

MINUTES OF THE ANTRIM TOWNSHIP MUNICIPAL AUTHORITY
REGULAR MEETING

October 25, 2010 7:00 p.m.

The Antrim Township Municipal Authority held a meeting on Monday, October 25, 2010 in the Antrim Township Municipal Building, 10655 Antrim Church Road, with the following present: Chairman Robert Coladonato, Vice Chairman Rodney Eberly, Treasurer Robert Schemmerling, Secretary Elwood Myers, and Assistant Secretary/Treasurer M. Chad Murray. Others attending included Linus Fenicle, ATMA Solicitor; Brad Graham, Township Administrator; and Mary Klein, Township Secretary.

Visitors: There were none.

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

Chairman Coladonato called for public comment. There was none.

A Murray/Eberly motion passed 3-0 (Myers & Schemmerling abstained) to approve as written the regular meeting minutes from September 27, 2010 and the special joint meeting minutes from October 4, 2010.

A Schemmerling/Myers motion passed with unanimous vote to approve the payment of the Water department bills.

An Eberly/Schemmerling motion passed with unanimous vote to approve the payment of the Sewer department bills from the Repair & Improvement fund.

A Myers/Eberly motion passed with unanimous vote to approve the payment of the Water Plant Expansion bills from the Project fund.

A Schemmerling/Murray motion passed with unanimous vote to approve sending a sewer facilities planning exemption request to DEP for Raymond & Anna Wishard, a 1-lot subdivision on Clayhill Road with a note to be added to the plan stating that the sewer lines should be on separate easements.

An Eberly/Murray motion passed with unanimous vote to approve sending a sewer facilities planning exemption request to DEP for Darrell Gible, a 1-lot subdivision on Browns Mill & Kauffman Roads with a note to be added to the plan stating that they not be able to sub-divide the duplex lot or separate it further now.

A Schemmerling/Coladonato motion passed with unanimous vote to recognize the sub-division plan for Clara Ann Buchanan, a 1-lot subdivision on West Weaver Road that will be served by an on-lot septic system.

Brad Graham, Township Administrator addressed the ATMA regarding the Act 537 plan and stated that the Board of Supervisors will be reviewing the Sewer Service Area Map for inclusion in the plan.

Mr. Graham also addressed the ATMA regarding the refinancing of the Sewer bonds proposals that were received. Mr. Graham is recommending that we choose a financial advisor from either PFM or RBC since they both have worked with other municipalities. Mr. Graham noted that there are differences between the two financial advisors:

PFM – Internet sale

RBC – Negotiate sale

PFM - Represents client

RBC – Represents client & investor

PFM – Stable market

RBC - Volatile market

PFM - Lower rates

RBC – Higher rates

Mr. Graham is recommending that we move forward with PFM. Chairman Coladonato questioned if we choose PFM would the ATMA then need to turn the sewer system over to the Township. Mr. Graham replied that the ATMA would not necessarily need to turn the sewer system over to the Township that it could be done through a General Obligation bond. One of the options to refinance through PFM would free up the Debt Service Reserve fund. Mr. Graham also noted that we would get a better rate if the lease back was eliminated. Chairman Coladonato thinks we should keep the status quo and not turn the sewer system over to the Township. Mr. Graham noted that the refinancing won't be done until after the first of the year so we can combine the 2005 and 2006 series bonds since both bonds will be ready to be refunded in February 2011. Treasurer Schemmerling stated that he would like to explore turning the sewer system over to the Township.

A Schemmerling/Murray motion passed with unanimous vote to select PFM as the financial advisor for refinancing the Sewer bonds with the caveat that the ATMA would like to explore both options.

A Myers/Eberly motion passed with unanimous vote to recommend that a sewer waiver request for 2794 Anna Court be granted since the mobile home on the property was removed and the sewer line has been capped and inspected.

