

**LOWER POTTS GROVE TOWNSHIP AUTHORITY    November 9, 2009**

The Lower Pottsgrove Township Authority held their regularly scheduled meeting on Monday, November 9, 2009. Meeting was called to order at 7:00 P.M. The following attended:

Robert Lindgren, Chairman  
James Toth, Vice Chairman  
David Richards, Treasurer  
Mark Loshnowsky, Secretary  
Joseph McGeehan

Rodney Hawthorne, Manager  
Howard Kalis, Solicitor  
William Dingman, Engineer  
Michele Christman, Finance Director

**COMMENTS FROM VISITORS:** None

**APPROVAL OF AUTHORITY MINUTES:** Mr. James Toth motioned to approve the minutes of October 13, 2009 and Mr. Dave Richards seconded the motion. Mr. Robert Lindgren abstained from the vote . 4-1

**OLD BUSINESS:**

1. **Developers Discussion & Update (CAP) and (CMP)**---Mr. Dingman summarized the CAP report #30 and reported meters are in the Woodgate Area with high I/I flows. We are concentrating on that area of the Township. The televising is complete near the high school on Kaufman Rd., and also the Kepler Rd. area, both areas had leaks at the pipe joints causing a high inflow. Mr. Lindgren asked a question about a manhole near Woodmere & Rupert Rds. (Woodgate). Mr. Dingman will plot it out and email to the Authority. The new pumps are installed at Porter Road and Sanatoga Pump Stations. Mr. Dingman also reported on Ringing Rock Elementary and Bella Italian Restaurant on E. High St. which will need Edu's assigned in the future and he also added that there was (1) SSO at the Sanatoga Pump Station.
2. **DEP Consent Order & Agreement-Cap Report** --Information included in Old Business #1
3. **537 Plan Update**---Mr. Dingman reported it has been advertised, sent to neighboring communities and has asked for their comments. DEP has a meeting date to go over impacts at the Borough Plant for our new force main. Township Manager, Mr. Rod Hawthorne and Engineer, Mr. Bill Dingman along with the Borough Plant Manager & Engineer will attend.

4. **Resolution #09-73 Lateral Inspection at Time of Home Sale**---There was nothing new to report looking at other resolutions.
5. **Lower Pottsgrove Authority/Pottstown Borough Authority Agreement**--- Mr. Hawthorne explained the costs for prior years 2003 to 2007 of which LPTA owes \$181,718.00 for these years in addition the Dryer costs are to be included they are \$121,245.64. Solicitor Kalis explained the legal detail and that he had to rewrite the agreement to include release language. Mr. McGeehan asked about a dryer audit and a payback. Do we actually save money by having the dryer installed?

Motion to approve the Pottstown Borough Authority/Lower Pottsgrove Township Authority agreement prior years and dryer costs, sign the agreements and payment plan as agreed was made by Mr. Toth and seconded by Mr. Loshnowsky. All approved.

Mr. Lindgren then addressed the issue of 08/09 payments and what is owed to the Borough in 08/09. Motion to have Solicitor Kalis prepare the agreement and approval of 08/09 figures:

2008-	\$72,892.00
2009-3 <sup>rd</sup> qtr.-	\$211,142.50
4 <sup>th</sup> qtr. \$	6,539.00
Total for 2009	\$217,681.50

was made by Mr. Loshnowksy and seconded by Mr. Toth. All approved.

6. **2010 Capital and Operating Budget**—Mrs. Christman reviewed the operating and capital budgets with the Authority. The operating budget has a deficit of \$173,575.00 which has caused us to ask for an \$8.00 a quarter increase in the quarterly sewer bill. Motion to approve both budgets and the \$8.00 a quarter or 7% increase to all customers was made by Mr. McGeehan and seconded by Mr. Richards.
7. **Occidental Chemical/Glenn Springs Holdings, Inc.**---Solicitor Kalis informed the Authority Board that the legal easement agreement is prepared for the new force main that runs through the Occidental Chemical/Glenn Springs Holdings site. It has been reviewed by our engineer Mr. Dingman and Mr. Hawthorne and is acceptable for approval of which Solicitor Kalis asked the Authority to approve and sign the easement subject to any changes Occidental makes that are acceptable to the solicitor and professional staff. Motion to approve was made by Mr. Toth and seconded by Mr. McGeehan. All approved.
8. **Deed of Dedication and Easement (Gambone Sub-Div.)**---Solicitor Kalis asked the Board for acceptance and approval of the Deed of Dedication and the easement agreement for the Gambone Sub-Division. Motion to approve was made by Mr. Loshnowsky and seconded by Mr. Richards. All approved.

