

Cecil Township Municipal Authority  
Monthly Meeting  
December 4, 2008

The Cecil Township Municipal Authority held its' regular monthly meeting on Thursday, December 4, 2008 at the Cecil Township Municipal Building. Chairman Donald Gennuso called the meeting to order at 7:30 PM with Kenneth Heirendt, Blane Volovich and Brian Altland present. Stephanie Lucchino was absent due to illness. Also present was Romel Nicholas, Gaitens, Tucceri and Nicholas; Eric Tissue, KLH Engineers; Walter O'Shinski P.E. and Dennis Bell, Administrator.

MINUTES OF NOVEMBER 6, 2008

The Board on a unanimous vote on motion by Blane Volovich and second by Brian Altland approved the minutes of the regular meeting of November 6, 2008.

ENGINEER REPORT

UPDATE ON MILLERS RUN PROJECT

Michael Sherrieb presented his report to the board. He stated no pay estimates were requested for approval by the Board. He stated Kranick Environmental has completed two punch list items during the month, the exterior ladder system on the control building and aluminum grating around the belt filter press. He stated Kranick Environmental will complete the six items remaining on the punch list by December 15, 2008 and the contract may be closed.

Wagner Electric completed the installation of the electric heat trace tape of the effluent water line located in the post aeration tank. Michael Sherrieb stated that closeout documents have been forwarded to Wagner Electric for execution. The documents will be forwarded to the Solicitor for final review prior to presenting to the Board the final pay application.

Lone Pine Construction has one punch-list item remaining to be completed, the overflow at the main pump station site.

Michael Sherrieb reported a hydrogen sulfide issue at the plant. He stated an odor problem exists at the plant and needs to be addressed. He stated a chemical feed system needs to be investigated and suggested Walter O'Shinski and KLH Engineers investigate the options and report to the Board.

The Board on unanimous vote on motion by Brian Altland and second by Kenneth Heirendt authorized KLH Engineers to work with the staff engineer to investigate a chemical feed system with the cost not to exceed \$1,000.

## OAKBROOK ESTATES – DEVELOPER CAPACITY AVAILABILITY AGREEMENT

Walter O'Shinski request the Board give consideration for signing an agreement with Oakbrooke-Muse Partners L.P. acknowledging the hydraulic overload problem in the Canonsburg-Houston Joint Authority treatment plant and the restriction on tap-ins to the facility. He stated the developer understands that the tap-ins may not be available. Walter O'Shinski stated the Solicitor review the agreement. He stated the agreement must be approved by Cecil Township Supervisors and forwarded with the planning module to the PADEP.

The Board on unanimous vote on motion by Blane Volovich and second by Brian Altland authorized signing the developer agreement with Oakbrooke-Muse Partners L.P.

### COMMENTS FROM THE FLOOR

Bill Korey, a property owner on Mawhinney Road inquired on the status of a policy regarding steps to be followed for property owners not tapped into the system. He stated that an overflow from the septic tanks is polluting his property. Romel Nicholas stated a policy would be prepared for presentation to the Board at a future meeting.

Dave Williams, 202 Mc Connell Road Canonsburg PA addressed the Board on restoration issues on his property. Walter O'Shinski stated the outstanding issues are for an invisible dog fence and landscaping. He stated Mr. Williams was offered \$400 for the work based on the engineers estimate. Mr. Williams is claiming for costs of installation of a new French drain and a concrete slab damaged by Sitarik Contracting. Walter O'Shinski stated that concrete repair work was completed where the sewer line was installed on the property.

Milton Kosanovich addressed the Board regarding restoration issues on his property. Romel Nicholas stated a letter was received from Attorney Cynthia P. Salak with Sothwestern Pennsylvania Human Services Inc. and that a response will be prepared to Attorney Salak for the issues raised in her letter of November 12, 2008.

### SOLICITOR'S REPORT

Romel Nicholas presented his monthly report to the Board. He stated contract issues regarding Merante, Sitarik and Kranick Environmental be moved to Executive Session. He stated the committee prior to the January 2009 meeting would review the Right To Know and Red Flag policies. Donald Gennuso questioned if a sample policy was available for use by the Authority. Romel Nicholas stated that through PMAA a policy might be available.

