

Cecil Township Municipal Authority
Monthly Meeting
January 25, 2011

The Cecil Township Municipal Authority held its' annual reorganization and regular monthly meeting on Tuesday, January 25, 2011 at the Cecil Township Municipal Building. Chairman Donald Gennuso called the meeting to order at 6:10 PM with Stephanie Lucchino, Blane Volovich and Leslie Peters present. Also present was Romel Nicholas, Gaitens, Tucceri and Nicholas; Eric Tissue, KLH Engineers Inc., Walter O'Shinski P.C. and Dennis Bell, Administrator.

REORGANIZATION

Chairman Donald Gennuso opened the meeting accepting nomination of officers for 2011.

The Board by unanimous vote on motion by Stephanie Lucchino and second by Blane Volovich nominated and appointed Donald Gennuso as Chairman for 2011.

The Board by unanimous vote on motion by Blane Volovich and second by Donald Gennuso nominated and appointed Stephanie Lucchino as Vice Chairman for 2011.

The Board by unanimous vote on motion by Stephanie Lucchino and second by Donald Gennuso nominated and appointed Blane Volovich as Secretary/Treasurer for 2011.

The Board by unanimous vote on motion by Blane Volovich and second by Stephanie Lucchino nominated and appointed Leslie Peters as Assistant Secretary/Assistant Treasurer.

The Board by unanimous vote on motion by Blane Volovich and second by Stephanie Lucchino appointed Gaitens, Tucceri and Nicholas as Solicitor.

The Board by unanimous vote on motion by Stephanie Lucchino and second by Blane Volovich appointed KLH Engineers, Inc. as Consulting Engineer.

The Board by unanimous vote on motion by Blane Volovich and second by Stephanie Lucchino appointed PNC Bank as Trustee/Paying Agent.

The Board by unanimous vote on motion by Blane Volovich and second by Stephanie Lucchino set the 2011 monthly meeting day as the 3rd Tuesday at 6:00 PM.

ADOPTION OF 2011 BUDGET

The Board on unanimous vote on motion by Stephanie Lucchino and second by Blane Volovich adopted the 2011 Budget.

MINUTES OF DECEMBER 21, 2010

The Board on a 3 to 1 vote on motion by Leslie Peters and second by Blane Volovich approved the minutes of the meeting of December 21, 2010. Stephanie Lucchino abstained.

COMMENTS FROM THE FLOOR

Marion Fleeher addressed the Board regarding issues related to the acquisition of her treatment facilities. She stated a meeting is scheduled for Thursday, January 27, 2011 at 10 AM at the PA DEP headquarters. She confirmed that she would be in attendance. Attorney Romel Nicholas stated the Board may not make any comments due to pending litigation. He stated to Mrs. Fleeher that she is represented by counsel.

Terri Ferragonio addressed the Board regarding attempts to settle the legal issues. She stated that the Board should be fair in their dealings with her mother Mrs. Fleeher and should work toward resolving the litigation. She stated a fair offer should be made. Terri Ferragonio stated their purpose for attending the meeting was to speak face to face with the Board members as opposed to speaking through intermediaries.

Ronald Fleeher commented on the sewer lines and stated the Authority will benefit from the additional customers and income that will be generated. He made a comment that the Board monthly has discussions on the Fleeher litigation matter in executive session with nothing ever being reported to the public.

ENGINEER REPORT

UPDATE ON ELM DRIVE GRINDER PUMP PROJECT

Walter O'Shinski advised the Board that the Elm Drive Grinder Pump is waiting for the deed of dedication from the Washington County Redevelopment Authority.

SOLICITOR REPORT

Romel Nicholas stated his monthly report was circulated to the Board prior to the meeting. He requested the issues regarding Fleeher and Sitarik be held for Executive Session. He reported on four outstanding issues for Board consideration at a future date. The items mentioned were insurance claims on the Sitarik contract; the rules and regulations manual; ongoing hearings at the district magistrate for properties not connected; and the hearing scheduled by PA DEP for January 27, 2011.

