

ANTRIM TOWNSHIP MUNICIPAL AUTHORITY
REGULAR MEETING OF JANUARY 28, 2008

The Antrim Township Municipal Authority met Monday, January 28, 2008, at 7 p.m., in the Antrim Township Municipal Building with the following members in attendance: Roy Baum, B.J. Roberts Jr., Elwood Myers, Robert Schemmerling and Rodney Eberly. Also attending were Shawn Meyers, Solicitor; Charles Goetz Jr., Director of Public Utilities; Ben Thomas Jr., Township Manager; Larson Wenger, Utilities Superintendent; and Dave Brinjac of Brinjac Engineering.

Audience members included Tex Myers, Tom Myers, Fred Young, Sandy Shaleen, John Wardzinski, Sam Miller and Curtis Myers.

Vice Chairman Baum called the meeting to order at 7:00 p.m.

On a Roberts/Schemmerling motion, passed 5-0, Baum was appointed temporary chairman for the purpose of reorganization.

On a Roberts/Schemmerling motion, passed 5-0, Elwood Myers was appointed chairman.

On a Roberts/Myers motion, passed 5-0, Roy Baum was appointed vice-chairman.

On a Schemmerling/Myers motion, passed 5-0, B.J. Roberts Jr. was appointed secretary.

On a Roberts/Myers motion, passed 5-0, Robert Schemmerling was appointed treasurer.

On a Roberts/Schemmerling motion, passed 5-0, Rodney Eberly was appointed assistant secretary/treasurer.

On a Roberts/Baum motion, passed 5-0, Charles Goetz Jr. and Ben Thomas Jr. were authorized to act on behalf of the Antrim Township Municipal Authority for the day-by-day business/operations.

Schemmerling discussed the possibility of obtaining a tape recorder so that all future ATMA meetings could be recorded. Thomas suggested that a tape recorder be purchased for use by the Board of Supervisors and the ATMA as well as other Boards that might want to use it.

The November 19 meeting minutes were deemed approved as there were only two members eligible to vote on the November meeting at the December meeting and this meeting.

On a Baum/Roberts motion, passed 3-0, the meeting minutes of December 17 were approved. Schemmerling and Eberly were not eligible to vote as they were not ATMA members at that time.

On a Roberts/Baum motion, passed 5-0, the Treasurer's Report for Water was approved along with the payment of bills.

Tex Myers, developer of Stone Mill Estates, was on hand to address the Authority concerning his Deed of Dedication for infrastructure that is ready for acceptance by the Board of Supervisors. It has come to the attention of the Authority that a portion of the wall of a sediment pond improperly encroaches within the ATMA easement area. According to the Authority's Solicitor numerous problems could arise from this situation: 1) the wall places excess material in the easement area that may have to be removed or altered in order for repairs or maintenance to be performed; 2) alteration of the sediment pond may require the ATMA to seek waivers from the Board of Supervisors and/or permission from the owners of the real estates on which the pond is located to perform such work; and 3) if the sediment pond wall were to be weakened resulting in a collapse and release of water on to the residential lots, the Authority may be exposed to a significant liability to the owners of the lots affected.

After much discussion and remedies of how this situation can be averted in the future, a Schemmerling motion to allow this additional material (fill) in the easement but trees in the easement should be removed died for lack of a second.

Fred Young, Antrim Township Board of Supervisors member arrived at this time.

At this point in the discussion, Manager Thomas stated that a quorum of Supervisors attended and that a meeting of Supervisors at this time had not been advertised.

Further discussion ensued with comment made that the owner of the stormwater bank should be held responsible to put back the bank as per the approved plans. Solicitor Meyers stated that an agreement would have to be signed by either the developer or the Homeowner's Association. Myers at one point said he was willing to do something, possibly removing 6 to 8 feet of dirt at the manhole.

A Schemmerling/Eberly motion, passed 4-1, (Myers voted "nay") to **not** seek enforcement action on this issue as per the fill materials, but to seek enforcement action and require the trees in the easement to be removed within one month.

On a Schemmerling/Baum motion, passed 5-0, the following sewer facilities planning modules were approved:

Justin Hollingshead, 2-lot Subdivision, West Weaver Road (On-lot);

Darwin Cook, non-building, Sheller Road; and

Thomas and Pearl Statler, non-building, Enoch Brown Road.

On a Baum/Eberly motion, passed 5-0, **TCA Facility**, Land Development, John Wayne Drive was approved for restamp.

On a Schemmerling/Baum motion, passed 5-0, **Paulmark Estates Phase VI**, 7-lot Subdivision, Paulmark Avenue was approved.

