

LOWER POTTS GROVE TOWNSHIP AUTHORITY December 14, 2009

The Lower Pottsgrove Township Authority held their regularly scheduled meeting on Monday, December 14, 2009. Meeting was called to order at 7:00 P.M. The following attended:

James Toth, Vice Chairman
David Richards, Treasurer
Mark Loshnowsky, Secretary

Rodney Hawthorne, Manager
Howard Kalis, Solicitor
William Dingman, Engineer

COMMENTS FROM VISITORS: None

APPROVAL OF AUTHORITY MINUTES: Mr. Mark Loshnowsky motioned to approve the minutes of November 9, 2009 and Mr. James Toth seconded the motion.

OLD BUSINESS:

1. **Developers Discussion & Update (CAP) and (CMP)**---Mr. Dingman distributed the CAP report #31 along with the review letter from DEP dated November 30, 2009, additional documentation will be needed to reply to the DEP letter. Mr. Dingman and Mr. Hawthorne will discuss the reply and send back to DEP. The flow meters are in the targeted area. Mr. Hawthorne and Mr. Wrigley will meet with school officials to review the lateral problem they have and plan the fix of that line. We also found 3 tons of stone in the Porter Road Sprogels Run sewer lines, diesel pumps were started up on 12/14/09. Mr. Dingman also supplied a map of manholes that surcharge to the Authority as requested at our last meeting.

Mr. Dingman reported that on 12/9/09 we had two SSO's (1) at Sanatoga Lake and the other at Porter Road Pump Station. These were reported to DEP. We also had a sewer line back up off of Country Drive & Sunnyside Avenue area that was caused by a metal strap that came loose from a pipe within a manhole and blocked the sewer channel on 12/6/09. This was opened up within two hours by Pipe Data.

2. **DEP Consent Order & Agreement-Cap Report** --Information included in Old Business #1
3. **537 Plan Update**---Mr. Dingman addressed the Authority concerning the 537 Plan, there were no public comments received on the plan. We met at DEP with the Borough engineer and plant manager on project costs for plant improvement. The costs were \$410,000 and are included in the H2O grant costs of 5.3 million. Mr. Dingman reported the plan will be submitted to DEP in early January 2010

and we should then have DEP approval by April 1, 2010. Hopefully by May 1st, 2010 we would get part 2 water quality permits to DEP and then submit the H2O grant by the 8/1/2010 submission date. Mr. Dingman will address the Board of Commissioners on January 4, 2010 and ask for approval of the resolution for the 537 Plan.

4. **Brown Street Lease Agreement Between LPT & LPTA (Minor Change in Agreement)**---Mr. Hawthorne explained as he reviewed the LPTA/LPT lease agreement with the Board of Commissioners and the only minor change they made was the 15 day Right of First Refusal went to 30 days. This change was initialed by Commissioner Foltz the Chairman of the Board of Commissioners. Solicitor H. Kalis asked that they reaffirm the addendum #1 that he prepared to identify the change. Mr. Toth motioned to approve the addendum and Mr. Richards seconded. All approved.
5. **Emergency Repairs and Changes to Contracts**--- Mr. Dingman referred to the two memos in the Authority packets. Both memos dated 12/1/09 and 12/2/09. included emergency or changed contracts. All emergency repairs and expenditures were ratified. Mr. Toth motioned to approve and Mr. Loshnowsky seconded. All approved.
6. **Reorganization of the Authority 2010**---Mr. Hawthorne discussed with the Authority Board that at a past meeting Mr. Robert Lindgren offered the chairmanship to other Board Members if they would want a stab at that position. Between that meeting and tonight's meeting Mr. Hawthorne poled the Board Members and all replied that they are happy with Mr. Lindgren's leadership and that all will keep their same position as officers. Solicitor H. Kalis added that at the first meeting of the New Year in January the meeting will be turned over to Solicitor Kalis for nominations for all officer positions. This subject will be listed on the agenda at the January meeting for reorganization.

