

NORTH HUNTINGDON TOWNSHIP MUNICIPAL AUTHORITY
 REGULAR MEETING, SEPTEMBER 7, 2011, 7:00 PM
 YOUGHIOGHENY WATER POLLUTION CONTROL PLANT
 4222 TURNER VALLEY ROAD, NORTH HUNTINGDON, PA 15642

ROLL CALL:

Andrew Blenko	- Absent	Kate Petrosky, Manager	- Present
Timothy Hondal	- Present	Donald J. Snyder, Jr., Solicitor	- Present
Edward Shields	- Present	Daniel J. Hewitt, Solicitor	- Absent
Drew Polczynski	- Present	Charles J. Gilbert, System Supt.	- Present
Joseph Korenic, Jr.	- Present	David A. Coldren, KLH Engineers	- 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

There were no citizens present.

ENGINEER'S REPORT

Mr. Coldren reported there were two bid openings that didn't go well. Plavchak was the only bidder on the storage building. There were two options: Option A with just a gravel floor and Option B with a concrete floor. KLH's estimate was \$65,000. Plavchak's bid was well above that estimate. KLH had worked with Morton Buildings and Steel City Structures prior to putting this out to bid, and their costs for supplies and the building was under \$30,000. Mr. Coldren spoke with Morton after the bid opening and was told they had not submitted a bid because they were confused by the specs. KLH is requesting permission to rebid the project and solicit additional interest. The cost will be \$400 to re-advertise.

Mr. Hondal asked why we didn't go with the state mandated group? Mr. Coldren replied they thought it was too expensive. COSTARS was \$72,000 but it didn't include any site work.

Attorney Snyder stated they could make a motion to reject the bid for the storage building and to direct the Engineer to place it back out for bid after adjusting the specifications.

Motion:	Hondal	Motion to reject the current bid for Contract 2011-3 for the
Second:	Shields	storage building.

Motion Carried 4 – 0 – 0

Motion: Hondal Motion to direct the Engineer to clarify the specs and
Second: Korenic put the storage building out for rebid.

Motion Carried 4 – 0 – 0

Mr. Coldren reported that two bids were received on Contract 2011-6 for the Hedy Lynn, Alberta Drive sewer lining project. Inland Waters was the high bidder and In Sight Pipe Contracting was the low bidder. The bids were within \$2,500 of each other. The lining itself was \$35 a foot and that's exactly what was expected. We were blown away, however, with the cost of lining the manholes. There are six manholes, each one roughly six feet deep. To simply polyurethane the inside of those was almost \$60,000 according to In Sight and half of that to have Inland do it. The two were flipped on the installation of tee liners into the laterals. Inland wanted \$76,000 to install nine of those. Mr. Coldren spoke with another company, Able Recon, who specializes in coating manholes. The going price is about \$300 per vertical foot. On an eight-foot manhole would be about \$2,400.

Mr. Shields asked if we could do the spray-on lining of the manholes afterwards and just bid out the rest of the work? Mr. Coldren replied they would prefer to reject the bids and come up with a different type of bid form where we're allowed to select. Mr. Polczynski asked if the manholes could be replaced and still do the CIPP underneath the rights-of-way? Mr. Gilbert said that could probably be done. Mr. Coldren said they prefer to rebid it. The budget was \$75,000 and the bids are double that amount.

Motion: Shields Motion to reject the bids for the Hedy Lynn/Alberta Drive
Second: Hondal Pipeline Rehabilitation CIPP lining.

Motion Carried 4 – 0 – 0

Motion: Shields Motion to authorize the Engineer to rebid the Hedy Lynn/
Second: Korenic Alberta Drive Pipeline Rehabilitation.

Motion Carried 4 – 0 – 0

Mr. Coldren stated Petrakis is complete with Contract 2009-5 in Country Hills. He's also done with the punch list items. He'll be back if there's any settlement. There's a final adjustment Change Order for \$192,845.17. \$162,000 of that is adjusting final quantities. It was mainly restoration that went over the budget. \$30,000 went towards installing a French drain system along the back yards on Laurel Avenue. When we went through and replaced the sewer, there were two or three springs that popped up after the line was replaced. The theory was that water was previously getting into the sewer. Once the new line was put in there was nowhere for the water to go so it started surfacing.

Mr. Shields asked if that was our responsibility? Mrs. Petrosky replied they talked with Don Snyder about it because it was so bad. Attorney Snyder stated we would be on the caption anyway and we may as well get the problem solved. This goes back to the deficiencies in the Township storm system, but that goes back to what was required when Country Hills was constructed. The fact that the Authority has taken these measures to eliminate tremendous sources of infiltration and inflow is a demonstration to the DEP that you're being proactive.

Mrs. Petrosky said there's one other issue regarding Petrakis that needs closure. There was prior discussion that if Petrakis went beyond his time extensions the Authority would charge him for the additional inspection work. We do have a figure if the Board wants to pursue that. The inspection from his deadline of mid-May to when he was done on June 19 is \$4,753.

Mr. Polczynski asked if Mr. Petrakis has been informed of that? Mrs. Petrosky replied he doesn't know the dollar amount but he knows that was a condition the Board put on the final time extension. There were weather issues.