On a Baum/Roberts motion, passed 5-0, the following subdivision plans were recognized as having on-lot systems or as being lot additions:

I-81 Equipment Sales, Land Development, Antrim Church Road (On-Lot);

Ralph Tracey. 1-lot Subdivision, Hollowell Church Road (On-lot);

Stonebridge Farm, 64-lot Subdivision, Stonebridge Road (On-lot);

A.G. McClanahan, Hollowell Church Road (Lot Addition);

Hollowell Brethren in Christ Church, Land Development, Hollowell Church Road, (On-lot);

Hollowell Brethren in Christ Church, Hollowell Church Road (Lot Addition);

Kell/Woodring, 3-lot Subdivision, Hollowell Church/McDowell roads (On-lot);

Thomas and Pearl Statler, 1-lot Subdivision and 2 lot additions, Enoch Brown Road; and

Cook to Amend, Sheller Road (Lot Addition).

Goetz reported that documents for the Deed of Dedication for the Melrose Meadows pump station had not been received for signatures. On a Roberts/Baum motion, passed 4-0-1, Schemmerling abstained, authorization for any one of the Authority members to sign the documents when they become available,

was approved.

At this time, Supervisor Fred Young referenced the three Supervisors in the audience and said that according to the Sunshine Laws, page 6, members of the Board of Supervisors may meet in private but the meeting is limited to open discussion.

Goetz reported that the Township's pre-treatment ordinance for non-residential discharge had been sent to the Environmental Protection Agency (EPA) with EPA responding that two definitions had to be changed prior to the issuance of public notification. Goetz said about seven of the Authority's customers would be affected by this ordinance.

On a Roberts/Baum motion, passed 5-0, authorization was given for various employees to attend Continuing Education Classes when such occasions arise, to maintain/obtain PA Department of Environmental Protection licenses.

On an Eberly/Baum motion, passed 5-0, non-residential property owners who disconnect from the public sewer system for one reason or other, will lose their tap fee and at such a time when they wish to reconnect, they will pay the current tap fee at that time.

Solicitor Meyers will have a document stating the resolution prepared for the next meeting.

On a Schemmerling/Roberts motion, passed 5-0, an engagement letter for Smith, Elliott, Kearns and Co. Inc. to audit the financial statements at an estimated fee of \$9,750.00 of the Antrim Township Municipal Authority was approved and signed.

Goetz reported that a signed agreement from Horstdale, a land development plan on Hollowell Church Road had been received. The agreement allows Horstdale to do their land development plan without connecting to public sewer at this time. However, if in the future they do any more development at the property, they will be required to connect to public sewer.

Wenger reported that there were a few corrections that need to be made before the Bureau of Labs issued accreditation. He said that these corrections were being made.

He also reported that during February staff will be looking at the spec books to see if any changes need to be made for both water and sewer.

Goetz reported that construction of a gravity line for the elimination of Lift Station 4 probably won't get underway until October 1 as there are easements that still must be obtained.

Solicitor Meyers will prepare an intergovernmental agreement for service that will allow Mike Grove, of Buchanan Trail West, to connect to Peters Township sewer instead of Antrim Township as his property lies in both Townships.

Wenger reported that the Consumer Confidence Report is being prepared for water customers.

He also reported that since the antennas were placed higher on the water tank in Cedarbrook, the system is working fine.

On a Roberts/Baum motion, passed 5-0, a stormwater agreement was signed for the Antrim Township Municipal Authority water treatment plant land development plan.

On a Roberts/Baum motion, passed 5-0, the Municipal Authority authorized the Authority's engineer to recalculate the sewer tap fee and the water tap fee under Act 57 guidelines and make a report to the Authority at its February meeting for consideration.

Goetz reported that he had attended the Pennsylvania Infrastructure Investment Authority (Pennvest) meeting to which an application had been submitted for funding of the water treatment plant expansion. Pennvest granted funding in the amount of \$1,863,430.00 for the project. Goetz said that the Authority

must decide how far they want to go with the current land development plan, what can the Authority afford and what is the build-out. Dave Brinjac of Brinjac Engineering will work through the numbers and have some proposals within 30 days.

Goetz said that economic development is a big issue and water expansion is needed for economic development. To get economic development, the Authority needs to make a commitment and be ready to sell water.

On a Schemmerling/Baum motion, passed 5-0, the Municipal Authority will schedule three worksessions to discuss sewer, its assets and background; water, its assets and background; and overall planning.

The worksessions will be held Monday, February 18, 2008 at 7:00 p.m.; Monday, March 24, 2008 at 7:00 p.m.; and Monday, April 21, 2008 at 7:00 p.m.

On a Roberts/Schemmerling motion, passed 5-0, the Municipal Authority signed a right-of-way agreement with Food Lion.

On a Roberts/Baum motion, passed 5-0, Brinjac Engineering was appointed as the Authority's engineers for wastewater.

On a Roberts/Eberly motion, passed 5-0, Shawn Meyers was appointed as the Authority's Solicitor.

On a Baum/Roberts motion, passed 5-0, the meeting adjourned at 9:40 p.m.

The next meeting will be a worksession to be held Monday, February 18, 2008 at 7:00 p.m.

The next regular meeting of the Antrim Township Municipal Authority will be Monday, February 25, 2008 at 7:00 p.m.

Respectfully submitted,

Joyce A. Nowell

Recording Secretary