

EAST BERLIN AREA JOINT AUTHORITY

103 LOCUST STREET, PO BOX 37

EAST BERLIN, PA 17316

August 4, 2016

The monthly meeting of the East Berlin Area Joint Authority was held August 4, 2016 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 7 PM.

**Members Present:** Gerald L. Mummert; Charles Krall; and Harold Lau.

**Members Absent:** Ron Weidner; and Rick Saxon

**Also Present:** Solicitor Matt Battersby; Andrew Dehoff from SRBC; Secretary, Hannelore Furst; Vincent Wayne of Buchart-Horn; Nathan Boyer; David Richards; Ken Young and Roberta Teal.

**Minutes:** *A motion was made by Charles Krall to accept the minutes of July 7, 2016 as written; with a second by Harold Lau.*

**Motion carried to accept the minutes as written.**

**Payment of Bills:** All members received a copy of the bills and receipts for July 2016, the bills totaled \$64,148.30 from the operational funds, which included the \$32,213.42, for McNees, Wallace and Nurick. *A motion was made by Harold Lau to approve the paying of the bills for July with a second by Charles Krall. Motion carried.*

**Public/Guest Comment:** Chairman Mummert stated that Andrew Dehoff is here to answer any questions that Mr. Young may have. Ken Young informed the Board that he spoke with Michael Appleby, Supervisor of Groundwater Project Review and according to Mr. Young; Mr. Appleby and Mr. Young had a long conversation and came to a mutual understanding stating the south exit where the weir was placed was the wrong area, and did not serve its purpose. This created damage and destruction on the eastern side. Mr. Young is addressing that issue and the storm water issue again. According to Mr. Young's conversation with Mr. Appleby, the amount of storm water coming thru the eastern bank would be eroding the bank of the pond. Mr. Young continued about the storm water flowing through his property for the last 30 years and the damage it has done. He mentioned that he has been to many Borough Council meetings in the past complaining about the storm water issue and it's an ongoing problem. He also has been fighting for many years about the electroplating leak at the AMP/Tyco building and the well monitoring reports that are due from DEP since 2001. He wants his property made whole again; he no longer lives there, but the property is in a trust; and his daughter is living there. He is blaming Buchart-Horn for not provided provisions for the storm water and doing their due diligence.

Solicitor Battersby stated we are not diverting the storm water, and the Authority is not responsible for storm water. Chairman Mummert stated Mr. Young diverted some of the storm water by digging a ditch around it and hauling in rocks to the area, and dug out trees. Mr. Young agreed that was true. Chairman Mummert referred to Mr. Dehoff on these issues. On the electroplating, Mr. Dehoff has reported Mr. Young's concern to PA DEP and Federal EPA, they set the standards and enforce them. As far as the weir and bank overflowing, Mr. Young's conversation with Mr. Appleby was disputing his views and pictures of his pond prior to installation of the weir, and there was erosion at that time. Mr. Young agreed. On April 3, 2015 he did not realize there was that much destruction from the storm water. Mr. Dehoff stated the storm water is not the only source of water for the pond. It is spring fed; and because of lack of up-keep and maintenance on the east bank, the water would have flowed and continue to make the problem worse, and at some point the water would have stopped flowing from the south pipe. Mr. Young agreed. Mr. Dehoff stated there is no way of knowing if the erosion would have continued because of the installation of the weir. Someone would have had to be on-site all the time to verify if the installation of the weir made it happen quicker. Mr. Young agreed. Mr. Young stated he hoped this matter will be resolved. Solicitor Battersby asked how this would be resolved. Mr. Young stated Matt Leisse of Buchart-Horn commented that the Borough would be responsible for the damage. Solicitor Battersby stated Matt Leisse had no authority to bind the Borough. Charles Krall stated Matt Leisse never contacted the Borough. Mr. Young stated Matt Leisse of Buchart-Horn was part of the initial group that was at Mr. Young's property with a guy named Kevin. Charles Krall stated the Authority responded to SRBC mandate to do the testing; or nothing would have been done. SRBC was there at the property and gave the directive for where the weirs would be placed.

Engineer's Report: Vincent Wayne of Buchart-Horn stated he is filling in for Deepthi while she is on vacation and has nothing to report.

Solicitor's Report: Solicitor Battersby had nothing to report.

Treasurer's Report: Harold Lau reported we just finished a billing cycle and there are 53 delinquent accounts for a total of \$18,634.98.

Secretary's Report: Hanna Furst reported the PMAA Survey was completed and sent to John Brosious concerning SRBC. She also reported that Verizon called about the three special circuit lines which were installed in 1964. These lines are analog lines and they want to change them to fiber optic lines. The total cost per month right now for all three lines is \$21.75; when and if they change to fiber optics there is an installation fee of \$553.30 per line (\$1,659.90) plus a monthly charge of \$131.68 per line (\$395.04). It was mentioned that the lines may be ineffective with all the new equipment that has been installed when upgrading the water system. John Scrivens and Nathan Boyer will check if these lines are still servicing the water system, before anything is done. Hanna also reported receiving three quotes for the water tower inspection. All board members received a copy of the quotes and were asked to look them over and possibly decide by next month's meeting.

Unfinished Business: None

New Business: Chairman Mummert brought to the Board's attention a bill received from the Borough for excavation work to repair a leaking water line in conjunction with the Borough's drainage project on North Avenue. This bill for \$1,604.71 was a change order to the Borough's project #90102-09; Change Order #1-base repair and backfill for water line excavation. A motion was made by Harold Lau to pay the \$1,604.71; with a second by Charles Krall. **Motion carried.**

Operator's Report:

Nathan Boyer –Nathan stated everything is good.

John Scrivens – John stated everything is good.

Correspondence:

- Direct Energy-regulatory change called Capacity Performance-fee increase.
- Received notice of the Pennvest Loan interest rate increase to 3.17% effective 8/1/16.
- Received email from Andrew Dehoff (SRBC) granting 90-day extension to the 7/11/16 deadline for Standard Conditions 2 & 5 of the 3/10/16 approval (Docket # 20160303)-new deadline 10/10/16.
- Received notice of change of customer account information from Columbia Gas Company.
- Received 2016-2017 PA Rural Water Membership Certificate.
- Received information on Pennsylvania's Commonwealth Financing Authority announced a new \$22 million grant program to fund small water supply and sanitary systems project upgrades.

There being no further business, *Harold Lau made a motion to adjourn the meeting; with a second by Charles Krall. Motion carried.* Meeting adjourned at 7:29 PM. Next meeting will be held September 1, 2016 at 103 Locust Street at 7 PM.

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Gerald L. Mummert, Chairman EBAJA

ATTEST:

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Hannelore B. Furst, Secretary EBAJA