NEW BUSINESS:

1. **Mr. John M. Driscoll's Letter Requesting To Waive 3rd Qtr. Sewer Bill**---Mr Driscoll attended the Authority meeting where he addressed the Authority concerning his letter that was submitted to Mr. Hawthorne requesting a waiver of this quarterly bill from July 1, 2009 through September 30, 2009. Mr. Driscoll had his present house demolished and a new modular installed on the same site. Through that period of time there was no use of the sewer, no lateral hookup until the house was delivered and a new lateral was installed. Motion to approve the waiver was made by Mr. Toth and seconded by Mr. Richards. All approved.

2. **Approval of Engagement Letter Authority Audit**---Mr. Hawthorne reported this is the yearly audit proposal from Maillie, Falconiero & Company for the year ending December 31, 2009 and will cost \$11,000. Last year the audit was \$10,800 and has increased \$200.00. Mr. Toth motioned to approve the new proposal and Mr. Richards seconded the motion. All approved.

3. **The Falls at Pruss Hill- Letter of Credit**---Mr. Hawthorne had received a letter from Attorney Stephen Kalis concerning the Pruss Hill Development and the Irrevocable Letter of Credit request for a extension of time. Solicitor H. Kalis explained the banks now do to the economy are closely examining letters of credit, because of this the developer has asked for an extension of time. Staff has recommended the extension to the end of January 2010. Motion to approve the extension was made by Mr. Loshnowsky and seconded by Mr. Toth. All approved.

INFORMATION:

Discussed with the Authority was the list of proposed projects by the Borough Authority that could start 2011. Authority members wanted to know when these projects would be started, and questioned the amount of energy savings. Mr. Hawthorne will get as much information on these questions and report back in January of 2010.

Solicitor H. Kalis advised the Board and wanted on the record that the November 10, 2009 letter sent from his office to Chuck Garner who represents Wil Hallman concerning an agreement, a Amended Planning Module and a Amended Plan for Buchert Ridge Phase II.

Solicitor H. Kalis also discussed a letter from Solicitor S. Kalis to Kathy Kurtas our Sewer Authority Billing Clerk that referenced certain delinquent fees and the process for collection of those outstanding bills. Mr. Hawthorne advised the Board that he, Kathy and Solicitor S. Kalis are going to have a meeting on this issue.

December 14, 2009
FINANCIAL REPORT

I. TREASURERS REPORT:

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

SEWER REVENUE ACCOUNT	\$1,972,792.83
CAPITAL IMPROVEMENT RESERVE	\$ 12,423.29
DEBT SERVICE RES EMMAUS LOAN	\$ 351,500.00
WATER FUND	\$ 66,701.98
DEVELOPERS CIP ACCOUNT	\$ 147,142.13
DEVELOP TREATMENT CAPACITY	\$ 31,274.39

II. BILLS FOR PAYMENT

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

CAPITAL BILLS

SEWER CAPITAL RESERVE PLGIT

BURSICH ASSOCIATES	\$ 8,605.10
BURSICH ASSOC-ACT 537	\$ 4,405.25
BURSICH ASSOC DIESEL PUMPS	\$ 14,837.95
PIPE SERVICES CORP	\$ 43,977.28
BULLDOG CONSTRUCTION	NONE

REQUISITIONS

#240 BURSICH ASSOCIATES	\$ 3,430.15
#241 FOX ROTHSCHILD, LLP	\$ 13,065.67

WET WEATHER SEWER SYSTEM CONVEYANCE CAPACITY

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

OCCIDENTAL PERMIT

BURSICH ASSOCIATES	NONE
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WATER FUND

FOX ROTHSCHILD, LLP
BURSICH ASSOCIATES

NONE
NONE

There being no further business, the meeting adjourned. The next meeting is Monday, January 11, 2010.

Respectfully submitted,

A handwritten signature in cursive script that reads "Rodney P. Hawthorne". The signature is written in dark ink and is positioned above the printed name and title.

Rodney P. Hawthorne
Manager