

MINUTES OF THE MEETING
OF THE MIDDLETOWN TOWNSHIP, DELAWARE COUNTY SEWER AUTHORITY
HELD ON NOVEMBER 16, 2020

The regular monthly meeting of the Middletown Township Sewer Authority was held **virtually** via Zoom, on November 16, 2020, at 7:30pm. 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 7:30pm and led the recitation of the Pledge of Allegiance to the Flag.

Mr. Sullivan announced the Board had an Executive Session prior to the Board Meeting to discuss two possible litigation matters.

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

- **APPROVAL OF MINUTES OF THE MEETING HELD ON OCTOBER 19, 2020**

Mr. Scholz made a motion to approve the October 19, 2020 minutes. Mr. Hanna seconded the motion. The motion was carried with a vote of 5-0.

- **MONTHLY ACTIVITY REPORT**

A. Manager's Report

1. North Branch Chrome Run Repair

Mr. Ibach reported that both repairs to the Chrome Run that were discussed in October's Board Meeting have been completed, and he is quite impressed with both KBX's and McKenney's repairs. Mr. Ibach received an email from the homeowner at 58 War Admiral Lane thanking him and the Board for the quality repair that took place on her property. Mr. Scholz shared pre and post repair photos of the Chrome Run Interceptor. The stream was re-directed from its original course and an embankment was constructed between the stream flow and the manholes. To do this, McKenney placed approximately 2 feet of #57 stones over the interceptor pipe to cushion it and then topped it with larger boulders for additional protection. They also built up the areas around the manholes with #7 stones. Mr. Ibach stated that KBX completed its inspection of the Chrome Run Interceptor from its point of origin to the end where it intersects Chester Creek. KBX discovered another exposed section of sewer main in addition to an exposed private lateral. The main is located behind 302 & 306 Mystic Lane and the private 5" terra cotta lateral behind 200 & 204 Mystic Lane. Mr. Fazler is in the process of obtaining the necessary emergency permits to conduct the additional repairs while Mr. Ibach is contacting the homeowners on Mystic Lane for permission to access their properties. Mr. Mayer (306) is receptive to the Authority accessing the exposed main through his property and Mr. Swartz (302) is not. Mr. Sullivan suggested to ask Mr. Mayer's permission to survey his property to figure out how much space is needed to access the Interceptor. Mr. Fazler stated that he is in the process of evaluating how to best access the exposed lateral in the stream across from Mr. Mancill's

property, since it is the more challenging of the two repairs. The Board decided to continue this discussion in executive session.

2. Pension Plan Funding

Mr. Ibach stated that he has not been successful in reaching PMRS via phone or email. He has nothing further to report at this time and will continue to reach out to them. It is imperative to get in touch with PMRS because the information is required to finalize the audit.

3. 2021 Sewer Rates

Mr. Ibach reported that the Township is not increasing taxes for calendar year 2021. The Board agreed to do the same even though MTSA's revenues are expected to have a shortfall of approximately \$143,000.00 for 2020. This is partially due to expenditures for storm related damage repairs in 2020 and some on-going delinquent accounts. Some of the delinquent accounts are being collected due to recent home sales. Mr. Flandreau stated that Ms. Schreiber is doing a great job in monitoring these accounts to help bring down the outstanding sewer rent balances. Mr. Ibach stated that he will update Mr. McMullan (Middletown Township Manager) on the Board's decision regarding the sewer rates.

4. Darlington Valley Pump Station Fence

Mr. Ibach stated that he is awaiting proposals from two different fencing companies. He will present them at December's Board Meeting.

5. Lenni Road PS Abandonment Proposal (Existing Equipment)

Mr. Ibach presented the board with an estimate from KBX for decommissioning the pump station in the amount of \$4,984.00. Mr. Scholz motioned to accept KBX's proposal to decommission the Lenni PS. Mr. Bailey seconded the motion. The motion was carried with a vote of 4-0 with one abstention by Mr. Hanna.

B. Treasurer's Report

1. Payment of Operating Expenses

Mr. Hanna presented a list of paid invoices for the period of October 20 through November 13, 2020, for a total of \$625,305.96. The largest invoice was to DELCORA (\$526,968.75). Mr. Hanna made a motion to approve these paid invoices. Mr. Bailey seconded the motion. The Board approved with a vote of 4 - 0 with one abstention by Mr. Hanna solely for the payment of the KBX invoice (\$31,080.85).

Mr. Hanna reported Capital Expenses totaling \$85,883.03 for November 16, 2020. The largest expense was to KBX Golden (\$42,070.77). Mr. Hanna motioned to approve these paid expenses. Mr. Scholz seconded the motion. The Board approved with a vote of 4-0 with one abstention by Mr. Hanna solely for the payment of the KBX invoice.