Now that the Authority has accepted the easement the clock will start for Sukonik to provide an irrevocable letter of credit within 14 days in the amount of \$84,306.60 in accordance with the approved developer's agreements.

9. **Brown Street Lease Agreement**---Solicitor Kalis addressed the Authority Board and informed them that the Brown Street Lease Agreement has been revised in accordance with the changes the Township Commissioners wanted. Those changes are a 5 year lease agreement. The Township has a right of first refusal and that either party, the Authority or the Township can terminate the lease agreement with a 120 day advanced written notice to the other. Solicitor Kalis asked the Board for approval of this document. Motion to approve the document was made by Mr. Toth and seconded by Mr. Loshnowsky. All approved. The agreement now will be put on the Board of Commissioners agenda for their approval.

**NEW BUSINESS:**

1. **2010 Sewer Authority Meeting Dates**---Mr. Hawthorne presented the 2010 Authority Meeting Schedule. The meeting days are the 2<sup>nd</sup> Monday of each month unless there is a conflict.

The Lower Pottsgrove Township Authority will hold its meetings for the Year 2010 on the following dates: Meeting time 7:00 PM

JANUARY 11
FEBRUARY 8
MARCH 8
APRIL 12
MAY 10
JUNE 14
JULY 12
AUGUST 9
SEPTEMBER 13
TUESDAY, OCTOBER 12
NOVEMBER 8
DECEMBER 13

Motion to approve the meeting dates was made by Mr. McGeehan and seconded by Mr. Toth. All approved. Mr. McGeehan would like all meeting dates sent electronically.

**INFORMATION:** Mr. Lindgren suggested to the full Board that he is looking to step down as chairman of the Lower Pottsgrove Township Authority in 2010. Would any Board member be interested in taking over as the "Chair"? The reorganization will happen the first meeting of January 2010.

**November 9, 2009**  
**FINANCIAL REPORT**

**I. TREASURERS REPORT:**

Mr. Toth motioned to approve the Treasurer's Report, as reported by Mr. Richards and Mr. Loshnowsky seconded the motion. All approved

<b>SEWER REVENUE ACCOUNT</b>	<b>\$1,856,012.38</b>
<b>CAPITAL IMPROVEMENT RESERVE</b>	<b>\$ 7,027.23</b>
<b>DEBT SERVICE RES EMMAUS LOAN</b>	<b>\$ 351,500.00</b>
<b>WATER FUND</b>	<b>\$ 187,933.03</b>
<b>DEVELOPERS CIP ACCOUNT</b>	<b>\$ 147,142.13</b>
<b>DEVELOP TREATMENT CAPACITY</b>	<b>\$ 31,274.39</b>

**II. BILLS FOR PAYMENT**

Mr. Kalis presented the following bills for payment. Mr. Toth motioned approval for payment and Mr. Loshnowsky seconded the motion. All approved.

**CAPITAL BILLS**

**SEWER CAPITAL RESERVE PLGIT**

<b>BURSICH ASSOCIATES</b>	<b>\$ 2,180.95</b>
<b>BURSICH ASSOC-ACT 537</b>	<b>\$ 15,804.85</b>
<b>BURSICH ASSOC DIESEL PUMPS</b>	<b>\$ 19,714.94</b>
<b>PIPE SERVICES CORP</b>	<b>\$ 14,607.50</b>
<b>BULLDOG CONSTRUCTION</b>	<b>\$ 303,300.00</b>

**REQUISITIONS**

#238	BURSICH ASSOCIATES	\$	2,530.00
#239	FOX ROTHSCHILD, LLP	\$	6,490.20

**WET WEATHER SEWER SYSTEM CONVEYANCE CAPACITY**

BURSICH ASSOCIATES(Sanatoga)	NONE
BURSICH ASSOCIATES(Porter Rd)	NONE

**OCCIDENTAL PERMIT**

BURSICH ASSOCIATES	NONE
--------------------	------

**WATER FUND**

FOX ROTHSCHILD, LLP	NONE
BURSICH ASSOCIATES	NONE

There being no further business, the meeting adjourned. The next meeting is Monday, December 14, 2009.

Respectfully submitted,



Rodney P. Hawthorne  
Manager