

**UPPER MERION MUNICIPAL UTILITY AUTHORITY**  
**December 20, 2011**

The members of the Upper Merion Municipal Utility Authority assembled for their regularly scheduled meeting on Tuesday, December 20, 2011 at the Upper Merion Township Building, 175 West Valley Forge Road, King of Prussia, PA. The meeting convened at 7:00 p.m. and commenced with the pledge of allegiance.

**ATTENDANCE**

Stanley Channick, Chairperson  
Edward Veneziale, Vice-Chairman  
Charles Smyrk, Secretary  
Lynne Gold-Bikin, Treasurer  
James Ruddy, Assistant Secretary/Treasurer  
Alan Boroff, Esquire, Solicitor, Brown & Silbergeld, P.C.  
Daniel J. Shoemaker, P.E., Consulting Engineer, S.C. Engineers, Inc.  
Greg Waks, Supervisors' Liaison  
Ronald G. Wagenmann, Executive Secretary  
Nicholas Hiriak, Director of Finance  
Edward J. O'Brien, Jr., Director of Public Works

**MEETING MINUTES APPROVAL**

On a motion by Mr. Veneziale, seconded by Mr. Smyrk with all voting "aye" the minutes of November 15, 2011 were approved. None opposed.

*A correction to the approval of the October 18, 2011 Minutes was made.*

*Correction: On a motion by Mr. Ruddy, seconded by Mr. Veneziale with all voting "aye" the minutes of October 18, 2011 were approved. None opposed.*

**SOLICITOR'S REPORT**

***LeBus***

The Solicitor continues to work with EPA. A Consent Decree drafted by EPA and a settlement agreement drafted by the solicitor's office on behalf of the Authority were sent to LeBus. No response has been received from LeBus. The Solicitor and MIPP Administrator are in the process of scheduling a conference call with EPA in early January 2012 that will determine a resolution to the LeBus matter.

**ENGINEER'S REPORT**

***Budget Certification***

Engineer commended the Authority for being cost effective and having an excellent system in place to help maintain funding for projects.

***Collections System/Trout Run WPCC***

In the near future, the Collection System lines will need to be hydraulically paralleled and Trout Run will need to be updated due to the new effluent standards. Because the flow at Trout Run is low, the new standards imposed by PaDEP do not impact the plant at this time but any new updates, going forward, will be funded as a Capital cost.

### ***Tredyffrin***

The Authority's Engineer sent a letter to the Engineer for Tredyffrin Township informing them of the completed cost related to the Township's portion of the Matsunk Plant Capital repair work. A meeting will be scheduled in early January 2012 with the Engineer for Tredyffrin Township to go over the cost and answer additional questions.

## **EXECUTIVE SECRETARY**

### ***Bridgeport***

Bridgeport and the Authority have been in discussion about the calculation of EDU's between both Townships. Bridgeport calculated 64 EDU's but overlooked the flow numbers for their restaurants, commercial properties and other items increasing the EDU's to 83. This was brought to their attention. A new agreement with no additional cost has been discussed.

### ***Wegman's***

Authority sent a letter to PaDEP informing them that AQUA will be operating on the Realen property and preparing for Wegman's to open. Wegman's has initiated a stand alone restaurant onsite.

### ***Simon Properties***

Simon Properties is the controlling owner of the King of Prussia Mall and are moving forward with reconfiguring, restructuring and renovating the facilities.

### ***Target***

Target plan continues to be in the land development phase.

### ***WaWa / Chick-Fil-A***

WaWa/Chick-Fil-A plans continue to be in the land development phase.

## **DIRECTOR OF PUBLIC WORK'S REPORT**

### ***Matsunk Generator***

Matsunk Generator has been exhibiting unexpected problems not functioning properly. The contractor will be meeting with Matsunk staff and the design engineer to address the issues.

### ***Gulph Creek***

Stream bank stabilization work is nearly completed. Application for reimbursement from FEMA has been submitted.

## **FINANCIAL REPORT**

Director of Finance reported on the Year-To-Date Report and the Monthly Financial Report.

## **2012 BUDGET APPROVAL**

On a motion by Ms. Gold-Bikin, seconded by Mr. Smyrk with all voting "aye", approval for 2012 Budget of the Upper Merion Municipal Utility Authority was approved. None opposed.

## **REQUISITIONS**

DECEMBER 2011

UPPER MERION MUNICIPAL UTILITY AUTHORITY

<b>PAYEE</b>	<b>AMOUNT</b>	<b>INVOICE NO</b>	<b>DESCRIPTION</b>
<b>BOENNING &amp; SCATTERGOOD</b>	<b>\$3,500.00</b>	<b>12152011</b>	<b>Investment Advisory Services for 2011</b>
<b>BROWN &amp; SILBERGELD, PC</b>	<b>\$595.00</b>	<b>333</b>	<b>Professional Services: 11/04/2011 - 11/22/2011</b>
<b>NORFOLK SOUTHERN</b>	<b>\$165.00</b>	<b>9112010410</b>	<b>Swedeland: Quarterly Easement Rental 12/01/2011 - 02/29/2012</b>
<b>S C ENGINEERS, INC.</b>	<b>\$2,610.84</b>	<b>2003-01- 215</b>	<b>Professional Services: 10/03/2011 - 10/30/2011</b>
<b>S C ENGINEERS, INC.</b>	<b>\$412.81</b>	<b>2003-05-45</b>	<b>Professional Services: 10/03/2011 - 10/30/2011 (Trout Run WPCC)</b>
<b>S C ENGINEERS, INC.</b>	<b>\$412.81</b>	<b>2003-07-45</b>	<b>Professional Services: 10/03/2011 - 10/30/2011 (Matsunk WPCC)</b>
<b>TOTAL:</b>	<b><u>\$7,696.46</u></b>		

On a motion by Ms. Gold-Bikin, seconded by Mr. Smyrk with all voting "aye" the Requisitions for December in the amount of **\$7,696.46** was approved as presented. None opposed.

*A correction to the approval of the October 18, 2011 Requisitions was made.*

*Correction: On a motion by Ms. Gold-Bikin, seconded by Mr. Veneziale with all voting "aye" the Requisitions for October 2011 were approved. None opposed.*

## **ADJOURNMENT**

There being no further business to come before the Authority, the meeting adjourned.

**RONALD G. WAGENMANN**  
**EXECUTIVE SECRETARY**

Approved: January 17, 2012  
Entered: January 17, 2012