

MINUTES OF THE MEETING
OF THE MIDDLETOWN TOWNSHIP, DELAWARE COUNTY SEWER AUTHORITY
HELD ON JANUARY 20, 2020

The regular monthly meeting of the Middletown Township Sewer Authority was held on Monday, January 20, 2020 at 7:30 P. M., in the Township Administration Building located at 27 North Pennell Road, in Lima, Pennsylvania.

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

Authority Advisors James Flandreau, Esquire, Solicitor, Walt Fazler, Engineer, John Ibach, Manager, were also present.

● **OPENING-PLEDGE OF ALLEGIANCE TO THE FLAG**

Chairman Mr. Sullivan called the meeting of the Sewer Authority to order at 7:30 P. M. and led recitation of the Pledge of Allegiance to the Flag.

Mr. Sullivan announced the Board met in Executive Session to discuss multiple matters of potential litigation.

● **ELECTION OF OFFICERS FOR 2020**

The following members were elected to the Sewer Authority Board. Mr. Sullivan, Chairman, Mr. Scholz, Vice Chairman, Mr. Hanna, Treasurer, Mr. Klodarska, Secretary and Mr. Bailey, Assistant Secretary.

● **APPOINTMENT OF SOLICITOR AND ENGINEER**

Mr. Hanna made a motion to appoint Mr. Flandreau as solicitor of the Sewer Authority. Mr. Scholz seconded the motion. The motion carried with a vote of 5-0.

Mr. Scholz made a motion to appoint Mr. Fazler as Engineer. Mr. Bailey seconded the motion. The motion carried with a vote of 5-0.

● **APPROVAL OF MINUTES OF THE MEETING HELD ON DECEMBER 16, 2019**

Mr. Scholz made a motion to approve the December 16, 2019 minutes with corrections. Mr. Klodarska seconded the motion. The motion carried with a vote of 4-0. Mr. Sullivan abstained.

● **MONTHLY ACTIVITY REPORTS**

A. Manager's Report

1. Confined Space Entry Committee

Mr. Ibach reported the Confined Space Entry Committee has continued to meet to discuss requirements for confined space entry for any Middletown Township Sewer Authority contractor. He stated a presentation from Med-Tex was given on December 17, 2019 at the Township building. He stated 18 members from the local fire companies attended as well as representatives from KBX. Mr. Ibach stated on January 7, 2020, the committee met to discuss policy and procedures on entry for any Sewer Authority jobs. He stated the committee is working on the preparation of an official Confined Space Entry Policy.

2. Changes to PMRS Retirement Plan

Mr. Ibach stated he received notification that PMRS is changing the Authority's pension plan to an IRS approved plan. He stated Mr. Flandreau's office prepared a memo that summarized the decisions the Sewer Authority Board will need to make regarding the revisions to the existing pension plan. Mr. Ibach stated a conference call must be scheduled with PMRS to discuss the proposed changes and this call must be scheduled before the end of February. Mr. Ibach stated a member of the Board should be present for the conference call with PMRS. Mr. Scholz stated he will be available for the call with PMRS.

3. Rates Impact due to DELCORA sale

Mr. Ibach reported at the September 17, 2019 DELCORA Board meeting, the directors approved a \$267.5 million merger with Aqua Wastewater, Inc. He stated the purchase price will pay off debt and invest in a rate stabilization plan. He stated the final sale of DELCORA is pending approval by the PUC. On November 7, 2019, he along with Mr. Flandreau, Mr. Fazler, Mr. Sullivan and Mr. Scholz met with representatives of DELCORA to discuss the sale and how it relates to the current agreement with DELCORA. Mr. Ibach stated he received an e-mail from DELCORA outlining the budgeted charge to the Sewer Authority for 2020 is \$2,107,875, which is based on a rate of \$3.50 per 1,000 gallons and a total flow of 602,250 million gallons. Mr. Sullivan stated he met with Township Council to discuss the sale and the impact on future sewer rates. Mr. Ibach stated discussions are ongoing.