A Schemmerling/Murray motion passed with unanimous vote to recommend that a sewer waiver request for 3573 Brook Street be denied since the sewer service is still connected and the home is potentially being prepared for a rental and the contractor could be using the facility; with a note that they can ask for another sewer waiver request if the sewer service is disconnected and inspected.

Chairman Coladonato addressed the rest of the ATMA regarding consultant engineer RFQ's that Brad Graham, Township Administrator received last year from other engineers. Coladonato asked the ATMA if they would be open to appointing more than one engineer next year because he thinks we would have more flexibility if we have more than one. Coladonato noted that we received RFQ's from Brinjac, Dewberry and Martin & Martin. Coladonato is suggesting a different approach regarding engineering services and he is asking the other ATMA members for their ideas or comments on this issue.

Brad Graham, Township Administrator addressed the ATMA regarding the bids that were received for the Lift Station #6 replacement project. Mr. Graham noted that the lowest bids that were received were from PSI Pumping in the amount of \$290,400.00 for the General Construction and Monacacy Valley Electric, Inc. in the amount of \$54,160.00 for the Electrical Construction and he is recommending that we accept these bids. Mr. Graham noted that the timeframe to complete the project would be 8-10 months.

A Myers/Schemmerling motion passed with unanimous vote to accept the lowest bids for the Lift Station #6 replacement project from PSI Pumping in the amount of \$290,400.00 for the General Construction and Monacacy Valley Electric, Inc. in the amount of \$54,160.00 for the Electrical Construction.

Mr. Graham also addressed the ATMA regarding a proposal that was received from Brinjac for the completion of the Chapter 92 compliance report in the amount of \$6,916.00.

Mr. Graham also addressed the ATMA regarding connecting the Township building to the sewer system. Mr. Graham stated that one of the options is to connect to the sewer line at the Greencastle

Lube Center and they would continue to own the line or the Township could assume ownership of the line. Another option would be to run a new line to Route 16. Coladonato commented that he has problems with connecting to a 2" line and making it a public line. Schemmerling commented that we have never allowed this for anyone else to have two businesses on a force main. There was also discussion about connecting the Senior Center and boring under I-81 and doing it in phases and asking the Board of Supervisors for some financial support. The ATMA and BOS could collaborate on this phase of the Lift Station #3 elimination and use Repair & Improvement funds for this. The ATMA is in favor of doing a separate line all the way to Route 16 and they would like Mr. Graham to contact the County to see if they are interested in getting the Senior Center off a septic tank.

Mr. Graham also addressed the ATMA regarding a delinquent sewer bill for the State Line Motel that has a current balance of over \$20,000.00. Staff has been told on different occasions that they are in the process of selling the business and are filing for bankruptcy but we have not received any official notice of this. We cannot shut off water service because they are not on public water. Solicitor Fenicle stated that he thinks we could shut off the sewer line and put a stop in the line or put in a valve to cut it off if they don't pay the fee as long as it is done at the main line. Solicitor Fenicle believes we can do this legally. Fenicle also recommended getting a judgment in Pennsylvania court and transferring it to Maryland since the business is actually located in Maryland. Eberly recommended contacting Maryland DEP to make sure they don't have any regulations that would prevent us from shutting off the sewer service. Solicitor Fenicle said he will take a closer look at this to see if we could shut off the sewer service.

Brad Graham, Township Administrator addressed the ATMA regarding the 2011 Water budget. Mr. Graham noted that he has met with the Chairman and the Treasurer and they worked on a preliminary budget.

Mr. Graham also addressed the ATMA regarding authorizing the Water Plant Operator, Roger Nowell to act as the authorized agent to submit reports to EPA. Mr. Graham sent a letter to the EPA authorizing Mr. Nowell to be the authorized agent.

