

**UPPER MERION MUNICIPAL UTILITY AUTHORITY
(UMMUA)
February 16, 2016**

The members of the Upper Merion Municipal Utility Authority assembled for the regularly scheduled meeting on Tuesday, February 16, 2016 at Upper Merion Township, 175 West Valley Forge Road, King of Prussia, PA. The meeting convened at 7:00 p.m.

PLEDGE OF ALLEGIANCE

ATTENDANCE

Edward Veneziale, Chairman
Gian Singla, Vice-Chairman
Diane Reilly, Secretary
James Ruddy, Treasurer
Vacant, Assistant Secretary/Assistant Treasurer
Steve Hann, Principal, Solicitor, Hamburg, Rubin, Mullin, Maxwell & Lupin, PC (*on phone*)
Fred Ciottoni, P.E., Consulting Engineer, S C Engineers, Inc.
Carole Kenney, Interim Supervisors' Liaison
David G. Kraynik, Executive Secretary
Edward J. O'Brien, Jr., Director of Public Works
Nicholas Hiriak, Director of Finance

ABSENT

Greg Philips, Supervisors' Liaison

MEETING MINUTES APPROVAL

On a motion by James Ruddy, seconded by Diane Reilly, with all voting "aye" a motion to correct and update the minutes of Tuesday, January 19, 2016 was approved. None opposed.

EXECUTIVE SECRETARY'S REPORT

YARD HOUSE RESTAURANT-DARDEN CORPORATION (*UPDATE*)

Yard House Restaurant submitted land development plans at the Thursday, February 11, 2016 Board of Supervisors Workshop for initial review. The representative for Yard House Restaurant initially indicated that an encroachment agreement with the Authority had been finalized and this included the size of the outdoor deck (*size: 816 sq. ft.*). The Executive Secretary quickly communicated to the Yard House representative that this was an incorrect statement and also that additional work was required. There are a number of issues needing to be addressed so the Attorney for Yard House Restaurant should contact the Solicitor to discuss all requirements put forth by the Authority.

The Land Development Plan application is at the beginning stage. There is approximately 60-90 days remaining before the plan application expires.

Yard House Restaurant is requesting to build an outdoor deck. The Authority has a 30 foot easement. Yard House is seeking approval from the Authority to build an outdoor deck that will stand above the easement. The Township and the Authority are requesting Yard House Restaurant allow the Township to access the sewer main, within the 30" easement, with Yard House Restaurant absorbing the cost should an emergency arise.

SOLICITOR'S REPORT

YARD HOUSE RESTAURANT-DARDEN CORPORATION (UPDATE)

The Authority's Solicitor spoke with the Attorney for Yard House Restaurant. Both have been brought up-to-date regarding language issues with the Agreement and challenges facing the construction of the outdoor deck. The Solicitor has suggested Yard House relocate the sewer main. The Attorney for Yard House was not informed regarding this issue and will discuss this with Darden Corporation. An Agreement has been submitted and is under review. The language is in agreement with what is being requested by the Authority.

Frank Carrera, (*Representative Darden Corporation*) would like to set up a teleconferencing session the week of February 22, 2016 with the Authority's Engineer and the Public Works Director regarding review of the plans, and clarifying issues and/or challenges that may arise during construction. Before the teleconferencing occurs, Yard House must submit, two weeks in advance, plans and/or documentation that will be reviewed by the Authority. Yard House has been informed that a decision will not be made until all areas of the plans and the correct language for the Agreement has been satisfied by both parties.

STORMWATER MANAGEMENT

The Solicitor is working on the amendment to the Authority's "Articles of Incorporation" for discussion at the Tuesday, March 15, 2016 meeting.

ENGINEER'S REPORT

STORMWATER MANAGEMENT

At the Tuesday, January 19, 2016 meeting, the Engineer was asked to prepare an outline for a "Request for Proposal" (RFP) for an engineering firm to prepare a Stormwater Management plan. The first draft of the RFP submitted for review to the Authority is in the process of being revised and refined for submission. A revised and updated copy of the RFP will be sent to the Authority the week of February 22, 2016 for review and approval.

FINANCIAL REPORT

The Monthly Financial Report for January 31, 2016 was presented.

REQUISITION'S APPROVED (February 2016)

UPPER MERION MUNICIPAL UTILITY AUTHORITY REQUISITIONS February 16, 2016

PAYEE	AMOUNT	INVOICE NO	DESCRIPTION
BLOOMING GLEN CONTRACTORS	\$9,640.80	1292016	Professional Services: 1st pymt. request for Matsonford Road Pumping Station upgrade (January 2016)
HAMBURG, RUBIN, MULLIN, MAXWELL & LUPIN, PC	\$795.00	223687	Professional Services: General Representation (December 2015)
HAMBURG, RUBIN, MULLIN, MAXWELL & LUPIN, PC	\$90.00	223688	Professional Services: Yard House Restaurant (December 2015)
HAMBURG, RUBIN, MULLIN, MAXWELL & LUPIN, PC	\$796.50	223689	Professional Services: Lease for Location of County Towers (December 2015)
HAMBURG, RUBIN, MULLIN, MAXWELL & LUPIN, PC	\$225.00	223690	Professional Services: Mont. Cty. Emergency Communications Tower (December 2015)
NORFOLK SOUTHERN CORPORATION	\$1,213.06	90213709	Professional Services: Lease of Property to Mont. Co. (February 2016- January 2017)
NORFOLK SOUTHERN CORPORATION	\$230.56	90213093	Professional Services: Lease of Pipe to Mont. Co. (February 2016 - January 2017)

TOTAL: \$12,990.92

On a motion by James Ruddy, seconded by Gian Singla, with all voting "aye", the February 16, 2016 Requisitions in the amount of, **\$12,990.92** were approved as presented. None opposed.

ADJOURNMENT

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

**DAVID G. KRAYNIK
EXECUTIVE SECRETARY**