BUSINESS MANAGERS REPORT

AUTHORIZE RENEWAL OF CD 13018987 WITH SLOVENIAN SAVINGS

The Board on unanimous vote on motion by Stephanie Lucchino and second by Blane Volovich authorized renewing certificate of deposit number 13018987 with Slovenian Savings for a period of one year at the rate of 1.95% with an APY of 2.00%.

AUTHORIZE SIGNING RESOLUTION 2010-8 – ENABLING RESOLUTION FOR CONDEMNATION

The Board on unanimous vote on motion by Leslie Peters and second by Blane Volovich authorized signing Resolution 2010-8 the enabling resolution for property condemnation.

AUTHORIZE TRANSFER OF FUNDS FROM PNC DEVELOPER ESCROW ACCOUNT TO PNC SWEEP ACCOUNT

The Board on unanimous vote on motion by Blane Volovich and second by Stephanie Lucchino authorized transferring \$98,007.02 from the developer escrow account to the PNC Bank sweep account. Dennis Bell stated the funds are deductions made from the developer accounts for work completed in 2010.

AUTHORIZE TRANSFER OF FUNDS FROM PNC TAP-IN ACCOUNT TO PNC SWEEP ACCOUNT

The Board on unanimous vote on motion by Leslie Peters and second by Blane Volovich authorized transferring \$65,000.00 from the PNC tap-in account to the operating sweep account with PNC Bank.

PA-AMERICAN WATER COMPANY SHUT OFF POLICY – LANDLORD AUTHORIZATION

Dennis Bell advised the Board that PA-American Water Company will not shut off water to properties between December 1 and March 31 as the Authority elected not to sign a letter accepting full responsibility and liability for damage caused by the water being shut off. He inquired if the Board would be willing to authorize shut off if the landlord signed a letter accepting full responsibility and liability for damages to their property. The Board elected to take no action on the issue.

AUTHORIZE REFUND TO ACCUTREX PRODUCTS

Dennis Bell advised the Board of a letter received from Accutrex Products for a water leak on the fire suppression system on their property in Southpointe. The leak occurred on the water line servicing the fire line and in their exterior metering pit. This line has a separate metering system and is independent of their water consumption meter. They reported that no water from the leak entered the sanitary sewer system but flowed into the storm sewer system. Under these circumstances, a refund would be appropriate.

The Board on unanimous vote on motion by Leslie Peters and second by Blane Volovich authorized a refund equivalent to 750,400 gallons of water as shown in the PA-American Water Company report.

NOVEMBER 2010 FINANCIAL REPORT

Dennis Bell stated the financial report for the month of November 2010 was provided for the Board to review.

CORRESPONDENCE

There were no comments on the correspondence.

PAYING OF EXPENSES/TRANSFER OF FUNDS ETC.

A unanimous vote on motion by Blane Volovich and second by Leslie Peters the Board authorized payment of expenses and transfers as follows.

DMR Review and Approval; Payment of Expenses/Invoices etc.
Employee Payroll; 941 Tax Deposit; Employee State Tax Payment
Discharge Monitoring Reports were approved for submission to the PA DEP

EXECUTIVE SESSION

The Board on unanimous vote on motion by Leslie Peters and second by Blane Volovich entered into executive session at 6:58 PM to discuss litigation on the Sitarik contract and the Fleeher litigation issue. The Board ended the executive session at 7:50 PM and returned to the general session.

AUTHORIZE SIGNING MUTUAL RELEASE WITH GATEWAY ENGINEERS

The Board on unanimous vote on motion by Blane Volovich and second by Leslie Peters authorized signing a release for Gateway Engineers regarding the Millers Run Project.

AUTHORIZE THE SOLICITOR AND STAFF TO MEET WITH PA DEP AND FLEEHER

The Board on unanimous vote on motion by Stephanie Lucchino and second by Leslie Peters authorized Romel Nicholas, Walter O'Shinski and Dennis Bell to attend a PA DEP meeting scheduled on Thursday, January 27, 2011 on the Fleeher matters.

ADJOURNMENT

There being no other business by unanimous vote on motion by Leslie Peters and second by Blane Volovich the meeting was adjourned at 7:54 PM. The next regular meeting is scheduled for Tuesday, February 15, 2011 at 6:00 PM.

Secretary