

WESTERN WESTMORELAND MUNICIPAL AUTHORITY

REGULAR MONTHLY MEETING – SEPTEMBER 25, 2007

A regular monthly meeting of the Board of Directors of the Western Westmoreland Municipal Authority was held on Tuesday, September 25, 2007 at 7:00 PM in the Authority conference room.

Attendance: **Pat Altman** **Charles Konkus**
 Larry Chrzan **John Nabuda**
 Ed Falta **Robert Pioth**
 Dan Hall **Robert Zentner**

Solicitor – John Campfield

Absentees: **John Shepherd** **Consulting Engineer – Mark Poole**
 Sam Testa

The chairman, Robert Pioth, led the Pledge of Allegiance and moment of silence for troops overseas.

Due to a lack of quorum at 2 scheduled meetings for the month of August, 2007, there are no minutes to be approved for the August meeting.

Motion to accept the minutes of the meeting of July 19, 2007 as presented was made by Larry Chrzan, second by Pat Altman. Motion carried unanimously.

Motion to ratify the submittal of Revenue Fund Requisition No. 78 as presented made by Pat Altman, second by Larry Chrzan. Motion carried unanimously.

Motion to ratify the submittal of Capital Improvement Fund Requisition No. 68 as presented made by Larry Chrzan, second by Pat Altman. Motion carried unanimously.

Motion to ratify the submittal of 2005 Construction Fund Requisition No. 2005-28 made by Pat Altman, second by Robert Zentner. Motion carried unanimously.

Motion to approve Revenue Fund Requisition No. 79 as presented made by John Nabuda, second by Larry Chrzan. Motion carried unanimously.

Motion to approve Revenue Fund Requisition No. 80 transferring funds from the Revenue Sweep Account to the operating checking account to pay debt service due made by Pat Altman, second by John Nabuda. Motion carried unanimously.

Motion to approve Capital Improvement Fund Requisition No. 69 as presented made by Larry Chrzan, second by Pat Altman. Motion carried unanimously.

Motion to approve 2005 Construction Fund Requisition No. 2005-29 made by Robert Zentner, second by Pat Altman. Motion carried unanimously.

Communications: Motion to approve the calculation of Minimum Municipal Obligation for the PMRS made by Larry Chrzan, second by Pat Altman. Motion carried unanimously.

Report of Secretary – John Shepherd – No report

Report of Treasurer – Pat Altman – checks are signed, bills are paid.

Reports of Committees:

- A. Plant Manager – Kevin Fisher – Absent – attendance at PMAA Conference at Penn State. A written report had been transmitted to Board members prior to the meeting. Any questions or comments to this written report were discussed. Mr. Fisher had requested approval to purchase three new computers and a monitor for the plant. Motion to purchase the three computers and monitor as presented on the separate explanation sheet was made by John Nabuda, second by Ed Falta. Motion carried unanimously.**

Motion to approve the purchase of switches, electrical panels, and indicator lights for actuator valves on the blowers made by Robert Zentner, second by Larry Chrzan. Full explanation of this project on supplemental report of the general manager. Motion carried unanimously.

The chairman, Robert Pioth, read the request of the general manager for replacement of a flow meter for outfall 002. Robert Zentner made a motion to approve the purchase of the flow meter, second by Larry Chrzan. Comments were made to the Board by the solicitor, who expressed the caution to the Board that they should have information from the general manager and the consulting engineer before finalizing this action. This will be a topic of discussion at the upcoming legal and engineering services committee meeting on October 2. Mr. Zentner and Mr. Chrzan then withdrew the motion and the second to the motion.

- B. Consulting Engineer – Mark Poole – absent – no comments regarding the written report.**

- C. Solicitor – John Campfield – presented a resolution for adoption referencing the capacity fee for non-residential edus. The resolution states that the builder/developer can pay a lower fee up front, namely 1 EDU, agree that WWMA can place a lien on the property, and in two year’s time agree to pay an increase for additional edu’s if water consumption reports calculate to additional edus than originally paid. The water consumption reports are to be provided to WWMA by the builder/developer. Robert Zentner made a motion to adopt Resolution 2007-04 regarding capacity fees for non-residential edus, second by Larry Chrzan. Motion carried unanimously.**
A detailed explanation of communications with solicitors for Penn Township Sewage Authority and Franklin Township Municipal Sanitary Authority of the Maynard-Kachonick property was given. There is a disagreement as to where the sewage for this property should be treated. The issue is mainly the boundaries of the service area of WWMA in relation to location of this property. Mr. Campfield would like to respond to Penn Township with these three facts: the property is in the WWMA service area; the

Municipal Authorities Act states that there is to be no competition for customers between Authorities; and an agreement has already been made with Maynard-Kachonick and the property is not in area of agreement with Franklin Township.

Larry Chrzan made a motion authorizing the solicitor to send the letter stating the Authority's position, second by Robert Zentner. Motion carried unanimously.

At this time, a motion was made to enter into an executive session to discuss matters of possible litigation made by Robert Zentner, second by Larry Chrzan. Motion carried unanimously. Time was 8:00 PM.

Motion to return to the regular order of business made by Larry Chrzan, second by John Nabuda. Time was 8:30 PM.

Motion made by Dan Hall, second by Larry Chrzan authorizing the legal and engineering services committee to designate boundaries of the area in question at the legal and engineering services committee meeting on October 2, 2007 and the solicitor will then send North Huntingdon Township a letter with the Authority's position on this matter. Motion carried unanimously.

D. Grounds and Maintenance Committee – Dan Hall – No report

E. Personnel Committee – Larry Chrzan – No report

Motion to enter into an executive session to discuss personnel matter made by Chuck Konkus, second by Larry Chrzan. Motion carried unanimously. Time was 8:32 PM. Motion to return to the regular order of business made by Ed Falta, second by Chuck Konkus. Motion carried unanimously. Time was 9:00 PM.

F. Budget and Finance Committee – John Nabuda – the committee met on September 13 with the officials of Commonwealth Securities to discuss the SWAP program. Another meeting will be held on Wednesday, October 10 to work on the annual report and budget for 2008.

G. Insurance Committee – Chuck Konkus – presented the quotations

For the workmens' compensation insurance coverage. State Workers Insurance Fund quotation is \$ 40,440.00 and EMC quote is \$ 34940.00. Motion to accept the quotation from EMC Insurance for Workers' Compensation coverage made by Larry Chrzan, second by Pat Altman. Motion carried unanimously.

- H. Sludge Committee – Robert Zentner – 42.57 dry tons of sludge was hauled to the landfill during the month of August.**
- I. Legal and Engineering Services Committee – Sam Testa – absent Meeting of committee to be held on October 2 at 4:00 PM.**

Old Business – Ed Falta requested a meeting of the committee on the travel policy to be scheduled in the near future.

New Business – None

Motion to adjourn the meeting made by Robert Zentner, second by Pat Altman. Motion carried unanimously. Time was 9:08 PM.

Barbara Balcerek

**Barbara Balcerek
Recording Secretary**