

NORTH HUNTINGDON TOWNSHIP MUNICIPAL AUTHORITY  
 REGULAR MEETING, DECEMBER 1, 2010  
NORTH HUNTINGDON TOWN HOUSE 7:00 P.M.

**ROLL CALL:**

Andrew Blenko	- Present	Kate Petrosky, Manager	- Present
Timothy Hondal	- Present	Don Snyder, Solicitor	- Present
Edward Shields	- Present	Dan Hewitt, Solicitor	- Absent
Drew Polczynski	- Absent	Chuck Gilbert, System Superintendent	- Present
Joseph Korenic, Jr.	- Present	David A. Coldren, KLH Engineers	- Present
		Mike Branthoover, Finance Director	- Present

The Regular Meeting of the North Huntingdon Township Municipal Authority was called to order at 7:00 P.M. by Andrew Blenko, Chairman. Mrs. Petrosky called the roll and a quorum was present.

**CITIZEN'S INPUT**

William Haywood – South Versailles Township

Mr. Haywood is in the process of constructing a new log home in South Versailles Township on Coulterville Road. He has been working with Mrs. Petrosky, Dave Coldren and other members of North Huntingdon Township in trying to tap his sewer line into North Huntingdon Township Municipal Authority because South Versailles in Allegheny County cannot provide him with public sewage. He is under the gun because of weather and documents that didn't all fall into place. He was wondering if the Board would possibly think about granting Mrs. Petrosky permission to permit construction to begin contingent on all his paperwork being in place. He has a few documents left to be put into place like right-of-way agreements and inter-municipal agreements, and hopes to not have to wait until the January meeting for approval.

Mr. Blenko asked Kate for an overview of what is involved. Mrs. Petrosky stated the documents that are still outstanding are the inter-municipal agreement with South Versailles which Mr. Snyder has drafted. If the Board is interested, action could be taken this evening to approve the agreement. Mr. Haywood also needs to sign a Developer's Agreement, and because of the unique circumstances, some of that language needs to be revise as well, and Mr. Snyder is working on the draft. We have draft easements from Mr. Haywood and his neighbor. Some of that language needs minor modifications because at least one of the easements is going to be conveyed to the Authority as opposed to Mr. Haywood. Another item we were waiting for was approved drawings, but these have been completed.

Mr. Snyder said he spoke briefly with the South Versailles solicitor who is out of town right now and not available until next week. South Versailles needs to grant permission to the Authority to operate the system as if it were in North Huntingdon

Township. We have the agreement, but their solicitor hasn't seen it yet. There is probably some input that he'll have. It's probably not insurmountable and something that can be worked out. It's just the detail of making sure the Agreement for Construction of Sanitary Facilities is correct and that it has the right notations in it. We were working off some assumptions about where it was based upon Mr. Haywood's address, which is a little confusing because he's in White Oak but the development is in South Versailles. That will get clarified but it's only just recently that we received plans so that we could understand just where the property is located.

Mrs. Petrosky stated the Authority currently serves one customer in South Versailles on this road. Mr. Haywood wants to extend that line to serve his neighbor and then his new log home. Mr. Snyder stated this agreement would sanction any of those connections.

Mr. Coldren said it's about a 280-foot gravity main extension to the top of the road and then Mr. Haywood would have a grinder pump system on his property pumping to that gravity system. That gravity system will pick up one additional customer.

Mr. Haywood said in the midst of getting the right-of-way from the elderly lady that lives there, he told her he would tap her into the system. Mr. Coldren asked if he was paying her tap fee? Mr. Haywood replied she is going to pay the tap fee, but he is going to do all the construction and remedial work. Mrs. Petrosky asked if this is the Carper's property, or another property? Mr. Haywood replied the property is in her daughter's name but Mrs. Johnson still owns it.

Mr. Blenko asked who will own the line when it's completed? Mr. Haywood replied the Authority would own the line. Mrs. Petrosky said this would be handled in the same manner as for any other developer.

Mr. Shields asked other than the agreement with South Versailles, what action does the Board need to take to allow this to happen? Mrs. Petrosky replied they would take action on a Developer's Agreement once that's completed.

Mr. Snyder stated it's a Developer's Agreement because there's going to be more than one unit tapped to it. He's in essence being the developer by putting the line in, then we take it over.

Mrs. Petrosky said Mr. Haywood has already provided the Authority with escrow, bonding, certificates of insurance and an Allegheny County Occupancy Permit for work within the roadway.

Mr. Shields stated he's willing this evening to try to expedite what we can do. Mr. Snyder said we can adopt and approve the form of the Agreement for Construction of Sanitary Facilities subject to further approval by Kate and the Solicitor. We could also approve the agreement between the Authority and the Township of South Versailles subject to such modifications that may be necessary.