Attorney Snyder stated Petrakis also had the restoration issue that comes out as a Change Order as part of his contract but that wasn't really part of his original contract. Mr. Snyder thinks it would be hard sustaining the liquidated damages or the additional inspection costs under the circumstances. Mrs. Petrosky stated that work is not included in the \$4,753.

Mr. Korenic asked then why wouldn't we go after them? Mr. Shields asked if we should deduct it from what he's asking for if it's part of his overage and we did have the extra cost?

Mrs. Petrosky replied she thought that was the Board's intention at one time. Some of the delays were out of his control, but if this was the intention she needs to know what to do.

Attorney Snyder asked if the weather would be a factor in his delay beyond the extension? Mr. Hondal asked if the amount could be deducted from his final payment?

Attorney Snyder said there's a provision in the contract that calls for the additional inspection if you go beyond the price so it can be a deduction from the final amount due.

Mr. Coldren said we could simply add another item to the current Change Order. Mr. Hondal asked what the new total is. Mr. Coldren determined it would be \$188,091.97. Attorney Snyder said that would be the net of the final amount due.

Motion: Hondal Motion to approve the Change Order #4 of Contract 2009-5
Second: Korenic to W. A. Petrakis in the amount of \$188,091.97. As part of
that bid that includes the deduction in the amount of
\$4,753.20 for additional inspection services due to work
beyond the time extension of his contract.

Motion Carried 4 – 0 – 0

Mr. Coldren reported Border Control is complete with Contract #2011-1. They have two or three minor punch list items to address. Change Order #1 is prepared adjusting the final quantities for work that we had asked them to do. The original contract had included the replacement of 35 laterals. We added 15 so the amount is \$26,729.70 for those additional laterals. The County has approved that Change Order and hopefully the County can process final payment next month.

Mr. Hondal asked if this comes out of our coffers? Mrs. Petrosky replied it's part of the CDBG funding obtained by the Township to repair laterals.

Motion: Korenic Motion to approve the Change Order #1 of Contract 2011-1
Second: Hondal in the amount of \$26,729.70 to Border Patrol.

Motion Carried 4 – 0 – 0

Mr. Coldren reported Lone Pine was on site late last week and installed the new grinder at the Headworks facility and it is up and running. They also have the grinder installed at Stewartsville but it's not operational yet.

SOLICITOR'S REPORT

Attorney Snyder stated there are a couple items up for adoption. The first is a Resolution of the Authority restating the Bylaws to change the place of the regular meeting of the Authority from the Town House to the Youghiogheny Water Pollution Control Plant office building. This is a revision to Section 1. There has been five days' notice prior to today so a motion would be in order to adopt this Resolution.

Motion: Korenic Motion to adopt Resolution #5 as prepared.
Second: Hondal

Motion Carried 3 – 1 – 0 (Shields)

Attorney Snyder stated that he also has a Resolution to amend the Articles of Incorporation to extend the term of the Authority for 50 years from the date of the approval by the Department of State. The normal term of an Authority is 50 years. The last time there was a 23-year extension. If we do any subsequent financing, the 50 years would allow us time to enter into a contract. We want to make sure we have it within our term of existence. The other item is to eliminate the word “The” officially from the name. This is the first step. It is then forwarded to the Board of Commissioners who by Resolution would approve the Articles of Amendment if they so wish. If they do that then we can send those Articles of Amendment over to Harrisburg to get approved. A motion would be in order to adopt Resolution #6 of 2011 as presented.

Motion:	Shields	Motion to adopt Resolution #6 of 2011 that changes the
Second:	Korenic	name of The North Huntingdon Township Municipal
		Authority to North Huntingdon Township Municipal
		Authority and extends the term of existence to 50 years.

Motion Carried 3 – 1 – 0 (Hondal)

Attorney Snyder stated they met with opposing counsel with respect to Judge Zeigler on the Glenn Engineering lawsuit. They are trying to get dates from Judge Zeigler to do the mediation.

Attorney Snyder reported that there’s been a draft consent order issued to WWMA by DEP that quite frankly is punitive. The Department is impractical.

Mrs. Petrosky stated the DEP had been issuing taps on a case-by-case basis and they have stopped that until an Agreement is signed. WWMA is asking for comments on this proposed order. Is there merit in sitting down, having a joint meeting and getting everyone’s input? Her concern is that NHTMA is doing their part but the fines are going to come back pro-rated in the form of increased rates.

Attorney Snyder said 85% of the EDUs have to be captured that are connected within the system. It points to the fact that some communities didn’t eliminate the water coming into the system in those old systems. They can eliminate it out in the street all they want to but the water is up in the laterals and underneath the floor drains. He thinks he should sit down with Kate, Dave, John Campfield, Kevin Fisher and their engineer.

Attorney Snyder reported that Gabrielle Commons and Brugnoli were both served by the Sheriff on August 30. A response is due by September 15. Gabrielle Commons supposedly took units out and then put them back in without notifying the Authority. Brugnoli just hasn’t paid.

Mrs. Petrosky said Gabrielle Commons called today and want to set up a payment plan. Attorney Snyder said that means we won’t reduce it, the judge will hold that out.

