

MINUTES OF THE MEETING
OF THE MIDDLETOWN TOWNSHIP SEWER AUTHORITY, DELAWARE COUNTY
HELD ON DECEMBER 19, 2022

The regular monthly meeting of the Middletown Township Sewer Authority was held on Monday, December 19, 2022, at 7:00pm, at the Township Administration Building located at 27 N. Pennell Road.

Authority Members Roland Bailey, John Hanna, Robert Scholz, and Timothy Sullivan were present.

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

PLEDGE OF ALLEGIANCE TO THE FLAG

A brief executive session was held prior to the start of the meeting to discuss pending legal and real estate matters.

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

• **APPROVAL OF MINUTES OF THE MEETING HELD ON NOVEMBER 21, 2022**

Mr. Sullivan made a motion to approve the November 21, 2022, minutes subject to a few modifications. Mr. Hanna seconded the motion. The motion was carried with a vote of 4-0.

A. Manager's Report

1. Electrical Safety Committee Report

This project is 95% complete. Mr. Ibach and Mr. Klodarska will visit the pump stations once more to make sure all required electrical components/equipment are properly labeled. This is scheduled to take place in January 2023.

2. UPTSA Back Charges for Sewer Treatment

Mr. Ibach was in contact with Mr. Kevin Matson, Manager of UPTSA, and explained to him how MTSA's calculated the sanitary sewer treatment back charges from MTSA to UPTSA. Mr. Matson stated that some of the homes were not connected the entire time. He will correct the paperwork and submit it to his Board to forward the payment to MTSA.

Mr. Sullivan brought up the conveyancing fees that UPTSA will have to back-pay to MTSA. This will date back to when UPTSA stopped paying Southwest sanitary sewer conveyancing fees which was around when MTSA completed the CCI Phase2 project. Mr. Ibach has already reached out to Mr. Matson and made him aware of it.

3. MTSA PLGIT Investments

Mr. Ibach stated there is a PLGIT investment that matured on December 15, 2022, earning a 1% interest rate. He was in touch with the Authorities PLGIT representative who advised him to wait till early January to re-invest the proceeds. The PLGIT representative advised John he was expecting another interest rate hike coming in the next few weeks. In the interim, this investment was transferred to a PLGIT prime account earning 4.1% interest. Discussions took place about the remaining investments that will be maturing over the next three months.

Misc. – Mr. Sullivan brought up the tapping fee that Williamson will have to pay the Authority. Mr. Ibach responded that MTSA will be monitoring all of their flows for a period of one year to make sure they are paid the appropriate fee.

B. Treasurer's Report

1. Payment of Operating Expenses

Mr. Hanna presented a list of paid invoices for the period of November 21, 2022, through December 16, 2022, totaling \$231,861.46. The largest invoice is to the Bank of New York Mellon Trust (\$136,258.38) for the payment of semi-annual interest. Mr. Hanna made a motion to approve these paid invoices. Mr. Bailey seconded the motion. The Board approved with a vote of 4 -0.

2. Payment of Capital Expenses – Bond Redemption and Improvement Fund

Mr. Hanna reported Capital Expenses totaling \$19,204.75 for December 19, 2022. The largest invoice is to CW Sales (\$13,195) for the SCADA systems. Mr. Hanna motioned to approve these expenses. Mr. Bailey seconded the motion. The Board approved with a vote of 4-0.

Misc. – Mr. Hanna stated that he met with Ms. Schreiber (11/21) to help with the reconciliations. MTSA is now caught up through November 2022.

C. Solicitor's Report

1. DELCORA/AQUA Acquisition

. Mr. Flandreau reported on the status of the PUC Case involving the DELCORA/AQUA lawsuit.

2. Bortondale Road Pump Station

Mr. Flandreau is in receipt of the signed and attested agreement from UPTSA. Mr. Scholz and Mr. Sullivan will sign the document this evening. Mr. Flandreau will attach the exhibits to the signed agreement and submit it to Ms. Elizabeth Naughton Beck (UPTSA Solicitor) for its recording at the Delaware County Courthouse.

3. SEPTA ISA Close-outs

This part of the project is currently in a holding pattern. Mr. Flandreau has not heard back from SEPTA whether they are accepting the lump sum offered by MTSA. He is anticipating a meeting with SEPTA in the next month or two.

Misc. - Mr. Flandreau stated that Municipal project bidding caps have increased due to inflation. Bidding is not required if project cost is under \$12,200. Telephonic bidding increased from \$12,200 to \$22,500. Mr. Fazler is governed by the \$22,500 level for formal bidding. The change is 8.2% increase in the bidding threshold.

D. Engineer's Report

1. DELCORA I & I Program

Mr. Fazler stated that there remains one lining project in the Penn Charter area which keeps getting postponed due to inclement weather. Smoke testing is continuing in the Meadowbrook/Knowlton areas. There were some significant deficiencies found while conducting the smoke testing. Mr. Fazler stated that the agreed upon cost with DELCORA is nearing the agreed upon amount. Mr. Fazler will formulate a report with repair recommendations to present to the Board for approval outside the allotted DELCORA budget.

2. Pump Station Generators

The design work is completed. He and Mr. Ibach will be applying for a Grant with the PA Small Water and Sewer Program to install these generators. Mr. Fazler stated this project is still in its early stages and may take several years before it's completed. Additionally, there is still an 18-month backlog on the type of generator which makes it hard to have a contractual agreement knowing that there is such a long wait period to receive the equipment. Mr. Fazler did receive co-star pricing from Premium Power he believes was very high. He will have to break this project down into two parts. The first part is to purchase the generators and the second part is to go out to bid for their installation.

3. Chrome Run Interceptor Relocation/Replacement

Mr. Fazler is still waiting on the environmental scientist report. Mr. Sullivan added that Mr. Ibach should no longer accept calls from Mr. Dyer regarding this subject. He should be asked to submit everything in writing to the Board.

4. Baltimore Pike Collector Connections

Additional work will be required on the lower crossing. Mr. Fazler has received the survey plans and data for the final design drawings for the upper crossing, including legal description and easements for the two properties that will need to be accessed. Pennell Place has agreed to MTSA's easement offer and a Memorandum is being prepared by Mr. Flandreau.

5. Pump Station Confined Space Entry Abandonment

Demolition Work has begun on the Country Village Way PS. Once demolition is completed, the contractor will begin to fill it in and move on to the next pump station.

6. H₂O PA Sanitary Sewer Grant Application

This Grant application is due on December 21, 2022. Mr. Fazler is applying for two grants. The first is for back-up power/generators at various MTSA pump stations and

the second application is for the Heilbron/Knowlton Road PS upgrade project. Two resolutions are required from the Board. Mr. Sullivan made a motion to authorize the submission of a Covid19 ARPA H₂O PA grant for \$1,561,268 for the Heilbron/Knowlton Road PS upgrade project. Mr. Bailey seconded the motion. The Board approved with a vote of 4-0. Mr. Sullivan made another motion to authorize the submission of a Grant application for the Covid19 ARPA PA small H₂O and sewer grant in the amount of \$408,000 for the pump station upgrades. Mr. Hanna seconded the motion. The Board approved with a vote of 4-0.

QUESTIONS FROM THE AUDIENCE

No one was in attendance.

ADJOURNMENT

Upon motion by Mr. Sullivan and seconded by Mr. Hanna, the meeting was adjourned at 8:35pm with a vote of 5-0.

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. Ibach and transcribed by Ms. Tierney.

Approved: _____

Date: _____

1/14/23