

MINUTES OF THE MEETING
OF THE MIDDLETOWN TOWNSHIP, DELAWARE COUNTY SEWER AUTHORITY
HELD ON JANUARY 19, 2021

The regular monthly meeting of the Middletown Township Sewer Authority was held virtually via Zoom, on January 19, 2021, at 7:00pm. All Authority Members and Advisors participated in this meeting.

Present were Authority Members: Roland Bailey, John Hanna, Edward Klodarska, Robert Scholz, and Timothy Sullivan.

Authority Advisors James Flandreau, Esquire, Solicitor, Walter Fazler, Engineer, John Ibach, Manager, and Francis Niermann, I & I Coordinator were also present.

- **PLEDGE OF ALLEGIANCE TO THE FLAG**

Chairman Sullivan called the meeting of the Sewer Authority to order at 7:00pm and led the recitation of the Pledge of Allegiance to the Flag.

Instructions for the public to attend the Board meeting were advertised and no public requests were received by the Sewer Authority.

- **ELECTION OF OFFICERS 2021**

Mr. Ibach reported the results of the tallied ballots for the 2021 election of officers as follows:

- Mr. Sullivan – Chairman
- Mr. Scholz - Vice Chairman
- Mr. Klodarska – Secretary
- Mr. Hanna – Treasurer
- Mr. Bailey – Assistant Secretary/Treasurer

Mr. Sullivan announced that 2021 will be his last year as Chairman but would like to remain on the Board. Mr. Scholz stated he would act as interim Chairman during the process of electing the next officer. The elected officer will start as Vice Chairman for one year and will have to attend the monthly Agenda meetings regularly. The time for the Agenda meeting can be modified to accommodate schedules.

- **APPOINTMENT OF THE PERSONNEL COMMITTEE MEMBERS**

Mr. Hanna motioned for Mr. Scholz to chair the committee and for Mr. Klodarska to fill the second position of the committee. Mr. Klodarska seconded the motion and the Board approved with a vote of 5-0.

- **APPOINTMENT OF SOLICITOR**

Mr. Hanna motioned to retain Mr. Flandreau as solicitor for the Authority. Mr. Bailey seconded the motion and the Board approved with a vote of 5-0.

- **APPOINTMENT OF ENGINEER**

Mr. Bailey motioned to retain Mr. Fazler (Bradford Engineering) as the engineer for the Authority. Mr. Scholz seconded the motion and the Board approved with a vote of 5-0.

- **APPROVAL OF MINUTES OF THE MEETING HELD ON DECEMBER 21, 2020**

Mr. Bailey made a motion to approve the December 21, 2020 minutes. Mr. Scholz seconded the motion. The motion was carried with a vote of 5-0.

- **MONTHLY ACTIVITY REPORT**

Mr. Scholz motioned to approve Resolution 2021-01 for the disposition of records. Mr. Bailey seconded the motion and the Board approved with a vote of 5-0.

A. Manager's Report

1. North Branch Chrome Run Additional Repairs

Mr. Ibach stated that he and Mr. Fazler will be meeting with Mr. Maley (176 Glen Riddle Road) on 01/21 to clarify his questions before signing off on the Authority's access easement proposal. Mr. Ibach will update the Board. He also stated that he had a conference call with Messrs. Flandreau, Fazler, McMullan (Township Manager) and Janetka (Township Engineer) to discuss the berm at Mr. Mayer's property (306 Mystic Lane). The Board went into executive session to discuss this matter further.

2. 2021 DELCORA Rates

Messrs. Ibach, Fazler, Scholz and Sullivan will have a Zoom meeting on 01/21 with DELCORA representatives to discuss DELCORA's proposed 2021 rate increases. One of the questions raised is whether all DELCORA customers will be receiving the same 10% increase.

3. Generator Inspections & Recommended Repairs

Mr. Ibach referenced the proposal from Premium Power (included in the Board's packets) for the recommended repairs to 5 Authority generators, totaling \$3,305.00. Mr. Scholz motioned to approve the proposal and proceed with the repairs. Mr. Hanna seconded the motion and the Board approved with a vote of 5-0.

4. Callable Citibank 3-year CD

Mr. Ibach is in the process of finalizing the transfer of this CD from the Money Market account (LPL account) to Republic Bank. This should be completed by Friday 1/22.

5. MTSA Board Members' Walk of Chrome Run

Board members will meet at the Middletown Township parking lot by 8:30am on Saturday 1/23.

B. Treasurer's Report

1. Payment of Operating Expenses

Mr. Hanna presented a list of paid invoices for the period of December 21, 2020, through January 15, 2021, for a total of \$348,953.35. The largest invoice was to the Bank of New York Mellon Trust (\$178,663.89) for interest payments for the 2016 & 2019 Bond Issue series. Mr. Hanna made a motion to approve these paid invoices. Mr. Bailey seconded the motion. The Board approved with a vote of 5-0 with one abstention by Mr. Hanna solely for the payment of the KBX invoice (\$20,874.44).

