

EAST BERLIN AREA JOINT AUTHORITY  
224 EAST KING ST.  
EAST BERLIN, PA 17316

January 7, 2010

The monthly meeting of the East Berlin Area Joint Authority was held on January 7, 2010; at 224 East King Street, East Berlin, PA 17316. The meeting opened with the Pledge of Allegiance at 7 PM.

**Members Present:** Chairman Gerald L. Mummert; John O'Brien; and David Richards.

**Members Absent:** Robert Clayton

**Also Present:** Secretary, Hannelore Furst; Treasurer, Charles Eisenhart; Solicitor Matthew Battersby; Bruce Hulshizer of Buchart-Horn; Michael Wallen and Randy Tate, and Tim Stonesifer; Evening Sun reporter.

Chairman Mummert informed the Board that since there were some questions about Mr. Philips appointment to the Board; he will not be recognized as a member until that is resolved.

**Minutes:**

*John O'Brien made the motion to accept and approve the minutes of December 3, 2009 as written with no corrections, with a second by David Richards. Motion carried with no dissenting votes.*

**Payment of Bills:**

Chairman Mummert explained that the bills for December were approved at the December meeting. The regular bills for December, 2009 were in the amount of \$82,520.55; and the bills for the construction of the sewer plant were in the amount of \$307,592.64; which was paid from the Pennvest funding. All members received a copy of the bills and receipts for December.

**Engineer's Report:**

Bruce Hulshizer reported on the construction that it has slowed because they have encountered some rock.

The requests for payments have been received, and the H2O grant money request has been submitted.

Bruce also has a proposal that was requested by Mike Thoman for the Groundwater Rule Implementation.

Solicitor Matt Battersby read the proposal which contained the following:

B-H, Inc. would obtain well site pipe layout drawings from the Authority for the 4 (four) wells; obtain distance to first service connection from Authority; prepare 4-log treatment calculations; and complete DEP 4-log treatment forms for submission; this would be for an estimated cost of \$2,800; but does not include design of any facilities to address the needs that may be identified. *John O'Brien made the motion to accept the proposal; with a second by David Richards.*

**Motion carried** with no dissenting vote.

David Richards reported he received a survey from Water Resources Advisory Committee that they will be doing a study of the Adams County groundwater level. He also reported the only measurement of any stream gauge is in Adams County at the bridge on Rt. 234; the west end of town. Mr. Richard stated he would send in the survey, since the Authority did not receive one.

**Solicitor's Report:**

Solicitor Battersby reported he has again attempted to get a signed lease agreement from Brian Tucker for the lease of the Authority office and garage; we will continue on a month to month basis.

He also reported that he has received correspondence from Reading Township for connection of sewer services for Conewago Park area. He stated there will have to be an agreement between the Reading Township and the Authority. The Board received a copy of the letter and attachments from William Hill & Associates, Inc. concerning their evaluation of the costs for connecting to the East Berlin Area Joint Authority's wastewater treatment facility. Chairman Mummert stated that according to Mr. Hill calculations it would be more cost effective to connect to our wastewater

treatment plant. Solicitor Battersby stated he has been in contact with Reading Township's solicitor, Sharon Myers and will be working to get an agreement together.

Solicitor Battersby checked out a sample developer's agreement that was provided, and requested the Board members look it over before the next meeting. He also reminded the Board that the H2O Grant money should be on its way.

Chairman Mummert questioned Bruce Hulshizer if the cost of sewage thru a meter would have more expenses since it is denser than liquid going thru the water meter. Bruce replied he didn't think so, the meter is design for that; it is different than a water meter.

Mr. Battersby also provided a newspaper article that stated the Gettysburg Municipal Authority is raising their rates because of facilities updates required by the Department of Environmental Protection (DEP). Bruce Hulshizer reported the new sewer plant will be updated for the limits that DEP has given us as set by the Chesapeake Bay Initiative.

#### Treasurer's Report:

Charles Eisenhart reported the H2O Grant agreement has been approved. They have submitted 3 requests for draw downs from Pennvest funding and have receiving two payments and are waiting on the third payment.

The delinquent accounts are down some. Mr. Eisenhart questioned the procedure for sending the shut off letters, and Solicitor Battersby stated the procedure is to send 3 letters at the different intervals and the final letter must be certified, before any shut off can be done.

David Richards questioned a transfer from the water fund at Susquehanna Bank to the Adams County Bank. He was told the money transfer was approved at a previous meeting, but we waited for the monthly interest before transferring the money. It was stated the money will probably be transferred back at the end of the construction period.

#### New Business:

Mr. Richards brought up a safety issue from the water main break on Route 194. He mentioned the excavation risks for the depth of the digging and the sides needing shored. John O'Brien stated that municipalities are exempt from OSHA rules.

Chairman Mummert congratulated Mike Wallen on receiving his Wastewater License which expires Dec. 2012. Mike Wallen informed the Board on some of the work that has been done on the pump house and they have started to do the home inspections for the sump pump.

Chairman Mummert continued the meeting with the re-appointment of the treasurer, the engineer, the lawyer, and the secretary.

- Chairman Mummert entertained a motion for the re-appointment of the Treasurer Charles M. Eisenhart. *John O'Brien made the motion with a second by David Richards. **Motion carried** with no dissenting votes.*
- Chairman Mummert entertained a motion for the re-appointment of the Buchart-Horn, Inc. as the Authority's engineering firm. *John O'Brien made the motion with a second by David Richards. **Motion carried** with no dissenting votes.*
- Chairman Mummert entertained a motion for the re-appointment of the Matthew Battersby as the Authority's solicitor. *John O'Brien made the motion with a second by David Richards. **Motion carried** with no dissenting votes.*
- Chairman Mummert entertained a motion for the re-appointment of the Hannelore Furst as the Authority's secretary. *John O'Brien made the motion with a second by David Richards. **Motion carried** with no dissenting votes.*

Old Business: None

#### Correspondence:

A letter from William Hill & Associates, Inc. concerning sewer treatment for Conewago Park area.

Public Comment: None

The next scheduled meeting is February 4, 2010 at 7 PM.

*A motion was made by John O'Brien to adjourn, with a second by David Richards. Motion carried.*  
Having no further business to discuss the meeting adjourned at 7:40 PM.

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Gerald L. Mummert, Chairman EBAJA

ATTEST:

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Hannelore B. Furst, Secretary  
East Berlin Area Joint Authority