

Cecil Township Municipal Authority
Monthly Meeting
October 3, 2007

The Cecil Township Municipal Authority held its' regular monthly meeting on Wednesday, October 3, 2007 at the Cecil Township Municipal Building. Chairman Donald Gennuso called the meeting to order at 7:30 PM with Stephanie Lucchino, George Elish, Kenneth Heirendt and Blane Volovich present. Also present was Romel Nicholas, Gaitens, Tucceri and Nicholas; Blane Volovich, Gateway Engineers; Walter O'Shinski P.E. and Dennis Bell, Administrator.

MINUTES OF SEPTEMBER 6, 2007

The Board on a four to one vote on motion by Kenneth Heirendt and second by George Elish approved the minutes of the regular meeting of September 6, 2007. Donald Gennuso abstained.

ENGINEER REPORT

UPDATE ON MILLERS RUN PROJECT

Matt Bagaley discussed his monthly report with the Board. On the interceptor line, work continues on pouring concrete inverts in manholes. Repairs on the mainline and manholes continue. Restoration and testing along the interceptor line continues with ninety-five percent of the mainline sewer and fifty-four percent of the sanitary manholes tested and approved. Sitarik and Mack Industries met to discuss the leaking manholes and corrective measures to be taken.

On the southwest contract, PennDOT provided Gateway Engineers with their requirements for the repair of the shoulder along Muse-Bishop Road. Lawn restoration work is completed. Road paving along Muse-Bishop Road has not been scheduled. Customer complaints are directed to Sitarik contracting by Gateway Engineers. Approximately ninety-three percent of the mainline sewer have been tested and approved and one hundred percent of the manholes have been tested and approved.

On the southeast contract, lawn restoration has been completed. The paving on St. Mary's Lane and cemetery loop started on September 27, 2007. The PennDOT paving on Cecil-Henderson Road remains incomplete. Nine-six percent of the mainline sewer and eighty-seven percent of the sanitary manholes have been tested and approved. A final walk-thru will be conducted after Sitarik requests Substantial Completion on the specific contracts.

On the north contract, mainline sewer work was completed on Nugent Street at S.R. 50. The final mainline sewer line on Hill Avenue remains to be completed. Final

trench paving on S.R. 50 has started. The gas line work continues with completion due before the second week of October. Fifty-nine percent of the mainline sewer installed to date and sixty percent of the sanitary manholes have been tested and approved.

Sitarik and Merante Contracting and their bonding companies were officially notified that the completion date of September 18, 2007 expired and that, subject to the consideration by the board at their October 2007 meeting for time extensions, liquated damages were being assessed as of September 19, 2007.

Change orders for the contract time extension were received from Sitarik Contracting for ninety days extension and from Merante Contracting for fifty-three days extension. The extension requests are based on delays due to the weather, rock and mismarked/unmarked utilities. Matt Bagaley reviewed the calculation and summary sheets with the Board. Romel Nicholas stated that Gateway Engineers must maintain detailed reports, as the information will be important to the bonding company. Romel Nicholas stated that extension should be based on the recommendations from Gateway Engineers. Walter O'Shinski stated that work on three of the contracts did not begin immediately after the notice to proceed and that these delays in beginning work by the contractors should be taken into consideration by the Board when reviewing the requests for the extension of time. Donald Gennuso stated the board should decide on what is fair and equitable and go with the Gateway Engineers recommendations.

The Board on a four to one vote on motion by Kenneth Heirendt and second by Stephanie Lucchino authorized time extensions on the contracts to forty-one days on the Interceptor, thirty-nine days on the Southeast and thirty-four days on the North contracts. No extension was give on the Southwest contract. George Elish voted No.

Michael Sherrib presented the KLH Engineers monthly report to the Board. He stated the mechanical WWTP contract activities for the month included completion of the installation of masonry, acoustic and architectural block, tank railing systems, injection of insulation in the exterior walls and concrete encased force main piping into the grit chamber tank. The electrical service centers and lighting panels, conduit and aeration blower combination starters were installed. Works continues on the acquisition and installation of permanent utilities. The alignment for the utility power extension to the site has been agreed to by Allegheny Power and John Kosky.

Michael Sherrib reported that a punch list was compiled for the Klinger Road pumping station. The main pump station building masonry and roof have been completed and the louvers and doors installed. Water service to the building is installed and installation of gas service to the building has been finalized. The PA-American waterline was relocated. The contractor initiated site grading.

He stated that both Lone Pine Construction and Wagner Electric are on schedule to complete their work by October 23, 2007.

The Board on unanimous vote on motion by George Elish and second by Blane Volovich authorized the payments and on the following contracts –

Pay Request # 12 to Kranick Environmental totaling \$116,612.50 for work completed on the treatment plant.

Pay Request # 6 to Wagner Electric totaling \$63,844.20 for work completed on the electrical contract at the treatment plant.

Pay Request # 7 to Lone Pine Construction totaling \$92,938.20 for work completed on the pump station mechanical contract.

Pay Request # 7 to Wagner Electric totaling \$34,947.00 for work completed on the pump station electrical contract.

