

Cecil Township Municipal Authority
Monthly Meeting
December 18, 2018

The Cecil Township Municipal Authority held its regular monthly meeting on Tuesday, December 18, 2018 at the Cecil Township Municipal Building in Cecil, PA. Chairman, Donald V. Gennuso called the meeting to order at 5:01 PM with Donald V. Gennuso, Richard Barnes, Blane Volovich, and Frank Ziemba in attendance. Also present were Attorney Romel Nicholas, Gaitens, Tucceri and Nicholas; Eric Tissue, KLH Engineers, Walter O'Shinski and Gregory Gennuso, Administrator. Patricia Mowry was absent.

MINUTES OF NOVEMBER 20, 2018

The Board by a unanimous vote on a motion by Richard Barnes and a second by Blane Volovich approved the minutes of November 20, 2018. The October 16, 2018 minutes amendment was also approved by a unanimous vote on a motion by Blane Volovich and a second by Richard Barnes.

COMMENTS FROM THE FLOOR

The prospective buyers for 30 Mawhinney Road, Jerry Malone and Brittany Klein, addressed the Board on the liens that the Authority currently has on the property. The buyers were looking to negotiate down on the existing liens that are against the property as the property is in disrepair and has been vacant for quite some time. The only concession the Board was willing to make was to waive the interest that accrued on the liens.

ENGINEER'S REPORT

DISCUSS TRADITIONS OF AMERICA PLANNING MODULE

Walter O'Shinski addressed the Board the on the Traditions of America (TOA) Planning Module. Walter explained that there are four items that need to be addressed before approval of the planning module. Walter explained that the easement with All-Clad was received tonight, was reviewed by Romel Nicholas and is recommended for signature. The second item is the tap-in purchase agreement in which a draft is prepared, but not yet finalized and a meeting is scheduled with TOA tomorrow to finalize that agreement. The third condition is an approval letter from North Strabane Municipal Authority, which would state that North Strabane has sufficient capacity, this should be approved at the North Strabane Municipal Authority monthly meeting tomorrow December 16, 2018. The final item is public notice for the project, which was advertised and would expire on December 24, 2018. Walt explained that the Authority would wait a week or ten days after that date for approval, so that comments/issues could be addressed. The Board by a unanimous vote on a motion by Frank Ziemba and a second by Richard Barnes conditionally approved the planning module contingent on all outstanding items being complete.

The Board by a unanimous vote on a motion by Blane Volovich and a second by Richard Barnes conditionally approved executing the easement with All-Clad Metals.

MACK INDUSTRIES UPDATE

Romel Nicholas updated the Board on the ongoing situation with Mack Industries. Romel Nicholas sent a letter to Mack Industries to set up a meeting to address costs. After not receiving any reply to the letter, Romel followed up with a phone call that was also unanswered. We are still waiting for a response.

COMMENTS FROM THE FLOOR 2

Ray Sutherland from CEC, Inc. addressed the Board. Ray is representing Ron Sabatino, the developer of the Cool Valley Project which is in the same area as the TOA project. Ray again requested that if the Board is considering expanding the service area to include the property of the TOA project that the Board would consider expanding the service area to cover the properties that are to the east of Morganza road that are owned by Mr. Sabatino. Ray also added that anything that could be done in cooperation with TOA project in order to allow expansion of the service area, they would be interested in working together to facilitate both developments. Donald V Gennuso commented that the Board would like the developers to work in cooperation to benefit each other and the Authority and that the Board has allowed that in the past.

LAWRENCE UPDATE

Eric Tissue updated the Board on the Lawrence project. Eric explained that Membrane Biofilm Reactor (MBR) was selected as the technology for the Teodori site and the Authority had a meeting with the DEP on December 12, 2018 in which the DEP reviewed the treatment scheme and had no concerns at that time. The DEP was able to clarify that a new Act 537 plan would not be needed, and that the existing 537 plan would only need to be amended. The DEP also toured the Teodori site. Eric Tissue also explained as a third option would be to keep a small part to continue to flow to the Teodori site and add a small package plant to cover the new customers, this is not a favorable options as it requires operating two plants as opposed to one and Teodori would still need to be updated. Eric Tissue circulated a comparison of the cost of the Membrane Biofilm Reactor to the cost of the original plant design in Lawrence. Eric used a starting date of 2021 for the comparison and determined the cost of the Teodori MBR would be \$2.5 million less. The operational costs still need to be calculated by KLH.