2. Miscellaneous

Mr. Hanna commended Mr. Ibach and Mr. Bailey for their cooperation in processing the wire transfer to Republic bank. He thanked Mr. Ibach for his diligence in the process. MTSA received a better interest rate in Republic Bank's money market account.

C. Solicitor's Report

1. DELCORA/Del. Co. Lawsuit

Mr. Flandreau stated the first set of hearings took place in early November. However due to Aqua's attorney developing Covid19 symptoms, the second set of November hearings was postponed to December 1 & 2. He stated the judge is pushing to reach some sort of settlement regarding the Trust. Mr. Flandreau will reach out to the different parties to obtain more accurate information on the negotiations and will report back in executive session at the December Board Meeting.

2. SEPTA Individual Site Agreements (ISA)/Baltimore Pike Collector

Mr. Flandreau stated all the ISAs have been received and reviewed by Mr. Ibach, Mr. Sullivan, and Mr. Fazler. Mr. Sullivan has signed off on these agreements. Mr. Flandreau stated that the collector construction should be complete the week of Thanksgiving. Mr. Flandreau also reported on the land subsidence discovered by Sunoco along the Baltimore Pike Collector. Sunoco also has concerns about their pipe integrity with respect to the subsidence. The McKee Group hired Kleinfelder, a geo-tech company, to evaluate the soil settlement areas and Sunoco's engineers did likewise. The pipe was televised with no visible damage and all concerned parties were satisfied with the results and the area was backfilled properly. Mr. Fazler is supervising the work and inspecting the area regularly with Mr. Stuart, his assistant.

3. Miscellaneous

Mr. Flandreau also reported that Sunoco will be excavating on Riddlewood Drive. Mr. Fazler is working with Sunoco to ensure proper crossing of the existing MTSA sewers located in that area.

D. Engineer's Report

1. CCIP3 Construction and storm damage

Mr. Fazler reported that August's storm damage repairs to CCIP3 is 100% complete. The punch list has been completed as well. There are some minor cleanups to finish. A few change order requests will be presented for the Board's review and approval.

2. CCIP1 Chrome Run Bridge Repairs

Mr. Fazler stated that this project is also 100% complete. He commended Solid Wall, LLC, for the phenomenal job that they did on the repairs. MTSA should be receiving an invoice from Solid Wall in the next few days with a requisition for payment at December's Board Meeting.

3. Darlington Valley Pump Station (DVPS)

Mr. Fazler stated that he has received both McKenny Construction's and Cedar Electric, Inc.'s completed contracts. He will be holding a pre-construction meeting with them in the next two weeks and construction will begin shortly after this meeting. The modifications to this pump station have been completed by the manufacturer's representative and VFD drives have been ordered and we are awaiting delivery at the pump station.

4. DELCORA I & I Program

Mr. Fazler stated that Video Pipe Services has completed the Meadowvale portion of the sewer mains and they have not seen any major issues. They have moved to Knowlton Road with their televising. Mr. Fazler is reviewing the many videos he received and is making a list of required repairs. Once all the mains have been inspected and televised, a second crew will be performing the manhole and home lateral inspections. This project is progressing well.

5. Overview Planning for Dutton Mill Interceptor

Mr. Fazler stated the ACT 537 plan has been advertised in the Daily Times. He will be sending Mr. Ibach instructions for how to respond to any public inquiries. Mr. Fazler has been unsuccessful in contacting the Delaware County Planning Department who will review and comment on the ACT 537 plans. Mr. Fazler stated that the Delaware County Planning Department and Township Planning Commission will have to comment on the plans. Mr. Ibach stated that he will reach out to the Township once he receives a copy from Mr. Fazler. Upon review of the 537 Plans, a copy will be presented to the Township Council to adopt via a Resolution. Upon adoption of the plans, they will be sent to DEP for their review and comment.

6. Baltimore Pike Collector

Mr. Fazler stated the reported subsidence in front of the state police station is being investigated by McKee's geo technical engineers, Kleinfelder, and he is awaiting their final report. He also stated that the last connection from the end of the Chester Creek Interceptor PIII to manhole 3 on the Baltimore Pike collector has started today, 11/16. Digging will begin tomorrow, 11/17. This portion of the project is planned to be finished during the week of Thanksgiving. Mr. Fazler hopes to report that the entire CCI Phase III and Baltimore collector are connected and fully operational by December's Board Meeting. The Board went into an executive session.

7. Chrome Run Interceptor Relocation/Replacement

Currently, Mr. Fazler has nothing to report on this topic.

• **QUESTIONS FROM THE AUDIENCE**

None.

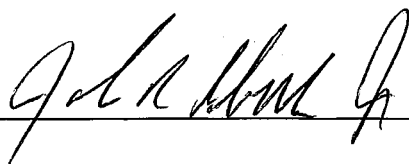
ADJOURNMENT

Upon motion by Mr. Sullivan and seconded by Mr. Hanna, the meeting was adjourned at 9:30 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: 12/21/20