

Northampton, Bucks County, Municipal Authority

Minutes of the Public Meeting held on January 6, 2016

Members Attending: Edward Farling III, Chairman
Vincent Deon, Vice Chairman
Michelle Held, Treasurer
John T. Jim, Secretary
Charles Rehm, Assistant Secretary-Treasurer

Others Attending: Thomas A. Zeuner, Executive Director
Edward Rudolph, Esquire, Solicitor
Melissa Fiala, Esquire, Solicitor
Christopher Walker P.E., Pennoni Assoc.
Eileen Silver, Supervisor Liaison
Debra Wirtz, Executive Assistant

Mr. Farling, Chairman, called the meeting to order at 7:29 p.m.

1. Pledge of Allegiance

Chairman Farling led the Pledge of Allegiance and requested a moment of silence for our service men and women in harm's way.

2. Executive Director's Report

Mr. Zeuner reviewed the items on the agenda and stated that there are two supplemental items. Clarification of Revenue Fund Requisition No. 2070 dated December 2, 2015, and a Supplemental Agreement with BCWSA.

3. Re-Organization of the Board

Mr. Deon nominated Ms. Held to serve as The Authority's temporary Chairman for the re-organization of the Board, Edward Farling seconded and the motion passed with 5 ayes.

Ms. Held made a motion that all existing 2015 officers serve in their current seat for calendar year 2016, Charles Rehm seconded and the motion passed with 5 ayes.

A motion (Farling-Rehm) to appoint Edward Rudolph, Esquire of the firm Rudolph, Clarke LLC of Trevese PA as the Authority Solicitor for 2016 passed with 5 ayes.

A motion (Farling-Jim) to appoint Christopher Walker, P.E., of the firm Pennoni Associates Inc. of Warrington PA as the Authority's Consulting Engineer for 2016 passed with 5 ayes.

A motion (Deon-Rehm) to appoint Manko, Gold, Katcher and Fox LLP of Bala Cynwyd PA as the Authority's Environmental Special Counsel for 2016 passed with 5 ayes.

A motion (Deon-Jim) to appoint Neil A. Morris, Esquire of Offit Kurman of Philadelphia PA as the Authority's labor counsel for 2016 passed with 5 ayes.

A motion (Deon-Rehm) to appoint Jennifer M. Caron, Esquire of Eckert Seamans, Cherin and Mellot LLC of Harrisburg PA as Bond Counsel for 2016 passed with 5 ayes.

A motion (Farling-Deon) to appoint the Board Members as Trustees for the administration employees' pension plan with Principal Financial Group for 2016 passed with 5 ayes.

A motion (Deon-Jim) to appoint the Board Members as Trustees for the AIG/VALIC deferred pension plan for 2016 passed with 5 ayes.

A motion (Deon-Rehm) to appoint The Brokers Network as the Authority's Healthcare Insurance Brokers of Record for 2016 passed with 5 ayes.

A motion (Deon-Farling) to appoint W. Bruce Beaton Co. Inc. as the Authority's Liability Insurance Brokers of Record for 2016 passed with 5 ayes.

A motion (Deon-Farling) to appoint Scott Shearer of Public Financial Management (PFM) of Harrisburg, PA as the Authority's Financial Consultant for 2016 passed with 5 ayes.

A motion (Deon-Rehm) to appoint Russell McIntosh of Herbert, Rowland and Grubic Inc. of Harrisburg, PA as Consultant for Special Projects for 2016 passed with 5 ayes.

A motion (Farling-Jim) to appoint Thomas A. Zeuner as the Authority's Executive Director for 2016 passed with 5 ayes.

A motion (Deon-Rehm) was made to extend the positions above to continue until replacement or reappointment, passed with 5 ayes.

4. Citizens' Concerns

Mr. Taylor and Mr. DeRoot from Council Rock School District came to the Board with concerns regarding sanitary sewer capacities at Holland Middle School. Mr. Rudolph and Ms. Fiala advised that the Board is taking everything into consideration and that it will be on the agenda for the January 20th Board meeting. No action was taken at this meeting.

5. Approval of the Minutes of December 2, 2015

A motion (Jim-Farling) made to approve the Minutes of December 2, 2015 passed with 5 ayes.

6. Check Requisitions / Accounts Payable

A motion (Held-Jim) adopting a resolution to approve **Revenue Fund Requisition No. 2071** dated December 16, 2015 in the amount of \$134,254.16 passed with 5 ayes.