George Elish inquired on the Creedmore Road restoration. Walter O'Shinski stated that the road will be widened to a twenty-two foot cart way and then narrow to a twelve foot private driveway at the Authority property line. Michael Sherrib stated a gate will be installed and that fence will be installed around the physical plant. He stated that 100 pine trees would be installed to shield the plant site from the adjacent Kosky property.

He stated that the cost to install 20 pine trees along the property line at the entrance to the treatment plant was estimated in excess of \$5,000. He suggested to the Board on obtaining bids at the completion of the project and the Board agreed.

The Board on unanimous vote on motion by George Elish and second by Kenneth Heirendt authorized the payments and on the following contracts –

Pay Request # 12 to Edward T. Sitarik Contracting Inc. totaling \$86,891.04 for work completed on the interceptor contract.

Pay Request # 12 to Edward T. Sitarik Contracting Inc. totaling \$111,659.60 for work completed on the southeast contract.

Pay Request # 11 to A. Merante Contracting totaling \$132,832.64 for work completed on the north contract.

Pay Request # 10 to Edward T. Sitarik Contracting, Inc. totaling \$130,778.07 for work completed on the southwest contract.

Matt Bagaley discussed with the Board the issue of final sewer trench work on Wilson Avenue, Mc Connell Road and Gomber Drive. He stated the Cecil Township Supervisors reconsidered their decision requiring a PADOT pre-qualified contractor to perform the work and in their letter dated September 17, 2007 suggested the Sitarik Contracting do the work subject to a full time inspector be present during the repairs and all subsequent maintenance issues related to the trenches follow the Municipal

Authority's contract terms and conditions. He stated that five hundred feet of trench paving is required on the three streets. Kenneth Heirendt stated that the quality of work and the ride quality are important issues to him. He inquired on what the additional inspections costs would be. Donald Gennuso stated that a maximum of two days of work would be required to complete the work.

Karrie Sitarik addressed the Board on issues related to road repair work and completed testing on sanitary lines and manholes.

The Board on unanimous vote on motion by Kenneth Heirendt and second by George Elish authorized Sitarik Contracting to complete the five hundred feet of trench repair on Wilson Avenue, Mc Connell Road and Gomber Drive with the understanding that a five percent credit offer be made to the Authority.

The Board on unanimous vote on motion by Stephanie Lucchino and second by George Elish authorized Change Order # 4 on the Southeast Contract for installation of 2,855 square feet of erosion control mat in the amount of \$5,710.00 and Change Order # 5 on the Southwest Contract for installation 4,400 square feet of erosion control mat in the amount of \$8,800.00.

SOUTHPOINTE II – PHASE 2 PLANNING MODULE AND AUTHORIZE SIGNING THE DEVELOPER AGREEMENT

The Board on unanimous vote on motion by Stephanie Lucchino and second by Kenneth Heirendt authorized signing the planning module for Southpointe II – Phase 2 and authorized signing the developer agreement for Southpointe II – Phase 2 acknowledging the fact that the Canonsburg-Houston Joint Authority plant is hydraulically overloaded and a guarantee of tap-ins cannot be provided.

DISCUSS MAPLE RIDGE USER RATE

Walter O'Shinski discussed with the Board the issue of a transportation charge from North Strabane Municipal Authority for users in the Morganza Road sewer district that includes the Maple Ridge subdivision. The fee is \$2.01 per 1,000 gallons of water. George Elish commented on the uniform user rate for the four sewer areas.

The Board on a three to two vote on motion by George Elish and second by Kenneth Heirendt authorized keeping the rates uniform and absorbing the \$2.01 per 1,000 gallons transportation cost to be paid to North Strabane Municipal Authority. Donald Gennuso and Stephanie Lucchino voted No.

AUTHORIZE PARTIAL RELEASE FROM LETTER OF CREDIT – MAPLE RIDGE

The Board on unanimous vote on motion by Stephanie Lucchino and second by Blane Volovich authorized the partial release of \$197,607.00 from a letter of credit held

as a performance bond for the Maple Ridge sewer project. An amount remaining in the letter of credit after the release will be \$437,299.97.

CHJA ACT 537 MEETING UPDATE/REVISED SERVICE AGREEMENTS

Walter O'Shinski advised the Board on a meeting held with Canonsburg-Houston Joint Authority to discuss their 537 Plan. Also attending the meeting were representatives from North Strabane Municipal Authority and Chartiers Township. He stated that most of the work on the 537 Plan is completed for the expansion of the treatment plant facilities. He stated that new service agreements have to be approved by the municipalities and that he will be meeting with the other municipalities to discuss the proposed service agreements. He stated the goal is to have a uniform agreement for all municipalities serviced by the Canonsburg-Houston Joint Authority. He stated that the discussions may provide the municipalities with board memberships. Walter O'Shinski stated the service agreement has been provided to Romel Nicholas for his review.

MILLERS RUN PROJECT AS-BUILT PROPOSAL AUTHORIZATION

Walter O'Shinski advised the Board on the proposals received from five engineering firms for completing the as-built plans for the Millers Run project. He stated the bids ranged from \$66,050 to \$98,300. He stated the decision for awarding the contract was based on technical ability to perform the work and the costs. He stated the sub-committee recommends awarding the contract to Gannett Fleming for the cost of \$67,100.

