

**UPPER MERION MUNICIPAL UTILITY AUTHORITY**  
**September 18, 2012**

The members of the Upper Merion Municipal Utility Authority assembled for the regularly scheduled meeting on Tuesday, September 18, 2012 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**

Stanley Channick, Chairman  
Charles Smyrk, Secretary  
James Ruddy, Treasurer  
Gian Singla, Assistant Secretary/Assistant Treasurer  
Alan Boroff, Esquire, Solicitor, Brown & Silbergeld PC  
Fred Ciottoni, P.E., Consulting Engineer, S C Engineers, Inc.  
Ronald G. Wagenmann, Executive Secretary  
David Kraynik, Township Manager Designee  
Edward J. O'Brien, Jr., Director of Public Works  
Greg Philips, Supervisors' Liaison  
Nicholas Hiriak, Director of Finance

**ABSENT**

Edward Veneziale, Vice-Chairman

**MEETING MINUTES APPROVAL**

On a motion by Mr. Smyrk, seconded by Mr. Ruddy, with all voting "aye" the meeting minutes of August 21, 2012 was approved. None opposed.

**SOLICITOR'S REPORT**

**MATSUNK WATER POLLUTION CONTROL CENTER (WPCC)** *(DRUMMOND COMPANY: KEYSTONE COKE)*

The Solicitor reported that the two manholes are within the sewer easement previously granted by Drummond to the Authority and therefore would not constitute an encroachment.

The alleged encroachment at the communications junction box is, technically, an invasion. The Solicitor requested Drummond permit this, recognizing that the property within the alleged encroachment by the junction box belongs to Keystone Coke.

The encroachment at the back of the property where the fence is located, at a right angle, may be an intrusion. The Solicitor determined the various deeds pertaining to this property show an arc, not a straight line, and recommends the materials stored be moved further onto Township property, Joseph M. Estock, P.E., P.L.S. *(Professional Land Surveyor)* be required to stake out the proper line and the fence be relocated to where the arc is positioned.

**TREDYFFRIN FORCE MAIN** (*CORVEST / B.P. PATERSON*)

B.P. Paterson agreed to the terms and signed the contract. Corvest is still reviewing the contract and has not signed the agreement. The Solicitor requested that the Authority authorize a small increase in funding to facilitate Corvest's approval to complete the landscaping and resolve this matter.

On a motion by Mr. Smyrk, seconded by Mr. Ruddy, with all voting "aye" the motion to authorize a small increase in funding was approved. None opposed.

**UPPER MERION SEWER ACCESS RIGHTS** (*UMSAR AGREEMENT UPDATE*)

The new UMSAR Program and Agreement adopted by the Authority at the August 21, 2012 meeting was distributed.

**REALEN** (*FORCE MAIN AGREEMENT*)

This matter is still pending; however, various parties have been in discussions seeking to have Valley Forge Casino correct the drainage situation surrounding this surge chamber.

**1970 MATSUNK AGREEMENT** (*TREDYFFRIN UPDATE*)

Pursuant to the joint meeting in August, the Solicitor sent copies of the proposed agreement to the Tredyffrin representatives requiring them to promptly advise the Authority as to which paragraphs they accept and which ones they reject in order to resolve the issues.

**O'NEILL GROUP** (*BRIDGEPORT PROJECT: FORCE MAIN RELOCATION*)

O'Neill will be relocating the Force Main in Bridgeport (*industrial area*). The construction will be done in phases (*2 or 3 phases*) and, therefore, the relocation of the sewer line will be prepared in stages. Within each phase, O'Neill will make arrangements to tie into the existing Force Main. Revised construction plans, cost estimates and updates to the agreement regarding security are forthcoming.

**LeBus**

LeBus is in compliance and paying the fine.

**ENGINEER'S REPORT****O'NEILL GROUP** (*BRIDGEPORT PROJECT: FORCE MAIN RELOCATION*)

Consulting Engineer, Director of Public Works and staff met with O'Neill Group to discuss general perimeters regarding relocation of the Force Main, as previously reported, O'Neill will be developing revised engineering plans for the relocation of the Force Main and submit the documents to the Authority for review and approval.