B. Treasurer's Report

1. Payment of Operating Expenses

Mr. Hanna presented a list of paid invoices from December 17, 2019 through January 17, 2020 for a total of \$377,335.19. Expenses include The Bank of New York Mellon (\$193,861.46), PA Municipal Retirement System (\$48,389.00), Payroll (\$34,518.20), KBX Golden, LLC (\$17,745.69), Bradford Engineering Assoc., Inc. (\$15,623.98) and James Flandreau (\$13,145.00).

Mr. Hanna made a motion to approve the paid invoices. Mr. Scholz seconded the motion. The board approved with a vote of 5-0.

3. Capital Expenses

Mr. Hanna reported the Capital Expenses totaling \$354,030.89 which includes PACT One, LLC (\$323,856.00), Bradford Engineering (\$16,680.54) and Reiner Pump Systems \$8,935.00).

Mr. Hanna made a motion to approve Capital Expenses. Mr. Bailey seconded the motion. The board approved with a vote of 5-0.

C. Solicitor's Report

1. Franklin Mint Residential/Toll Tapping Fees

The Board met in Executive Session to discuss this matter.

2. SEPTA ISA's and Baltimore Pike Collector Meetings

Mr. Flandreau stated on January 8, 2020, representatives from the Sewer Authority, Middletown Township, Ponds Edge, Franklin Mint and SEPTA met to discuss construction of the 150' section of the Baltimore Pike Collector System located on the former Franklin Mint property. He stated the SEPTA contract was awarded to Walsh Construction. Mr. Flandreau stated SEPTA informed him the NPDES permit for construction of the improvements on the SEPTA parking garage was still under review. He stated the group decided the best course of action for the construction of the last 150' section of the Baltimore Pike Collector system would be to wait until the NPDES permit is issued.

3. Delcora/Aqua Amendment to Service Agreement

Mr. Flandreau presented an amendment to Service Agreement agreeing to the sale of Delcora and all its assets, property and projects to, and entering an asset purchase agreement with Aqua PA. In addition, a resolution to approve an amendment to the Delcora agreement was offered. Mr. Sullivan made a motion to approve the amendment. The resolution was approved with additional language. Mr. Scholz seconded the motion and the Board approved it with a vote of 5-0.

D. Engineer's Report

1. CCIP3 Construction and Blasting Update

Mr. Fazler reported the directional drilling under the SEPTA tracks and the Westlake dam foundation have been completed. He stated blasting along the Franklin Mint property is continuing. He stated the directional drill #4 is completed and they are continuing construction of the interceptor on the Franklin Mint property. He stated he is working with Mr. Ibach and PACT in scheduling the construction of the remainder of the interceptor.

2. Darlington Valley Pump Station

Mr. Fazler stated the new pump station is to be delivered by the end of March 2020. He added the temporary pumps are running great.

3. Riddle Hospital Expansion

Mr. Fazler stated Riddle Hospital's Engineer submitted a revised planning module exemption request. He stated he is still working on the review.

E. Miscellaneous

Mr. Flandreau reported Township Council approved a Resolution to destroy documents as required by PA statutes. He stated the Sewer Authority Board should make a motion to approve a Resolution in order to destroy unneeded documents.

Mr. Hanna made a motion to approve. Mr. Scholz seconded the motion. The motion carried with a vote of 5-0.

● **QUESTIONS FROM THE AUDIENCE**

None

ADJOURNMENT

Upon motion by Mr. Sullivan and seconded by Mr. Hanna, the meeting was adjourned at 8:50 pm.

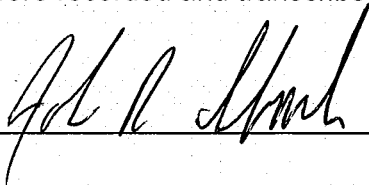
Respectfully Submitted,

John Ibach, Manager

Cc: Authority Board and Advisors
Township Manager

The minutes were recorded and transcribed by Sharon Browne

Approved: _____



Date: _____