The Board on unanimous vote on motion by Blane Volovich and second by Stephanie Lucchino authorized Gannett Fleming to complete the Millers Run as-built plant at a cost of \$67,100.

SOLICITOR REPORT

Romel Nicholas presented his monthly report to the Board. He stated that Attorney Arcuri representing the Wagner family wishes to settle the condemnations previously filed on three parcels in the Millers Run project. He stated that Gateway Engineers need to calculate the amount of right of way taken and advised his office. He will report to the Board at the November 2007 meeting on the amount of the settlement.

He stated the Authority Rules and Regulations lacks specificity with regard to notifying a landlord in a shut off situation. He recommended that an amendment be prepared pursuant to the Utility Service Tenants Rights Act regarding landlord/tenant shut off notices.

He updated the Board on a meeting with PA DEP regarding the Fleeher treatment plant. Donald Gennuso requested a letter be written to PA DEP putting them on notice regarding their previous discussions on the Fleeher treatment facility.

BUSINESS MANAGERS REPORT

DISCUSS APPOINTING A COMMITTEE FOR HUMAN RESOURCES

Dennis Bell requested a two-member committee to work on human resources issues specifically the employee personnel handbook. Blane Volovich and Donald Gennuso agreed to working on the committee. Dennis Bell advised that a meeting would be scheduled with Christine Seymour.

DISCUSS APPOINTING A COMMITTEE FOR THE 2008 BUDGET

Dennis Bell requested a two-member committee to work on the 2008 budget. He stated that issues related to the Millers Run project require input from the Board. Stephanie Lucchino and George Elish agreed to working on the committee.

DISCUSS AUGUST 2007 FINANCIAL REPORT

Dennis Bell discussed the financials for August 2007. The total customers billed were 1891. The user fees billed were \$126,547.96 on usage consumption of 13,622,100 gallons. Collections totaled \$154,584.60. The expenses paid for August 2007 were \$147,087.92. The extraordinary income on the August 2007 financial statement included interest income of \$6,667.34 and interest income on the construction funds totaled \$13,366.77. EPA Grant funds were received in the amount of \$197,600.00. Expenses were under budget through August 2007 except in six accounts totaling an overage in the six accounts of \$89,526.72. The income accounts with variances in August 2007 were user fees over budget by \$143,191.30 due primarily to summer outside watering; interest income over budget by \$19,062.88; tap-in fees under budget by \$10,772.85; and misc. income under budget by \$184.00.

CORRESPONDENCE

The correspondence was reviewed for filing.

Kenneth Heirendt referred to the letter from David Simpkins on his property restoration. Walter O'Shinski stated the letter was received on the day of the meeting and that the issues stated will be discussed with Gateway Engineers.

PAYING OF EXPENSES/TRANSFER OF FUNDS ETC.

A unanimous vote on motion by Kenneth Heirendt and second by George Elish the Board authorized payment of expenses and transfers as follows.

Brush Run Expense/Transfer MM to Checking
Teodori Expenses/Transfer MM to Checking
Southpointe Expenses/Transfer MM to Checking
CherryBrook Expenses/Transfer MM to Checking
Gilmore Expenses/ACH Debit and PNC Requisition
Employee Time Reports/Payroll
941 E Tax Deposit
Payment of Invoices
Discharge Monitoring Reports were approved for submission to the PA DEP

COMMENTS FROM THE FLOOR

David Losko, 708 Redwood Drive, Mc Donald PA addressed the Board regarding the “y” location into his property. He also stated the cut made off of his driveway was never replaced. He said that the road was saw cut and not property finished. He stated the alley behind his home was grass and now is filled with dirt and stone making it impossible to maintain. He stated that he has before photographs of the area. He stated the alley is now sloping toward his property and he is experiencing water runoff through his property. Donald Gennuso requested that Gateway Engineers look into the issues raised by Mr. Losko.

Vivian Armstrong, 723 Wildwood Drive, Mc Donald PA addressed the Board on the alley behind her home. She stated the road and alley are a mess and need to be restored to the original condition. She stated stones in the alley do not permit her to cut the grass in the alley. She stated that on her son’s property at 713 Wildwood Drive, Mc Donald PA the contractor parked his heavy equipment and left ruts.

EXECUTIVE SESSION

The Board entered into executive session at 9:29 PM to discuss contract issues and issues related to the Millers Run Act 537 Study. The Board returned to the general session at 9:53 PM.

AUTHORIZE REQUEST FOR PROPOSAL FOR CONSULTING ENGINEER

The Board on unanimous vote on motion by Kenneth Heirendt and second by Blane Volovich authorized to solicit for proposals for consulting engineer services for the year 2008.

ADJOURNMENT

There being no other business by unanimous vote on motion by George Elish and second by Kenneth Heirendt meeting was adjourned at 10:00 PM. The next regular meeting is scheduled for Thursday, November 1, 2007 at 7:30 PM.

Secretary