## BUSINESS MANAGERS REPORT

### DISCUSS 2009 MEETING DATES AND CHANGE JANUARY 1, 2009 MEETING DATE

The Board agreed to change the January 2009 meeting dated to January 8, 2009 at 7:30 PM. The Board will decide at the January meeting the meeting schedule for 2009.

### DISCUSS AMENDMENT TO RESOLUTION 3 OF 2008 ESTABLISHING SEWER CHARGES FOR MILLERS RUN PROJECT AREA

The Board discussed issues related to charging fees based on EDU's. The Board suggested researching with other Municipal Authorities on how they handle the issue. The Board discussed how a bulk customer would be treated in regards to service fees. It was agreed that the policy be reviewed to cover the issues discussed.

### AUTHORIZE AMENDMENT TO EMMAUS GENERAL AUTHORITY AGREEMENT SEWER REVENUE NOTE 2007

The Board on unanimous vote on motion by Blane Volovich and second by Kenneth Heirendt authorized an amendment to the agreement between the Authority and Emmaus General Authority to reflect revisions relating to the substitution of a letter of credit from U.S. Bank NA as security and liquidity for the Emmaus General Authority's 2000 Pool Bonds which funded the 2007 Loan.

### DISCUSS PRE-PAYMENT OF EMMAUS AUTHORITY REVENUE NOTE OF 2007

The Board on unanimous vote on motion by Blane Volovich and second by Kenneth Heirendt authorized issuing a letter for pre-payment of the 2007 Loan with Emmaus Authority with an effective date of January 8, 2009.

The Board on unanimous vote on motion by Kenneth Heirendt and second by Blane Volovich authorized partial redemption of Slovenian Savings Certificate Number 00-13017806 maturing August 2009 in the amount of \$2,600,000. The balance will be issued in a new certificate or remain in the current certificate.

### DISCUSS AUTHORIZING PAYOFF OF PENNVEST LOAN FOR GILMORE WATER PROJECT

The Board on unanimous vote on motion by Blane Volovich and second by Brian Altland authorized the payoff of the Pennvest loan for the Gilmore Water Project. The remaining balance in the Gilmore Money Market account to be transferred to the National City Sweep account.

## DISCUSS AUTHORIZING DOCUMENT DESTRUCTION & RECORDS RETENTION POLICY

Dennis Bell discussed with the Board the issue of document destruction and that Cecil Township Supervisors plan on having a company complete onsite destruction in early January 2009. The Board elected to not participate in the records destruction at this time.

## DISCUSS 2009 PROPOSED BUDGET

Dennis Bell discussed highlights on the proposed 2009 budget. Donald Gennuso suggested the board members review the 2009 budget and submit comments and questions to the staff.

## DISCUSS OCTOBER 2008 FINANCIAL REPORT

Dennis Bell discussed the financials for October 2008.

## CORRESPONDENCE

The correspondence was reviewed for filing.

## PAYING OF EXPENSES/TRANSFER OF FUNDS ETC.

A unanimous vote on motion by Blane Volovich and second by Brian Altland 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

## EXECUTIVE SESSION

The Board on motion by Kenneth Heirendt and second by Brian Altland entered into executive session at 9:04 PM to discuss contract issues for Merante, Sitarik and Kranick Environmental and personnel records policy. The Board returned to the general session at 10:15 PM.

The Board on unanimous vote on motion by Kenneth Heirendt and second by Brian Altland to use the services of Gateway Engineers at their 2008/2009 professional services hourly rate to assist is the pending Merante Contracting mediation session.

The Board on unanimous vote on motion by Kenneth Heirendt and second by Blane Volovich authorized KLH Engineers to work toward resolving issues with Kranick Environmental on liquidated damages.

ADJOURNMENT

There being no other business by unanimous vote on motion by Brian Altland and second by Kenneth Heirendt the meeting was adjourned at 10:20 PM. The next regular meeting is scheduled for Thursday, January 8, 2009 at 7:30 PM.

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Secretary