**SIMON PROPERTIES** (*KING OF PRUSSIA MALL*)

Engineer reviewed the EDU numbers received from Simon Properties, deemed the numbers to be reasonable and moved forward with requesting and receiving approval of the plan from the Authority.

## **EXECUTIVE SECRETARY'S REPORT**

### **REALEN** (*FORCE MAIN AGREEMENT*)

Executive Secretary contacted Mark Stir, Vice President of Operations for the Valley Forge Casino to correct the drainage situation surrounding the surge chamber. The issues that need to be corrected are a small amount of grading to prevent the water from entering into the chamber area, and some large rocks to protect the vent stacks and prevent vehicles from causing damage.

### **TARGET**

Target was approved by the Board of Supervisors. There are minimal issues to resolve before proceeding. A meeting has been scheduled for Wednesday, August 22, 2012 to accomplish this task.

### **WAWA/CHICK-FIL-A**

This project is moving forward.

### **FRANKLIN MAPS**

Franklin Maps would like to add a car wash to their property. This would necessitate an additional hookup into the sewer line, produce another EDU and connection. This plan is presently in the land development phase.

### **HANSEN ACCESS ROAD** (*RESIDENT SEWER CONNECTION*)

Seven (7) homeowners approached the Authority to request connection into the public sewer system before the major work on Henderson Road begins. This will produce another 3 EDUs.

### **VALLEY FORGE CAR WASH** (*VALLEY FORGE SHOPPING CENTER*)

Valley Forge Car Wash will remain at its present site and the Valley Forge Beverage Center adjacent to the car wash will be downsizing and relinquishing space to the car wash for upcoming renovations.

### **CARMAX** (*AREA NEXT TO HOME DEPOT*)

Carmax will be located next to Home Depot. They are in the process of downsizing their project.

### **GULPH MILLS GOLF CLUB** (*SOUTH GULPH ROAD*)

The Gulph Mills Golf Club will be submitting plans shortly.

### **WEGMAN'S** (*NEW RESTAURANT: NEXT DOOR BAR & GRILL*)

Wegman's new restaurant will move to the front of the property (*near Gulph Road*) and the original site will be used for employee parking.

### **SHERATON HOTEL** (*NEW: RALPH'S ITALIAN RESTAURANT*)

The construction of the restaurant is in the completion stage and may be opening by the end of September 2012.

## **DIRECTOR OF PUBLIC WORKS REPORT**

### **MATSUNK TRICKLING FILTER REHABILITATION PROJECT**

The bid for the Matsunk Trickling Filter Rehabilitation project has been awarded. The engineer is in the process of examining the Bonds and Insurance Certificates submitted; the Notice to Proceed will follow upon completion of review.

## **FINANCIAL REPORT**

The Monthly Financial Report for September 2012.

## **REQUISITIONS**

UPPER MERION MUNICIPAL UTILITY AUTHORITY REQUISITIONS SEPTEMBER 2012			
PAYEE	AMOUNT	INVOICE NO	DESCRIPTION
BROWN & SILBERGELD, PC	\$4,148.00	431	Professional Services: 08/01/2012-08/31/2012: Tredyffrin Sewer Agreement, Tredyffrin Force Main, Realen Force Main, UMSAR ( <i>August</i> )
S C ENGINEERS, INC.	\$811.80	2003-01-224	Professional Services: 07/02/2012-07/29/2012: Tredyffrin-Matsunk Draft Agreement & UMSAR Program Update ( <i>July</i> )
UPPER MERION TOWNSHIP	\$7,000.00	8152012	UMMUA Year-end Auditing Service: 12/31/2011 ( <i>Reimbursement</i> )
TOTAL:	<u>\$11,959.80</u>		

On a motion by Mr. Smyrk, seconded by Mr. Ruddy, with all voting "aye", the Requisitions for September 2012 in the amount of **\$11,959.80** was approved as presented. None opposed.

**REMINDER:**        ***CITIZEN BOARD APPRECIATION LUNCHEON  
SUNDAY, OCTOBER 14, 2012  
12:30 P.M.  
MAGGIANO'S LITTLE ITALY  
205 MALL BOULEVARD  
THIRD FLOOR BALLROOM***

## **ADJOURNMENT**

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

**RONALD G. WAGENMANN  
EXECUTIVE SECRETARY**