

UPPER MERION MUNICIPAL UTILITY AUTHORITY
(UMMUA)
July 21, 2015

The members of the Upper Merion Municipal Utility Authority assembled for the regularly scheduled meeting on Tuesday, July 21, 2015 at Matsunk WPCC, 600 McCoy's Lane, King of Prussia, PA. The meeting convened at 7:00 p.m.

PLEDGE OF ALLEGIANCE

ATTENDANCE

Edward Veneziale, Chairman
James Ruddy, Treasurer
Gian Singla, Assistant Secretary/Assistant Treasurer
John Walker, Principal, Solicitor, Hamburg, Rubin, Mullin, Maxwell & Lupin, PC
Fred Ciottoni, P.E., Consulting Engineer, S C Engineers, Inc.
Carole Kenney, Supervisors' Liaison
David G. Kraynik, Executive Secretary
Edward J. O'Brien, Jr., Director of Public Works
Nicholas Hiriak, Director of Finance
Robert McKernan, Superintendent of Matsunk WPCC

ABSENT

Greg Philips, Supervisors' Liaison
Stanley Channick, Vice-Chairman

VISITOR

Linda Nunn, President
NUNNCO, Inc. (Development Management)
Yard House Corporate Restaurant (St. Pierce, Florida)

YARD HOUSE CORPORATE RESTAURANT REPORT

EASEMENT & INDEMNIFICATION AGREEMENT

Darden Restaurant's will not be adding to the projected budget additional funds to move the sewage line from its present location. The drawings reflect revisions made to the deck decreasing the size to prevent cantilevering in the easement. Drawing of the stairs (*Emergency Exit Use Only*) is still in progress in order to meet the Fire Safety Code.

An "Indemnification Agreement" stating Upper Merion Municipal Utility Authority (*Authority*) and Upper Merion Township (*Township*) has the right to gain immediate access to the sewage line, and Darden Restaurants: Yard House will remove any and all obstructions in the easement to allow the Authority/Township to gain immediate access to the sewage line, in addition, Darden Restaurants: Yard House will replace/repair any and all damages at no cost to the Authority/Township.

Darden Restaurant's attorneys have reached out to the Board of Supervisors' attorneys regarding the Indemnification Agreement.

On a motion by James Ruddy, seconded by Gian Singla, with all voting "aye" contingent upon 1) the Authority's Solicitor, and the Authority approving the language in the "Indemnification Agreement" giving the Authority/Township the right to gain immediate access to the sewage line, and Darden Restaurants: Yard House will remove any and all obstructions in the easement to allow the Authority/Township to gain immediate access to the sewage line, in addition, Darden Restaurants: Yard House will replace/repair any and all damages at no cost to the Authority/Township; and 2) approval by the Authority's Engineer, Public Works Director of the final drawings.

MEETING MINUTES APPROVAL

On a motion by James Ruddy, seconded by Gian Singla, with all voting "aye" the meeting minutes of Tuesday, June 16, 2015 was approved. None opposed.

EXECUTIVE SECRETARY'S REPORT

CARWASH (*HENDERSON ROAD & PRINCE FREDERICK STREET*)

On Thursday, July 16, 2015 the Board of Supervisors approved the construction of a new Carwash.

BENTLEY HOMES

The Board of Supervisors requested a public hearing for "Conditional Use" regarding construction of 330+ apartments with some retail on Vandenburg Road off of Route 23 (*Valley Forge Road and Beidler Road*).

REALEN (*VILLAGE OF VALLEY FORGE*)

Approved and under construction are 363 apartments, and 19 acres of retail space. Also, in discussion are plans to construct 134 Townhomes and 235 age restricted units. Plans have not been submitted.

SOLICITOR'S REPORT

1008 TRINITY LANE (*THE FERRO'S*)

The Board of Supervisors formally voted and approved, on Thursday, July 16, 2015, the withdrawal of the Authority's appeal regarding 1008 Trinity Lane (*the Ferro matter*). Before an approval request was submitted to the Board of Supervisors, the Director of Safety & Codes, and the Director of Public Works verified completion of all inspections. The Solicitor's office will be moving forward with withdrawing the appeal and closing out the Ferro matter.

ENGINEER'S REPORT

O'NEILL PROPERTIES

O'Neill Properties proposed a plan for the residential area they will be developing in. This plan indicates the residential development will be located on top of an 18 inch force main from Abrams Pumping Station owned by the Authority. The force main will have to be relocated by O'Neill Properties. Plans have been submitted by O'Neill Properties. The Authority's

Engineer issued a letter on Friday, July 10, 2015 to O'Neill Properties suggesting minor modifications on the chosen location.

FAIRFIELD INN

Fairfield Inn, located on Mall Boulevard is requesting relocation of an 18 inch interceptor. The Authority's Engineer submitted a letter to review this request and also suggested minor modifications.

REALEN (*VILLAGE OF VALLEY FORGE*)

PaDEP is requesting semi-annual status updates on the construction in the Village of Valley Forge.

DIRECTOR OF PUBLIC WORKS' REPORT

MATSONFORD PUMPING STATION PROJECT (*RENOVATION/UPGRADE*)

The advertisement for the Matsonford Pumping Station has been submitted. A bid date has been set for August, with an approval going to the Authority in September 2015.

FED EX

Fed Ex submitted, in advance, funds in the amount of \$217,000.00 for their upcoming project.

FINANCIAL REPORT

The Monthly Financial Report for June 30, 2015 was presented.

REQUISITIONS APPROVED (*JULY 2015*)

**UPPER MERION MUNICIPAL UTILITY AUTHORITY
REQUISITIONS
July 21, 2015**

PAYEE	AMOUNT	INVOICE NO	DESCRIPTION
HAMBURG, RUBIN, MULLIN, MAXWELL & LUPIN, PC	\$450.00	216842	Professional Services: General Representation (<i>May 2015</i>)
NORFOLK SOUTHERN CORPORATION	\$165.00	90183891	Lease: Swedeland, PA (<i>June 1-Aug 31, 2015</i>)
NORFOLK SOUTHERN CORPORATION	\$2,162.58	90184885	Lease: Abrams Yard PA (<i>June 1, 2015-May 31, 2016</i>)
S C ENGINEERS, INC.	\$1,194.95	2003-01	Professional Services: General Support (<i>Mar-Apr 2015</i>)
S C ENGINEERS, INC.	\$3,242.85	2003-02	Professional Services: Chapter 94 Report (<i>Mar-Apr 2015</i>)
TOTAL:		<u>\$7,215.38</u>	

On a motion by James Ruddy, seconded by Gian Singla, with all voting "aye", the Requisitions for July 21, 2015 in the amount of **\$7,215.38** 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