Mr. Shields said they would do that on the basis of the Solicitor's counsel and Kate's because they haven't had any time to review or talk about it.

Mr. Snyder said he doesn't have any reservations about it. The only issue is that he's in South Versailles as opposed to North Huntingdon. Otherwise it would be a simple transaction. The fact that he's in South Versailles means that we need to make sure the municipality approves us and commissions us to be able to do the things we do if he doesn't pay his rentals, then we can lien his property. Otherwise once you cross into a different municipality you're not authorized to be there. They could conceivably throw a roadblock into our operation.

Mr. Blenko stated it sounds like if Mr. Snyder doesn't have a problem with it, we could approve the inter-municipal agreement and agree to enter into a Developer's Agreement once it's finalized.

Mr. Snyder said we would do it contingent upon our revisions to it. Mr. Blenko said then when it's prepared it could be signed? Mrs. Petrosky said it could be ratified if necessary. Mr. Snyder said we'd bring it back for ratification as final form but it would give him a green light once we have our ducks in a row and he doesn't have to wait another 30 days. Mr. Shields asked Mr. Snyder to help them articulate a motion.

Mr. Snyder said it would be a motion to authorize the Authority to enter into an Agreement for Construction of Sanitary Facilities with William L. Haywood for property located off Coulterville Road in South Versailles Township. That Developer's Agreement would be subject to final approval by the Manager and Solicitor. Also to approve entering into an agreement between the Authority and the Township of South Versailles to permit the service by the Authority to the Haywood Property and the project that he has undertaken once again in the form that has been presented to the Board as subject to such further refinement that may be necessary for the Solicitor and Manager to bring to final form.

Motion: Hondal  
Second: Shields

Motion to authorize the Authority to enter into an Agreement for Construction of Sanitary Facilities for William L. Haywood and approve entering into an agreement between the Authority and the Township of South Versailles.

Motion Carried 4 – 0 – 0

## **ENGINEER'S REPORT**

Mr. Coldren reported that the Country Hills, Phase I project is proceeding very smoothly. The contractor is a little behind and because of that he is recommending a time extension in the amount of 170 days which would take the contract to June 1, 2011. That is being recommended for approval under Contract 2009-5.

Mr. Hondal stated since the discussion upstairs, he would like to table this until the next meeting. He thought they were going to talk to the contractor about a lesser time period than 170 days. Mr. Blenko said he thinks the problem is you place him automatically in default because the contract expires December 13. Mr. Coldren said at a minimum it could be a 30-day extension.

Mr. Blenko said he can't sit out there semi-mobilized all winter. He's either going to shut down or try to keep plugging. Looking at the weather, he's going to have a hard time getting anything done.

Mr. Coldren said he's hoping to get two more good weeks and get to a point where it's convenient for him to be demobilized and move offsite for a couple months.

Mr. Blenko said if that's his plan, it may affect what he does in those two weeks. There may be things he knows he wants to button up for the winter.

Mr. Shields asked if we could make a motion to suspend the period that he has at least until our next meeting where we finalize what sanctions we want to put on him for completion?

Mr. Snyder suggested making it a 30-day extension for the time being and then communicate to them that the subject is up to further requirements from the Board. The motion would be to authorize an extension of time to the contractor for 30 days from December 13, 2010 to January 12, 2011.

Mr. Coldren said then it's his call whether or not he works for another week, two weeks or works through the next meeting.

Mr. Snyder stated that does not preclude him requesting an additional extension of time, it's just so there's enough time for the Board to consider his schedule that he may submit to you in the interim.

Motion: Hondal Motion to approve Change Order #1 of Contract  
Second: Shields 2009-5, Country Hills with a 30-day time extension  
from December 13, 2010 that will come to an end  
January 12, 2011.

Motion Carried 4 – 0 – 0

Mr. Coldren reported the next item is the CDBG Lateral Replacement Project, Phase 3. Phases 1 and 2 went relatively smoothly. The County paid the contractor to replace approximately 55 defective laterals. Phase 1 was about \$50,000, Phase 2 was roughly \$100,000 and in Phase 3 we're hoping to do 36 laterals at a ballpark cost of \$100,000. Mr. Coldren is requesting authorization to advertise the project for bid. He'd like to have the bid opening December 22 with the hopes of acquiring a contractor to bring before the Board at the January meeting and start construction in the spring.

Mr. Blenko asked if this is the third year of the CDBG? Mr. Coldren replied yes.

