Council has also approved private property I/I enhanced reimbursement program for property located in SSIP area identified by City inspection as having improper corrections. Enhanced reimbursement program to begin July 2018 with 3 tiered levels of reimbursement for covered costs; 100% if done before end of 2018; 50% reimbursement if done before end of 2019; 25% reimbursement if done before end of 2020. Funding for the program, presently in amount of \$250,000 is available from account MUF/sanitary sewer maintenance/capital outlay/sewer replacements and lining, account number 510-6056-502-80-13 (page 200 of City FY2018 budget).</p>
III.D.2.B	<p>Elmhurst shall have RJN prepare a report documenting its findings ("Focused Study Report") and deliver the Focused Study Report to the City Public Works Committee no later than September 22, 2014. Elmhurst shall deliver a copy of the Focused Study Report to the State for review within five days of the receipt by the City Public Works Committee. The City Public Works Committee shall review and consider the findings presented in the Focused Study Report and shall assess the following: 1) Feasibility, need and cost benefit of further dye testing and smoke testing in other areas of the City and prioritization, if further dye testing and/or smoke testing is recommended; 2) Whether ordinance amendments are needed to adequately enforce the disconnections of the suspect or " non-compliant" sumps and drains, and if so, include model language; 3) Feasibility, need and cost structure of a tiered reimbursement program for the voluntary removal of area drains, combination sumps and foundation drains; 4) Feasibility, need and cost benefit of modifying the Overhead Sewer Reimbursement Program and Check Valve Grant Program; and 5) Feasibility, need and cost benefit of piloting a voluntary Rear yard Rain Garden Grant Program.</p>	9/22/2014	9/15/2014	Completed	N/A

Section	Task	Due Date	Date Completed	Action Taken	2018 Action Taken
III.D.2.C	By December 31, 2014, the City Public Works Committee shall create a plan that identifies specific actions to be taken by the City to reduce I/I in the Sanitary System and a schedule for implementation ("Sanitary Sewer Improvement Plan").	12/31/2015	12/8/2014	Public Works & Building Committee met on 12/8/14 to discuss the draft SSIP plan prepared by RJN Group. This SSIP was not required to go to the Council at this time.	N/A
III.D.2.D	The City shall provide the Sanitary Sewer Improvement Plan to the State for review and approval no later than January 15, 2015. In the event that the Sanitary Sewer Improvement Plan includes a proposed City ordinance or an amendment to an ordinance, the proposed ordinance or amendment shall be included with the Sanitary Sewer Improvement Plan which delivered to the State.	1/15/2015	12/31/2014	The City of Elmhurst submitted a proposed SSIP to the State of Illinois on December, 31, 2014.	N/A

Section	Task	Due Date	Date Completed	Action Taken	2018 Action Taken
III.D.2.E	<p>Upon approval by the State, the Sanitary Sewer Improvement Plan shall then be submitted to the City Council for consideration and approval. Plaintiff recognizes that the City of Elmhurst is a home rule municipality controlled by an independent Council of elected officials. If any modifications are made by the Elmhurst City council to the Sanitary Sewer Improvement Plan, those modifications must be submitted to the State for approval. Once a plan has been approved by the State and adopted by the Elmhurst City Council, Defendant shall implement the Sanitary Sewer Improvement Plan in accordance with the schedule contained therein. The Plan shall contain the following implementation dates: 1) Inspection and evaluation of private sector I/I sources shall be completed no later than December 31st, 2017; and 2) Elimination or rehabilitation of private section I/I sources, as identified by the Sanitary Sewer improvement Plan, shall be completed no later than December 31, 2021.</p>	12/31/2021	ongoing	<p>The City of Elmhurst received a response from the State of Illinois in April 2015 with an approval subject to minor modifications to Table 6 to include dates for compliance from the Consent Order. The PW&amp;B Committee met on May 26, 2015 to discuss these recommendations from the State and the adoption of same with modifications. PW&amp;B Committee made a recommendation to the City Council to accept the modifications proposed by IEPA to the SSIP. This includes the adoption of the ordinances accompanying the SSIP and the additional work by the committee in the SSIP. This was submitted to the Council on June 1, 2015. The Council considered the recommendations of the PW&amp;B Committee and agreed to accept the recommendations.</p>	<p>Action item 1) Inspection and evaluation of private sector I/I sources shall be completed no later than December 31st, 2017, was completed 12.31.17. Future action item 2) elimination or rehabilitation of private I/I sources as identified by SSIP shall be completed no later than December 31, 2021, to be addressed by City's adoption of private property I/I enhanced reimbursement program for property located in SSIP area identified by City inspection as having improper corrections. Enhanced reimbursement program to begin July 2018 with 3 tiered levels of covered costs reimbursement; 100% if done before end of 2018; 50% reimbursement if done before end of 2019; 25% reimbursement if done before end of 2020. City to undertake ordinance enforcement for noncompliance beginning 2021. Funding for the program, presently in amount of \$250,000 is available from account MUF/sanitary sewer maintenance/capital outlay/sewer replacements and lining, account number 510-6056-502-80-13 (page 200 of City FY2018 budget).</p>
III.D.3	<p>By no later than December 31, 2014, the City will have a fully operational GIS centric Computerized maintenance Management System ("CMMS") on line. A CMMS is a vital component of an overall enhanced Sanitary System. CMMS serves as a central repository for customer service requests, work orders, tracking of maintenance issues and accomplishments, and tracking of performance measures. Any CMMS should be GIS centric so there is seamless interfacing for the City departments with respect to key information. The City currently has a full time GIS specialist on staff.</p>	1/30/2015	1/30/2015 - software installed - asset entry ongoing	Lucity is currently in use	<p>City continues to work with Lucity CMMS Software, including entry tracking of maintenance issues and accomplishments, entry tracking of FOG and sanitary back ups, inputting utility assets, and working towards automatic generation of preventive maintenance work orders.</p>
III.D.4	<p>Elmhurst shall maintain a Fats, Oils, Grease (FOG) enforcement program that includes inspections of all food service establishments and auto repair and fuel dispensing facilities located in the City "FOG Facilities". Elmhurst shall perform inspections of all FOG Facilities to determine compliance with Chapter 7 of the Municipal Code. For all FOG Facilities with violations of the Elmhurst Municipal Code, the City shall utilize the enforcement mechanism available in Divisions 13 and 14 of Article II.Ch7 to ensure that such ....to compliance.</p>	1/1/2012	ongoing	Current annual program	<p>List of FOG related O &amp; M 2017 work attached. City FOG inspections are scheduled through Lucity CMMS software which is also used for entry tracking of FOG issues. City enforcement of FOG in 2017 included filing of lawsuit in 18th Judicial Circuit Court in June 2017 against restaurant business for violations of City's FOG ordinances.</p>

