

EAST BERLIN AREA JOINT AUTHORITY  
103 LOCUST STREET, PO BOX 37  
EAST BERLIN, PA 17316  
April 5, 2012

The monthly meeting of the East Berlin Area Joint Authority was held April 5, 2012 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:** Gerald L. Mummert; John O'Brien; Robert Clayton; Charles Krall; and David Richards

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

**Minutes:** *A motion was made by Robert Clayton to accept the minutes of March 1, 2012, with a second by Charles Krall.*

**Motion carried.**

**Payment of Bills:** All members received a copy of the bills and receipts for March, which totaled \$34,891.46, from the operating funds. *John O'Brien moved to pay the bills for March; with a second by Robert Clayton.* **Motion carried.**

**Public Comment:** None

**Engineer's Report:** Bruce Hulshizer of Buchart-Horn presented information about the National Pollutant Discharge Elimination System (NPDES) permit which will expire on Feb. 28, 2013 and the application must be submitted by September 1, 2012. *A motion was made to authorize Buchart-Horn to prepare and submit the application on behalf of the Authority by Robert Clayton, with a second by John O'Brien.* **Motion carried.**

Bruce mentioned the Central Pennsylvania Water Quality Association (CPWQA) will be conducting their meeting and taking a tour of the Wastewater treatment plant on May 11, 2012.

Bruce also reported on the correspondence from the Susquehanna River Basin Commission (SRBC) concerning the Aquifer testing waiver requests and the groundwater withdrawal applications for Wells 1, 2, 4, and 5. Bruce summarized the letter as follows: Wells 1, 2, and 4, pre date the commission's groundwater withdrawal regulation (grandfathered); Well 5- SRBC withdrawal approval of June 5, 1986 was not to exceed 50gpm and not to exceed 8 hours a day. Wells 6 and 7 (TW-1 and TW-2) were permitted. SRBC will not waive the aquifer testing requirements for Wells 1, 2, 4, and 5; because the requests do not sufficiently demonstrate the historical use of each well. The commission determined these tests are necessary to thoroughly evaluate the requested withdrawals and to ensure the groundwater resources are adequate to supply the project without causing adverse impact to other users or the environment. Each withdrawal application must include the results of the aquifer testing in an interpretive hydrogeologic report. The application and reports must be submitted by June 28, 2012. Bruce explained the testing plan; they would have to do a step test and video well 1. Well 2 and 4 was already done. There was discussion on requesting monetary help from the state representatives for getting the plan implemented. Bruce mentioned the data logging but would continue checking for more information on this; he gave an estimated figure of \$4,150.00 for the data logging of Well 1, 2, and 4.

Chairman Mummert and Bruce discussed the Docket information for Well 6 and 7. The docket is good for three years and the time frame has expired. There has to be some activity with those two wells. The Authority obtained an easement and is performing aquifer testing on the existing wells. There was discussion on the pricing of Kohl Bros step testing and videoing for \$11,350 and installing the level sensing system for well 1 for \$4,500, and B-H price of \$8,000.00 for Teresa Blauch, Hydrogeologist. *Charles Krall made the motion to authorize Teresa Blauch of Buchart-Horn to coordinate with Kohl Bros. to perform the step testing and videoing for \$8,000; with a second by John O'Brien.* **Motion carried.** *A second motion was made by Robert Clayton for Kohl Bros to do the actual work of step testing, videoing and pulling the pump for \$15,850.00; with a second by David Richards.* **Motion carried.**

**Solicitor's Report:** Solicitor Battersby reported on a delinquent account at the Magistrate and there is a hearing on April 12, 2012.

Solicitor Battersby mentioned his meeting with Senator Alloway to help the Authority to acquire some state funds to help with the nitrate testing problems and the SRBC applications. He will be making a follow up call.

Solicitor Battersby presented **Resolution 2012-3**-PMRS Amending its Municipal Pension Plan to agree to be Bound by all Provisions of the PA Municipal Retirement Law. PMRS' legal counsel reviewed and signed off on the resolution; it relates to the changes in the IRS code. *Charles Krall made the motion to accept Resolution 2012-3; with a second by John O'Brien.* David Richards objected to the resolution without seeing a copy of the contract, it was explained that this was reviewed by the PMRS lawyers and everyone would get a copy once it is returned with signatures. *By roll call vote: R Clayton: Yes; J O'Brien: Yes; C Krall: Yes; G L Mummert: Yes; and D Richards: Yes. Tally: 5 Yes' Motion carried.*

Treasurer's Report: Charles Eisenhart reported there were 64 delinquent accounts of over \$100 as of Jan 30, 2012. There were only 2 delinquent accounts as of March 30, 2012; which was sent to the Magistrate.

New Business: Chairman Mummert brought to the Boards attention a concern of a landlord. Mr. Adams informed the Authority one of his meters wasn't working. Mr. Adams was told the account would be estimated, he felt it was estimated too high. He was told it would correct its self at the next reading. He would like it estimated lower now. The consensus of the Board was to let it stay as estimated. Another resident, Mr. Minnick requested that the \$20 charge for not reading the meter be waived. He was in Florida, had medical problems and could not get the reading to us. The consensus of the Board was not to waive the \$20 charge. Lastly, an owner (K Pentz) received a bill and has not lived at the property for awhile, and feels she doesn't have to pay the bill. The home is being foreclosed on. Solicitor Battersby stated a lien should be placed on the property. The secretary will get all information to the solicitor

The secretary informed the Board about a call she received from John Horvatinovic of West Manchester Township Authority concerning the rental of the hand held reading device. There was some discussion concerning the usage of the equipment and a price for this service; and not letting the equipment out of our possession. The consensus was to consider an agreement with West Manchester Township Authority for usage with compensation and fees to be negotiated.

Old Business: Chairman Mummert reported the Rapid Response system contract was signed and sent back and we will be working with them to get the phone number data base ready. CUSI would require an additional module for this system at \$1,000; Rapid Response normally would use this module. There was a discussion about spending this extra money. This is on hold, right now. David Richards recommends this expense be classified as a capital expense; initially.

David Richards recommended the hydrants be flushed on a two year cycle.

Charles Krall presented pricing for the hanging files from Print-O-Stat at \$800; he suggests putting this on hold.

David Richards suggested the Authority's pension plan is generous and recommends revising the plan, and discuss at the next meeting.

The secretary briefly mentioned the website and the progress of the site.

Operator's Report: Nathan Boyer reported they have been flushing hydrants and only have 14 more to do for 2011. It was suggested the older hydrants be done every year. They replaced the hydrant at 500 West King Street that was damaged. An invoice was sent to the insurance company of the person who damaged the hydrant.

John Scrivens reported the nitrate sample was reported at 8.4mg/L for this quarter; which is below DEP standard of 10.0 mg/L. Samples were also taken at a few residents' home for their satisfaction. A brief discussion was held concerning the farmer spreading fertilizer near the wells.

Correspondence: CHAR newsletter and an email from D. Richards concerning financial results of 2011.

There being no further business, *Robert Clayton made a motion to adjourn the meeting; with a second by John O'Brien.* **Motion carried.** Meeting adjourned at 8:15 PM. Next meeting will be held May 3, 2012, at 103 Locust Street at 7 PM.

Respectfully submitted,

Hannelore B. Furst,  
Secretary EBAJA