

Cecil Township Municipal Authority
Monthly Meeting
May 4, 2006

The Cecil Township Municipal Authority held its' regular monthly meeting on Thursday, May 4, 2006 at the Cecil Township Municipal Building. Chairman Donald Gennuso called the meeting to order at 7:30 PM with Stephanie Lucchino, George Elish and Kenneth Heirendt present. Absent was Donald Teyssier. Also present was Romel Nicholas, Gaitens, Tucceri and Nicholas; Andrew Blenko, Gateway Engineers; Walter O'Shinski P.E. and Dennis Bell, Administrator.

MINUTES OF APRIL 6, 2006

The Board on a unanimous vote on motion by Kenneth Heirendt and second by George Elish approved the minutes of the April 6, 2006.

ENGINEER REPORT

UPDATE ON MILLERS RUN PROJECT

Andy Blenko presented to the Board a report on the construction bids. The construction bids for the plant, pump stations, collector and interceptor sewer lines totaled \$16,769,518. The construction estimates were \$16,991,827. Andy Blenko stated the costs could go down if some of the alternatives are eliminated. The report provided a contract price by contractor. He stated the alternate bid for the road repaving is approximately \$800,000. Approximately 93 right-of-ways are still needed. Andy Blenko stated proposals for contract administration and inspection services will be prepared by Gateway Engineers and KLH Engineers. He stated a copy of the bids would be provided to the township supervisors by Monday, May 8, 2006. Andy Blenko stated a meeting to discuss the financing options should be scheduled with Scott Shearer of PFM, Inc. He discussed critical milestones that need to be achieved prior to awarding bids.

Kevin Hoffman with KLH Engineers Inc. presented a report on the bids received for the treatment plant and pump stations. His report provided a comparison with KLH Engineers estimate as well as a cost comparison with the 2005 bid prices. The report included KLH Engineers recommendations for awarding contracts.

Romel Nicholas suggested a pre-condemnation meeting with Walter O'Shinski and Dennis Bell to establish a strategy and goals for obtaining the 93 outstanding right-of-ways prior to taking an official action for obtaining the right-of-way. The Board agreed that the meeting should be held.

The Board suggested a workshop meeting with Scott Shearer be scheduled for Thursday, May 11, 2006 at 6:30 PM. Dennis Bell stated he would confirm the availability of the Generations Room for that evening and advise the board.

BUSINESS MANAGER'S REPORT

ANNOUNCE CHANGE IN JUNE 2006 MEETING DATE

Dennis Bell announced to the Board that the June meeting date is changed to Tuesday, June 6, 2006 at 7:30 PM. He will advertise the change.

DISCUSS 2005 AUDIT

Dennis Bell announced Cypher and Cypher have completed the 2005 audit. He stated a draft report was received and that the management report must be prepared by the staff and be incorporated into the final audit report.

DISCUSS MARCH 2006 FINANCIAL REPORT

Dennis Bell discussed the financials for March 2006. The total customers billed were 1814. The user fees billed were \$71,853.33 on usage consumption of 8,203,200 gallons. Collections totaled \$90,084.94. The expenses for March were \$31,083.26. The extraordinary income on the March 2006 financial statement included interest income of \$361.82; quarterly interest income of \$38,231.95; interest income on the construction funds \$4,915.38 and tap-in fees of \$20,524.

Dennis Bell reported landlord/tenant monthly reminder notices were mailed on April 17, 2006 to thirty-three customers with a value of \$2,984.47.

Expenses are under budget through March 2006 except in four accounts for Supplies and Tools over budget by \$256.11; Legal Negotiations over by \$535.50; Dues and Publications over budget by \$588.41. Interest income is over budget by \$4,611.88 through March 2006.

CORRESPONDENCE

No comments from the Board.

COMMENTS FROM THE FLOOR

No comments from the floor.

PAYING OF EXPENSES/TRANSFER OF FUNDS, ETC.

A unanimous vote on motion by George Elish and second by Kenneth Heirendt the Board authorized payment of expenses and transfers as follows.

Brush Run Expense/Transfer MM to Checking
Teodori Expenses/Transfer MM to Checking
Southpointe Expenses/Transfer MM to Checking
CherryBrook Expenses/Transfer MM to Checking
Gilmore Expenses/ACH Debit and PNC Requisition
Employee Time Reports/Payroll
941 E Tax Deposit
Payment of Invoices
Discharge Monitoring Reports were approved for submission to the PA DEP

SOLICITOR REPORT

Romel Nicholas discussed the monthly activity report with the Board. He suggested an executive session to discuss issues related to the Maple Ridge plan and other property issues.

EXECUTIVE SESSION

The Board entered into executive session at 8:00 PM on motion by Stephanie Lucchino and second by Kenneth Heirendt to discuss the Maple Ridge plan and real estate acquisition issues. The Board returned to the general session at 8:57 PM.

