

EAST BERLIN AREA JOINT AUTHORITY
103 LOCUST STREET, PO BOX 37
EAST BERLIN, PA 17316
January 3, 2013

The monthly meeting of the East Berlin Area Joint Authority was held on January 3, 2013 at 103 Locust Street, East Berlin, PA 17316, and was conducted by Chairman Gerald L. Mummert. The meeting opened with the Pledge of Allegiance at 7PM.

Members Present: Chairman Gerald L. Mummert; Charles Krall; David Richards; John O'Brien; and Robert Clayton.

Also Present: Secretary, Hannelore Furst; Treasurer, Charles Eisenhart; Solicitor Matthew Battersby; Bruce Hulshizer of Buchart-Horn; John Scrivens; Nathan Boyer; and Roberta Teal.

Minutes: *A motion was made by John O'Brien to accept the minutes of December 6, 2012, as amended; as noted with a second by Robert Clayton. In the first paragraph at the end of the Engineer's Report **add the sentence**; Looping of water main at East Lynn Drive to Harrisburg Street was suggested to be bid as base bid and remaining water main replacement as an add alternate. Also; the Budget information in the Treasurer's report incorrectly listed two CR Water Funds; the second one should read **CR Sewer Fund**-Revenues: \$244,782.00; Expenses: \$263,160.36. **Motion carried with additions and corrections.***

Payment of Bills: All members received a copy of the bills and receipts for December, which totaled \$43,432.12, from the operating funds. These bills were pre-approved at December's meeting with the authorization of the Chairman.

It was noted that Hamilton Township has re-appointed John O'Brien to serve another 5 years on the Authority Board. All other positions or appointments of the Authority Board will continue as same from January 2012.

Public Comment: None

Engineer's Report: Bruce Hulshizer of Buchart-Horn reported the Water System Improvement Project will be advertised on Monday January 7, 2013; bids to be opened on February 7, 2013, at the meeting. The closing date for Pennvest settlement has been changed to April 2, 2013. Bruce mentioned an additional easement in Beaver Colony is needed for the project. Group Hanover, Inc (GHI) has provided a proposal of \$300 to put together the legal description for inclusion into the easement document. *A motion was made by John O'Brien to accept GHI's proposal for \$300; with a second by Charles Krall. **Motion carried.***

Bruce also mentioned that he and Joe Grohal met with Met-Ed at the Buttercup Farm area to plan for the 3 phase electric service for Well 6. Met-Ed suggested running service underground along the access easement we obtained previously. The Met-Ed work is estimated to cost \$27,000; and would be considered part of the Pennvest project loan. It was suggested to contact the new owners of the property and inform them of the project and keep them up to date on what would be happening around their property.

Solicitor's Report: Solicitor Battersby informed the Board that the Reading Township Agreement has been reworked with Exhibit A including a surcharge. He also included an Exhibit B, which shows where Reading Twp would have to tie in their lines to the Authority's system; which would be under the Conewago Creek and for Conewago Park area only. Solicitor Battersby also incorporated Mr. Richards' suggestions. Mr. Richards suggested defining the monthly flow exceedence. There were some other corrections and suggestions that Solicitor Battersby will add to the agreement. Solicitor Battersby asked for a general consensus to present the corrected agreement to Solicitor Sharon Myers; consensus was granted.

Treasurer's Report: Charles Eisenhart reported there are 5 accounts that will be sent to the District Justice. There was a brief discussion on an account that was listed under a tenant's name with permission from the landlord; but the tenant has now moved and has not paid the bill. Solicitor Battersby stated the charge will be added to the landlord's current bill. It was mentioned that currently there are 161 automatic read meters installed and the remaining 39 will be

reserved for any malfunctioning meters that will need to be changed. Presently; there is no intention of buying any more at this time because of the financing situation with the water system project.

There was some discussion on a landlord that does not want to change out the meters at his apartments. The secretary will set up an appointment for the staff to change the meters; if a problem ensues then the solicitor will handle the problem legally.

New Business: Chairman Mummert presented the Board with Resolution 2013-1: amending Resolution 2010-3; Establishing and Imposing a Sewer Tapping Fee to match the Act 357 plan. The sentence; "And whereas, the Authority is planning to construct a new wastewater treatment plant." was deleted, the tapping fee amount was changed to \$5,128.00 and the EDU's were changed to 300. *A motion was made by Charles Krall to approve Resolution 2013-1 as amended; with a second by Robert Clayton. By Roll call vote:* all members voted yes. **Motion carried by unanimous vote** and made a part hereof.

Chairman Mummert requested an executive meeting concerning personnel matters after the regular meeting.

Old Business: Charles Krall discussed the Rapid Response system and making this service available to other entities. This was tabled again until next meeting. There was a discussion on collecting the pricing information, clarifying and verifying whether we can add other entities under the Authority; about direct competition with Rapid Response if we add other entities. Solicitor Battersby suggested requiring the person responsible of utilizing the system has the authority from that entity to commit them to paying the expense for using the system.

Robert Clayton stated he would discuss the suggested changes to the pension plan at the executive meeting.

Operator's Report:

Nathan Boyer-nothing to report.

John Scrivens- the nitrate sample for this quarter was taken and everything came back good.

Chairman Mummert presented pictures of the excellent work the boys did cleaning and power washing the building on Fish and Game Road.

Correspondence:

- Email from David Richards concerning old business which was covered earlier in the meeting.

The regular meeting closed at 7:40PM for an Executive Meeting on personnel matters. The Executive meeting closed at 8:19 PM and the regular meeting reopened.

A motion was made by Charles Krall to establish a graduated progressive pay scale for the employees; with a second by Robert Clayton. Motion carried. Information will be presented at the next meeting.

*A motion was made by Robert Clayton to amend Resolution 2012-13 of PA Municipal Retirement System (PMRS). Changes include **Page 16**; Section 6.1 (a) should read: An annuity calculated by multiplying the Member's Final Salary by all years credited service and multiplied by the benefit accrual rate of one point five percent (1.5%). Provided, however, in no event shall this annuity exceed forty percent (40%) of the Member's Final salary; on **Page 21**-delete section (f) (ii) completely; with a second by John O'Brien.* It was stated the Authority would draft a new ordinance and send to PMRS for clearance, and then it can be adopted. There was discussion on the 40% being the standard norm and would not affect the current employees. By Roll call vote: all members voted yes. **Motion carried by unanimous vote.**

The next scheduled meeting will be February 7, 2013 at 7 PM.

There being no further business, *Robert Clayton made a motion to adjourn the meeting; with a second by Charles Krall.*

Motion carried. Meeting adjourned at 8:30 PM.

Respectfully submitted

Hannelore B. Furst, Secretary EBAJA