Motion: Blenko Motion to advertise lateral repair.  
Second: Hondal

Motion Carried 4 – 0 – 0

Mr. Coldren stated the last item is the onsite sodium hypochlorite generation system. He passed out spreadsheets from two manufacturers showing cost analysis and chlorine gas versus onsite generation versus bulk liquid to discuss next month.

### **SOLICITOR'S REPORT**

Attorney Snyder stated with reference to the WWMA litigation, there has not been any word whether Penn Township will be permitted to intervene in that case. We procedurally submitted, along with Penn Township's and Penn Township Authority's representatives, a stipulation as to what certain testimony would be so that Judge Marsilli can decide whether that testimony as proffered would be sufficient for him to make a decision on whether or not the intervention should take place.

Attorney Snyder reported they are working on some additional responses to discovery for the Glenn Engineering lawsuit. He expects to have that concluded within the time period that is allowed for it.

Attorney Snyder stated there is no further development on the Territ Glenn lawsuit since last time. That is being coordinated with the insurance counsel.

Attorney Snyder said there have been some developments on the Parkside Plan. They are still waiting a final determination on just what facilities are to be in place there and reserved. That is something that can probably be deferred until next meeting.

Attorney Snyder stated there's no further activity on Country Hills.

Attorney Snyder said the tap ban is something that he doesn't believe we've heard anything about on whether or not we've been granted any taps for 2011. Mrs. Petrosky said there's been no word. Attorney Snyder said hopefully they will do something before the end of the year because there are several developments that could be adversely affected if that doesn't come through. We have not been sitting on our hands at in eliminating infiltration inflow. The whole Country Hills project is proof positive of that.

Attorney Snyder reported they are working on an amendment to the WWMA Service Agreement along with the developer for Hampton Heights. They have received the information that would be necessary to do that. WWMA has indicated preliminarily they would be interested in that amendment to the Service Agreement to allow that Plan to come into the WWMA system, rather than what would be indicated under the current Service Agreement that it would go elsewhere. They have received the information from the developer's engineer.

Attorney Snyder stated Ivanhoe Drive is expected to close within the next two weeks. The deed is signed and the settlement sheets were signed this evening so we expect that to be concluded.

Attorney Snyder said the 2005 SWAP was discussed at the earlier session.

### **MANAGER'S REPORT**

Motion: Korenic                      Motion to approve the minutes of the Regular  
Second: Shields                      Meeting on November 3, 2010.

Motion Carried 4 – 0 – 0

Motion: Korenic                      Motion to approve the minutes of the Work  
Second: Blenko                      Session on November 3, 2010.

Motion Carried 4 – 0 – 0

Motion: Shields  
Second: Korenic

Motion to approve the following bills:  
Capital Reserve Requisition #119 -- \$ 96,848.83  
Administration and System -- \$481,670.34  
Payroll -- \$ 96,826.42

Motion Carried 4 – 0 – 0

**OLD BUSINESS**

Mrs. Petrosky stated there are no items of Old Business.

**NEW BUSINESS**

Mrs. Petrosky stated there is a request from Hempfield Township to sign off on the conveyance agreement for Lincoln Hills, Phase 5B. Mr. Shuster is conveying the lines to Hempfield Township. We did this a few months on Phase 5A. These homes are served by Hempfield via gravity.

Motion: Blenko  
Second: Korenic

Motion to sign off on the conveyance agreement.

Motion Carried 4 – 0 – 0

Mrs. Petrosky stated the only other item of New Business is the 2011 Management Salaries.

Motion: Shields  
Second: Hondal

Motion to go into Executive Session to discuss management salaries.

Motion Carried 4 – 0 – 0

Mr. Korenic left at 7:45 PM.

Motion: Shields  
Second: Hondal

Motion to go back into Regular Order of Business.

Motion Carried 3 – 0 – 0

Motion: Shields  
Second: Hondal

Motion to increase the salaries for management personnel in 2011 as follows:

Mike Branthoover	\$1,259.00
Chuck Gilbert	\$1,375.98
Gary Blasko	\$1,075.45
Kate Petrosky	\$1,540.90

Motion Carried 3 – 0 – 0

Motion: Hondal  
Second: Blenko

Motion to increase the management salary scale by 2% in 2011.

Motion Carried 3 – 0 – 0

### **ANNOUNCEMENTS**

An Executive Session was held prior to the Regular Meeting to discuss 2011 Management Salaries.

### **ADJOURNMENT**

Motion: Shields  
Second: Hondal

Motion to adjourn.

Motion Carried 3 – 0 – 0

Meeting adjourned at 8:15 PM.

  
Edward P. Shields, Secretary