Chairman Donald V Gennuso addressed the Board and stated that serious consideration needs to be made with using the Teodori site, as it is a compromised site. The Teodori site is small and is land-locked so no future expansion is possible. The question is does the Board want to invest in a non-ideal site or invest more in a site that will last for the next fifty years. Donald V Gennuso also explained that in the meeting with DEP that if we borrow from Pennvest, they require a uniform rate across the entire system and we currently do not have that in place. DEP also informed us in the meeting that Rural Utilities Service (RUS) is another borrowing opportunity that is available and is fully funded. Eric Tissue said that he will look into RUS funding and give a report on it for the next meeting. Eric Tissue is also to send out final memo for the Board to review.

MCCONNELL TRAILS PAY ESTIMATE

Eric Tissue reviewed the quantities submitted by the developer of McConnell Trails and recommended approval of the first pay estimate in the amount of \$26,849.64. The Board by a unanimous vote on a motion by Richard Barnes and a second by Blane Volovich approved the pay estimate.

CONDITIONAL APPROVAL OF OVERLOOK PHASE 6

Eric Tissue informed the Board that phase 6 is completed and that punch list items have been completed except for one test item to be completed next week and all of administrative items are needed included signing of the sanitary sewer easement. The Board by a unanimous vote on a motion by Blane Volovich and a second by Frank Ziemba conditionally approved the acceptance of Overlook Phase 6 contingent on acceptable test results and receipt of all administrative items.

SOLICITOR REPORT

Romel Nicholas requested an executive session at the end of the meeting for discussion of litigation.

BUSINESS MANAGER REPORT

NOVEMBER 2018 FINANCIAL REPORT

Greg Gennuso circulated the November 2018 financial report for review.

DISCUSS EASEMENT OFF ACCESS ROAD TO KLINGER PUMP STATION

Greg Gennuso informed the Board that there is a landlocked lot for sale off of the access road to Klinger Pump Station and the current owners have submitted a deed of easement for a driveway off of that road. Greg Gennuso informally spoke with the township manager, and asked if the township would bring the access road up to township specs for one home, to which he said no. Greg Gennuso then asked if someone else (ie the property owner) brought the road up to township specs would the township accept the road, to which the township manager said there is no likelihood that the township would accept the roadway for one home. Romel Nicholas explained that there is a high likelihood that the access would be granted but the terms of that access is what is yet to be determined. Romel Nicholas' office is still coordinating the fine print of the easement agreement with the realtor in order to move forward with an easement, covering such issues as snow removal and upgrades. The Board requested establishment of an escrow account for the agreement and a sketch of how big the easement will be. Greg Gennuso will inform the Realtor and potential buyer of the requirements.

DISCUSS TUV BALANCE

Greg Gennuso addressed the Board on the outstanding balance owed to TUV for the welding inspection work that they completed at Millers Run Treatment Plant. Currently \$ 400 dollars is outstanding. The Board decided to release payment to TUV

AUTHORIZE RELEASE OF OAKBROOKE'S MAINTENANCE BOND

Greg Gennuso informed the Board that there is one manhole that needs to be raised for the release of this Maintenance Bond. Walter O'Shinski stated that he sent out an email to have this manholes fixed 3 years ago and it still has not been completed. Walter has sent another email to have this manhole raised. The Board by a unanimous vote on a motion by Richard Barnes and a second by Blane Volovich conditionally approved the release of the bond contingent on the raising of the manhole.

REVIEW OF CORRESPONDENCE

There were no comments on the monthly correspondence.

PAYING OF EXPENSES/TRANSFER OF FUNDS ETC.

The Board by a unanimous vote on a motion by Frank Ziemba and a second by Blane Volovich authorized payment of expenses and transfers as follows:

DMR Review and Approval; Payment of Expenses/Invoices etc.
Employee Payroll; 941 Tax Deposit; Employee State Tax Payment
Discharge Monitoring Reports were approved for submission to the PADEP

EXECUTIVE SESSION FOR LITIGATION

The Board by a unanimous vote on a motion by Blane Volovich and a second by Richard Barnes entered into an executive session at 5:54 pm. The Board exited the executive session at 6:35 pm. The executive session brought forth three motions.

The Board by a unanimous vote on a motion by Richard Barnes and a second by Frank Ziemba authorized the issuance of a letter to Canonsburg Houston Joint Authority to request them to rescind the hydraulic overload letter.

The Board by a unanimous vote on a motion by Frank Ziemba and a second by Blane Volovich authorized the issuance of a letter to the DEP to request them to deny the issuance of the Part II permit for the Canonsburg Houston Joint Authority.

The Board by a unanimous vote on a motion by Blane Volovich and a second by Frank Ziemba authorized the legal team to proceed in the suit at a rate of \$200/hour with those legal costs to be shared by the intervening communities.

ADJOURNMENT

There being no other business, the Board by a unanimous vote on a motion by Frank Ziemba and a second by Richard Barnes, the meeting was adjourned at 6:36 P.M. The next regular meeting is scheduled for 5:00 P.M. Tuesday, January 15, 2019.

Secretary