APPROVAL FOR MAPLE RIDGE PLANNING MODULE WITH CONDITIONS

The Board on motion by George Elish and second by Stephanie Lucchino recommends for approval to the township board of supervisors the planning module submitted by Lynn Foltz developer of the Maple Ridge subdivision with fifteen (15) conditions. The full content of the motion is stated below.

MOTION TO RECOMMEND APPROVAL OF LYNN FOLTZ'S PLANNING MODULE FOR THE *MORGANZA ROAD (MAPLE RIDGE PRD)* SUBDIVISION TO THE BOARD OF COMMISSIONERS OF CECIL TOWNSHIP SUBJECT TO THE FOLLOWING CONDITIONS:

- 1) That as part of the Maple Ridge PRD, a pump station will be constructed that shall discharge into the sewerage conveyance system owned and operated by the North Strabane Municipal Township Municipal Authority with an average daily hydraulic flow of 200,000 gallons per day and a peak hydraulic flow of 500,000 gallons per day. This is further conditioned upon North Strabane Township

Municipal Authority's full compliance with the Service Agreement dated October 5, 2000.

- 2) That the subject pump station will be privately bid and such bid(s) will be submitted to CTMA for review.
- 3) Any and all construction costs, including cost overruns, shall be borne by Foltz.
- 4) That, so long as consistent with CTMA rules, guidelines and procedures, Foltz will hire a contractor and commence construction of the pump station in accordance with plans and specifications approved by the CTMA, and any permit conditions within six (6) months of receiving final approval from PaDEP (Water Quality Management Permit to which application shall be made within ninety (90) days of final planning module approval).
- 5) That Foltz agree to enter into a Sewage Service and Construction Agreement to be executed by Foltz and CTMA within sixty (60) days of obtaining all necessary and final approvals attendant to the planning module.
- 6) That Foltz submit copies of all project-related costs to the CTMA on a regular basis. The costs of all necessary performance testing will be included as construction costs.
- 7) That the CTMA shall inspect and approve the design and construction of the pump station as well as perform the final inspection.
- 8) That Foltz shall secure and maintain a performance bond, a labor and materials bond and eighteen (18) month maintenance bond for the relevant periods of the project.
- 9) That no connections to the system or tap-in permits will be approved by the CTMA until all construction is complete and the CTMA has accepted the facility for ownership and operation. The pump station shall be turned over to the CTMA immediately upon completion and final inspection by CTMA.
- 10) That pursuant to agreement, Foltz shall establish an escrow account to reimburse CTMA for all reasonable and necessary professional consulting fees.
- 11) That CTMA has complete control over the use and or distribution of any additional capacity, subject to any state or federal restrictions.
- 12) That Foltz agrees to any additional provisions as set forth in the attached North Strabane Township Municipal Authority's engineer's letter dated April 28, 2006.
- 13) That any industrial waste intended to be discharged to this system will be individually reviewed at the time that the respective tap-in permit application is

submitted. Approval must be obtained from the CTMA, North Strabane Township Municipal Authority and the Canonsburg-Houston Joint Authority (CHJA).

- 14) That CTMA assumes no liability for the installation, repair, or maintenance of any back flow preventors that may be installed in the North Strabane Township Municipal Authority sewerage collection system. CTMA also assumes no liability with regard to any problems or damages associated with a surcharge to any existing residential sewage laterals or any portion of the North Strabane Township Municipal Authority sewerage system that may occur.
- 15) That Canonsburg-Houston Joint Authority system is under a Corrective Action Plan (CAP) and is tap restricted due to hydraulic overload issues. Taps are allocated for one calendar year and will expire on December 31, 2006. Unobligated taps may not be carried over to the following year. A tap is obligated when it is sold to a user. Future tap requests will be evaluated by the PaDEP on their own merit in conjunction with progress reports. For the year 2006, 97 taps have been approved for this area of Morganza Road.

AUTHORIZE LETTER TO NORTH STRABANE MUNICIPAL AUTHORITY

The Board by unanimous vote on motion by George Elish and second by Kenneth Heirendt authorized a letter be prepared by the solicitor and addressed to North Strabane Municipal Authority to clarify the Cecil Township Municipal Authority's position in regards to the terms of the Inter-municipal Agreement between the two governing bodies.

AUTHORIZE SPECIAL WORKSHOP MEETING

The Board by unanimous vote on motion by George Elish and second by Kenneth Heirendt authorized advertising for a special workshop meeting on Thursday, May 11, 2006 at 6:30 PM to discuss the financing for the Millers Run project.

AUTHORIZE SIGNING H.O.P. FOR MAPLE RIDGE DEVELOPMENT

The Board on unanimous vote on motion by Stephanie Lucchino and second by Kenneth Heirendt authorized signing the Highway Occupancy Permit for the Maple Ridge Subdivision on Morganza Road.

ADJOURNMENT

There being no other business by unanimous vote on motion by George Elish and second by Kenneth Heirendt the meeting was adjourned at 9:05 PM. The next regular meeting is scheduled for Tuesday, June 6, 2006 at 7:30 PM.

Secretary