2. Capital Expenses

Mr. Hanna reported Capital Expenses from the Construction Fund totaling \$325.00 for January 19, 2021. This expense was to Paul, Flandreau & Berger, LLP for legal fees for CCIP3. Mr. Hanna motioned to approve these expenses. Mr. Scholz seconded the motion. The Board approved with a vote of 5-0.

Mr. Hanna reported Capital Expenses from the Bond Redemption and Improvement Fund totaling \$59,718.01 for January 19, 2021. The largest expense was to Solid Wall, LLC (\$39,806.40) for capital improvements to the Chrome Run Bridge. Mr. Hanna made a motion to approve these expenses. Mr. Klodarska seconded the motion. The Board approved with a vote of 5-0.

3. Miscellaneous

Mr. Hanna stated that there will be two more CDs that will be maturing in March. He also indicated that MTSA's expenses are higher than last year's due to expenses for the collection system maintenance, pension expense, and the pollution insurance policy.

C. Solicitor's Report

1. DELCORA/Del. Co. Lawsuit

Mr. Flandreau reported (via email) that Judge Dozor approved both the asset purchase trust agreements as valid and legally enforceable. This was positive news for DELCORA and Aqua in their battle with the county. However, at the end of last week (1/15/21), Mr. Flandreau was informed two PUC administrative law judges, Angela Jones, and Joseph Brady, rejected Aqua's application because of 1) ongoing litigation and 2) lack of rate stabilization plan attachment. Because of this new development, the PUC will now handle this and has until March 26th to make its decision on the transfer of DELCORA to Aqua.

D. Engineer's Report

1. CCIP3 Construction and storm damage

Mr. Fazler reported that the close-out paperwork has been sent to PACT One. He also stated that PACT One is meeting with Mr. Graham this week to work out details on the two remaining issues which include restoring the large boulders to their original location and repairing a retaining wall.

2. Darlington Valley Pump Station (DVPS)

Mr. Fazler is in the process of reviewing the proposed pump station shop drawings and indicated that there are long lead times on the electrical components for the project. Mr. Fazler will update the Board on the construction progress at the February Board meeting.

3. DELCORA I & I Program

Mr. Fazler stated this project is progressing well. The contractor is performing the mainline TV camera work, manhole inspection reports for all the manholes, and CCTV of all MTSA owned section of the laterals. The reports are being filled in as inspections are completed. On 1/15, he reported the contractor's camera became lodged in the trap at 305 Meadowvale. Ultimately the contractor had to excavate the lateral to remove the camera. Mr. Ibach added that the contractor was very professional and notified all involved parties before they started the repair to the lateral. Some I&I is being discovered which is then entered on a worksheet for review by Mr. Fazler. Once reviewed, Mr. Fazler will make a recommendation for repairs to the Board. Mr. Scholz inquired if a flow meter or a scada system can be strategically installed to monitor before and after sewer flow changes. Mr. Fazler will investigate this further and will get back to Mr. Scholz.

4. Overview Planning for Dutton Mill Interceptor

Mr. Fazler stated he sent the ACT 537 plan to Mr. Ibach for submission to the Middletown Planning Commission. He also submitted it to the Delaware County Planning Commission and the Pennsylvania Historical and Museum Commission for their review and comments. Once all comments are received, the project will be ready to be presented to Township Council

for their approval.

5. Baltimore Pike Collector

Mr. Fazler stated that the Collector has been fully activated. Flows from the recently abandoned Hunter Street pump station, the State Police building, and Wawa entities are flowing into the Baltimore Pike Collector. Flows from Toll Brothers Townhouses will also be flowing into the Baltimore Collector in the next few weeks. Mr. Sullivan added that eventually Fair Acres pump station will be diverted to the Baltimore Pike Collector. This re-routing project costs should be added to the new capital budget. Mr. Ibach added that Fair Acres' muffin monster is malfunctioning and will need repair. Mr. Fazler also mentioned that he will be meeting with Mr. Ibach in the next few months to visit the pump stations with dry pits to decide what should be done with them (Blackhorse, Parkmount, Country Village Way and Fair Acres). Mr. Fazler will eventually present the Board with recommendations for a course of action and cost regarding these dry pits.

6. Chrome Run Interceptor Relocation/Replacement

Mr. Fazler did not have much to report currently. An update will be provided at the February Board meeting.

• **QUESTIONS FROM THE AUDIENCE**

None.

ADJOURNMENT

Upon motion by Mr. Sullivan and seconded by Mr. Hanna, the meeting was adjourned at 8:34 pm.

Respectfully Submitted,

John Ibach, Manager
Cc: Authority Board and Advisors
Township Manager
S.W.D.C.M.A.
DELCORA

The minutes were recorded by Mr. Fazler and transcribed by Ms. Tierney

Approved:  Date: 2/16/21