The major items paid under **Requisition No. 2071** are as follows: Delaware Valley Line-X - \$1,625.00; Ebert Engineering Inc. - \$5,505.50; Flow Assessment - \$16,750.00; Gannett Fleming Co. - \$9,547.20; HD Supply Waterworks - \$1,698.37; JH Shanahan - \$3,270.00; Line Systems Inc. - \$1,069.10; LookFirst Tech. - \$10,045.00; Mail Finance - \$1,035.00; PECO - \$3,255.72; W. Bruce Beaton Co. - \$4,102.00; and a \$70,000.00 transfer for payroll.

A motion (Held-Jim) adopting a resolution to approve **Revenue Fund Requisition No. 2072** dated December 30, 2015 in the amount of \$383,876.91 passed with 5 ayes.

The major items paid under **Requisition No. 2072** are as follows: BCWSA - Water - \$146,330.72; Golden Equip. - \$1,612.44; Herbert, Rowland & Grubic, Inc. - \$6,144.23; Indian Valley Appraisal - \$20,450.00; JH Shanahan Inc. - \$8,598.00; PMAA - \$2,500.00; PECO - \$13,856.21; Pennoni Assoc. -

\$62,019.24; Teamsters Health and Welfare Fund - \$17,838.72; Traffic Control Services - \$10,469.83; Warminster MUA - \$13,908.39; Wrightstown Auto - \$2,082.95 and a \$70,000.00 transfer for payroll.

A motion (Held-Rehm) adopting a resolution to approve **Revenue Fund Requisition No. 2073** dated January 6, 2016 in the amount of \$413,432.98 passed with 5 ayes.

The major items paid under **Requisition No. 2073** are as follows: BCWSA - Sewer - \$255,146.08; Ellen Distefano - \$3,000.00; HD Supply Waterworks - \$2,099.28; Office Basics - \$1,667.74; Rudolph Clarke LLC - \$36,518.47; a \$70,000.00 transfer for payroll and \$40,036.22 for BCWSA disputed.

A motion (Held-Rehm) made adopting a resolution to approve **BRI Fund Requisition No. 557** dated December 30, 2015 in the amount of \$143,243.98 passed with 5 ayes.

7. 2016 Meeting Schedule

A motion (Jim-Farling) made to approve the Authority meeting schedule for 2016, identified as Exhibit "A", authorize the administration to advertise and post the schedule on the Authority website passed with 5 ayes.

8. Amendment to Revenue Fund Requisition No. 2070

A motion (Farling-Deon) made to facilitate Authority financial obligations, Revenue Fund Requisition No. 2070 dated 12/02/15 in the amount of \$1,174,508.08 with our Trustee M & T Bank, Revenue Fund Requisition No. 2070 was adjusted to \$553,589.43 and supplemented by BRI Fund Requisition No. 556 in the amount of \$620,918.65 for a total of \$1,174,508.08 passed with 5 ayes.

9. Resolution # 2016-1163 – Approval of Supplemental Agreement with Bucks County Water and Sewer Authority

The following motion (Rehm-Farling) passed with 5 ayes.

WHEREAS, Northampton, Bucks County, Municipal Authority ("Authority") in 1965 entered into an agreement ("1965 Agreement") with Bucks County Water and Sewer Authority ("Bucks Authority") regarding the construction, maintenance and operation of The Neshaminy Interceptor which agreement remains in full force and effect as of this date and for the foreseeable future; and

WHEREAS, the Bucks Authority, pursuant to a settlement agreement dated March 10, 2014, entered into with the Pennsylvania Department of Environmental Protection ("DEP") incorporating a Corrective Action Plan ("CAP") requiring the Bucks Authority, inter alia, to enter into a supplemental agreement to the 1965 Agreement ("Supplemental Agreement") with this Authority; and

WHEREAS, the CAP set forth the provisions required in the terms of the Supplemental Agreement, being established average, maximum, daily and instantaneous peak flow limits (collectively, "Supplemental Agreement Terms"); and

WHEREAS, this Authority has caused its staff and professionals to prepare the Supplemental Agreement consistent with the requirements of the DEP, the CAP, the

aforementioned settlement agreement and the 1965 Agreement and the Supplemental Agreement Terms; and

NOW, THEREFORE, BE IT RESOLVED, that this Authority does hereby approve the terms of the Supplemental Agreement, consistent with the above; authorizes its execution by the appropriate officers of the Authority; and, directs presentation of the Supplemental Agreement to the Bucks Authority for its prompt approval and execution.

BOARD COMMENTS

Board members wished everyone a happy new year.
Chairman Farling thanked Edward Rudolph - Solicitor & Christopher Walker, P.E. - Pennoni Assoc. for holding rates again this year.

ENGINEER COMMENTS

Progress is being made at Juliette's Garden regarding sanitary sewer and water.

THERE BEING NO FURTHER BUSINESS TO DISCUSS, MR. FARLING ADJOURNED THE MEETING AT 7:55 P.M.