Section	Task	Due Date	Date Completed	Action Taken	2018 Action Taken
III.D.5	The Defendant shall provide annual progress reports to the state on the status of all work required to be performed under this Consent Order beginning the first calendar year after the trial court's entry of this Consent Order. Defendant shall submit Progress Reports Annually on the 15th of June. Defendant shall continue to submit Progress reports until the parties agree otherwise in writing, until the Illinois EPA provides the Defendant written confirmation that its obligations under this Consent Order are completed, or until further order of the Court.	June 15th (every year until notified otherwise)	6/15/2015 (first annual report)		This report and supporting materials was transmitted to IEPA and AAG prior to June 15th, 2018, in compliance with this requirement.
III.E.1.i.	Constructions and/or installation of education displays and storm water management techniques along the Salt Creek Greenway Trail, as outlined in Attachment A to this Consent Order. The purpose of this SEP is to provide public education as well as functional reduction of impairments. The project will manage sedimentation/siltation, aid in mineral and nutrient mitigation (chloride and total phosphorus), aid in storm water detention, promote indigenous plant growth, and model sustainable practices for the community of Elmhurst.	5/31/2015	5/31/2015		N/A
III.E.1.ii	The SEP includes educational displays at each of the four lift stations that educate the public on each technique being used, rain garden, green roof, native prairie and porous paving. Elmhurst maintain the installations and education displays for a minimum of 5 years.	5/31/2015	ongoing	Construction completed	Project ended 5/31/2015 and city has been maintaining (year 3 of 5) since.

Section	Task	Due Date	Date Completed	Action Taken	2018 Action Taken
III.E.1.iii	Elmhurst shall promote sustainable practices by including information about this project on its website and other appropriate measures, including, but not limited to, the City's informational meetings with the public, the City's quarterly "Front Porch" newsletter, and the City Public Works' annual FOG reception for the public held annually on the Friday following Thanksgiving.		ongoing	November 30, 2013 - 70 gallons of cooking oil was collected. November 2014 - 80 gallons of cooking oil was collected. In the November 2014 "Front Porch," a recycling reminder was posted that alerted residents about cooking oil. May 6th, 2015: A community workshop was held at City hall to inform residents about rain barrels and rain gardens. The City has recently adoptive new storm water policies. Please see attached "New Storm water Policies." We have pavers either installed or designed for install this year at the Saylor Street Lift Station and Park Street Lift Station. Two rain gardens and one rain barrel were incorporated into the Salt Creek Greenway Trails Educational Displays to promote sustainable practice and serve as an example for the residents.	During 2017-2018 reporting period, City public works and building committee meetings (2x monthly) typically include a storm water update given by City staff to the committee and residents. City continues to use front porch as a method of customer education for FOG and sustainable practice events. The City is working on a new volunteer based "Food Scrap" waste pick up program as part of refuse pick up contact. Public Works is converting vehicles to propane where possible. New Rain Garden was installed at police station for educational purposes. City has started a contractor training program for contractors/engineers who are working on IEPA projects at WRF. 74 rain barrels were delivered to customers during this last reporting period. 2017 Pumpkin Collection event collected 2.46 tons of old pumpkins. 2017 Cooking Oil Collection Event collected 40 gallons of household grease. City's new private property I/I enhanced reimbursement program for properties located in SSIP area identified as having improper connections will begin with open house meeting at City Hall for property owners on evening of June 27, 2018, and will be followed by one-on-one individual scheduled meetings between City staff and property owners. The City will also be using its website and social media to inform public of private property I/I enhanced reimbursement program as well as the revised City ordinance related to correction of prohibited connections expected to be adopted by City Council in July 2018.
III.E.2	The defendant shall complete the construction of the SEP no later than May 31, 2015, and within 30 days thereafter, shall submit a project completion report, including a summary of all expenditures, to the contact person identified in Section III.I for review and confirmation that the SEP was performed pursuant to this Order. The City is allowed one (1) growing season following the completion of the construction of the SEP to confirm that all vegetative plantings have taken root. The project completion report call include the following certification by a responsible corporate official of the defendant.	SEP: 5/31/2015; Project Completion Report: 6/30/15; Vegetation Update: 5/31/16	SEP Completed: 5/31/15		1 year growing season ended May 31, 2016. The planted vegetation at the SEP site has continued to thrive in the 2017-2018 reporting period, and City has continued to provide maintaining of SEP site during this period.