Mr. Graham also addressed the ATMA regarding change order requests for the Water Treatment Plant Upgrade project. Trademark Contracting Corp. has requested change orders for the General Construction totaling \$20,453.95; however Brinjac is only recommending that we accept change orders in the amount of \$1,052.36. Also, B & R Electrical Contractors, Inc. has requested change orders in the amount of \$27,135.00 to cover a 4th filter that was an add alternate that was not included in the original electrical construction costs and Brinjac recommends accepting this change order. Mr. Graham is recommending that the ATMA accept the change order requests as recommended by the engineer. The ATMA would like Mr. Graham to check if the money is available in the grant funds to cover the electrical change order request.

An Eberly/Murray motion passed with unanimous vote to approve a change order request for Trademark Contracting Corp. in the amount of \$1,052.36 per the recommendation from Brinjac.

A Schemmerling/Myers motion passed with unanimous vote to approve the change order request for B & R Electrical Contractors, Inc. in the amount of \$27,135.00 contingent upon the money being available from the grant and making sure it is compatible with the grant.

Brad Graham, Township Administrator gave the ATMA an update at this time on several Sewer items. The Notice to Proceed has been sent to the contractor for the Izer property repairs. A letter was sent to Jethro Reid regarding connecting to the sewer system. The Sewer System Maintenance Committee has provided documents to Rodney Eberly for review. There is nothing new with the Chapter 94 Committee as reported by M. Chad Murray.

Mr. Graham also noted that he e-mailed Mr. Neikirk about making financial arrangements for the payment of the water line repairs.

Mr. Graham gave the ATMA an update on the Wastewater Treatment Plant Operations and noted that the UV System may need to be repaired or replaced. Schemmerling asked if the ballasts and bulbs that were ordered if they were the same as the ones that were fixed three months before. Mr. Graham was not sure about this but he noted that the landfill was notified to increase their flows. Mr. Graham also reported that the Lift Station # 4 elimination project is complete and final payment has been made. Mr. Graham also reported that there is a punch list of items to be completed for the Lift Station # 15 project. Mr. Graham also noted that there is a blower down at the WWTP and they are working on getting it fixed for permit and compliance issues.

Mr. Graham also reported that he sent an e-mail to the ATMA members concerning updates on the Water Treatment Plant Upgrade project.

Dave Brinjac gave a report on the Lift Station #17 repairs and noted that they are still working on this and should be finished within the next couple weeks. Mr. Brinjac also noted that they are working on designs of the replacement of Lift Station #3.

Linus Fenicle, ATMA Solicitor gave an update on the Washington Farms issue and stated that he has received no formal response from Paul Schemmel. Fenicle noted that he will send them one last letter and then we have the authority to proceed with this legally.

Solicitor Fenicle also gave an update on the GAFCWA purchase of the Antrim Township Water System. He noted that Mr. Graham sent an e-mail to the ATMA members that he would like to discuss in Executive Session. Mr. Graham noted that he received a letter from Ken Womack that we could discuss in open session but the monetary issues would need to be discussed in Executive Session. The letter addresses issues that the GAFCWA board believes are outstanding issues and they think we should use a mediator to resolve the issues. The GAFCWA Board is recommending that we use Mike Ross of the FCADC to be the mediator. They would like to have a meeting this Thursday to provide him with the issues. Schemmerling stated that he is agreeable with this option, however Eberly stated that he thinks Mr. Ross has too much in this to be the mediator. Solicitor Fenicle reminded the ATMA members that we are not obligated in any way by meeting with the mediator. Coladonato thinks it is a good idea but there needs to be a time limit to resolve the issues. The ATMA members decided that Eberly and Coladonato would meet with Mike Ross on Thursday afternoon.

A Murray/Eberly motion passed with unanimous vote to adjourn into Executive Session at 8:37 p.m.

A Myers/Eberly motion passed with unanimous vote to adjourn the Executive Session and resume the regular meeting at 9:04 p.m.

A Myers/Eberly motion passed with unanimous vote to adjourn the regular meeting at 9:04 p.m.

Respectfully Submitted,

Mary A. Klein

Recording Secretary