

**UPPER MERION MUNICIPAL UTILITY AUTHORITY
(UMMUA)**

December 17, 2013

The members of the Upper Merion Municipal Utility Authority assembled for the regularly scheduled meeting on Tuesday, December 17, 2013 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
Stanley Channick, Vice-Chairman
Charles Smyrk, Secretary
James Ruddy, Treasurer
Gian Singla, Assistant Secretary/Assistant Treasurer
Alan Boroff, Esquire, Solicitor, Brown & Silbergeld, PC (*Retiring*)
Steven A. Hann, Principal, Solicitor, Hamburg, Rubin, Mullin, Maxwell & Lupin
Fred Ciotonni, 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

MEETING MINUTES APPROVAL

On a motion by Mr. Channick, seconded by Mr. Smyrk, with all voting "aye" the meeting minutes of Tuesday, October 21, 2013 were approved with changes. None opposed.

ALAN BOROFF

FAREWELL (*RETIRING*)

It has really been a pleasure and an enjoyment. I have been with the Authority for the past 33 years and am proud of my longevity. As an attorney, it's a great experience because you have a chance to advise people on how to do things or how to stay out of trouble and be successful at it. It's been a pleasure to serve the Authority.

AUTHORITY MEMBERS & BOARD OF SUPERVISORS

THANK YOU

Thank you for the service you have provided to Upper Merion Municipal Utility Authority and Upper Merion Township.

SOLICITOR'S REPORT

NPDES PERMIT

The Authority's New Solicitor contacted PaDEP's Solicitor to address NPDES Permit issues and suggest providing a partial settlement. One major issue in discussion is the WET test. The Solicitor will give a report at the next regularly schedule Authority meeting.

SOLICITOR'S REPORT *(CONT'D)*

STORMWATER

The Authority may begin the process of discussing Stormwater with the Township and identify what needs to be addressed. Identify the information available and assemble a strategic plan addressing Stormwater issues occurring throughout the year. There are some municipalities already in the process of addressing Stormwater issues under PaDEP guidelines.

Regulatory Requirement

The Township has an MS4 Permit which dictates how a municipality must comply with Pennsylvania's Stormwater program. Once an Authority is formed or an existing Authority takes over that responsibility you have issues such as a permit transfer, a change in the articles of incorporation, and review the bylaws which fall under legal requirements.

In the past two years, existing laws of what is sufficient to allow the formation of Stormwater Authority has been recognized. The General Assembly included recent amendments to the Municipality Authority's Act adding Stormwater as a power that an Authority is able to assume and implement. The legal structure has been established. It's now more of an internal issue of meeting with the Township and addressing present Stormwater issues.

Will a New Authority be formed or use an Authority that already exists?

In the State of Pennsylvania, the Stormwater Program has not been fully implemented but this is in the process of changing. There are municipalities that have considered using an Authority that already exists and will assume the responsibility of the Stormwater Program.

Review of Zoning Ordinances/Zoning Codes

PaDEP executed a new Chapter 102 Regulation that went into effect three (3) years ago dealing with run-off in construction or post construction. The Board of Supervisors may want to compare and see how this regulation will affect the Township's Zoning Ordinances and/or Codes.

ENGINEER'S REPORT

O'NEILL PROPERTIES *(FORCE MAIN PROJECT)*

In early November 2013, the Authority's Engineer met with O'Neill Properties regarding the Abrams Pump Station Force Main project in Bridgeport. As part of this project, O'Neill Properties is requesting the Authority relocate Abrams Pump Station Force Main. The Authority will be receiving plans soon.

CORNELL DEVELOPER *(35 TOWNHOUSES ON MATSONFORD ROAD)*

Cornell Developers sent a letter to Upper Merion Township regarding 35 townhouses on Matsonford Road and Dehaven Avenue. Research was conducted by the Authority's Engineer evaluating the capacity. No capacity issues were found. Matsonford Pumping Station has been scheduled for improvements in 2014.

ENGINEER'S REPORT (CONT'D)

WASTEWATER TREATMENT PLANT PROJECTS

As part of two wastewater treatment plant projects, DRBC (*Delaware River Basin Commission*) are involved. Docket application must be submitted. The DRBC may impose a new Total Dissolved Solids (*TDS*) limit on the plants. After the docket application is submitted, a modification to the NPDES Permit may be completed.

EXECUTIVE SECRETARY'S REPORT

PEP BOYS

At the Thursday, December 5, 2013 Board of Supervisors meeting, Pep Boys land development project plan was approved.

KING OF PRUSSIA MALL CONNECTION

At the Thursday, December 5, 2013 Board of Supervisors meeting, The King of Prussia Mall Connection land development project plan was approved.

THE PIAZZA GROUP

The Executive Secretary met with the Piazza Group on Tuesday, December 17, 2013. The Piazza Group expressed interest in purchasing property from the Authority as part of a residential development plan that includes up to 800+ residential properties.

The Heuser Par to Valley Forge Park recreational trail is in the development phase and the location is in the same area as the property The Piazza Group expressed interest in. What impact will the trail have on this property? Piazza will be meeting with the Board of Supervisors regarding zoning issues in February 2014.

The Piazza Group has asked to meet with the Authority at the next Authority meeting (*Tuesday, January 21, 2014*) to give a presentation on the development of the property; what they need; and what the Authority will consider before the final development plan is submitted.

MS4 ORDINANCE (UPDATED)

At an upcoming Board of Supervisors Workshop Meeting, the Board of Supervisors will review the revised and updated draft MS4 Ordinance. T&M Associates will give a presentation to the Board of Supervisors before the ordinance is adopted.

DIRECTOR OF PUBLIC WORKS REPORT

MATSUNK TRICKLING FILTER REHABILITATION PROJECT (UPDATE)

The work has been completed and the project is in its closeout stage.

SWEDELAND PUMP STATION UPGRADE PROJECT (UPDATE)

Bid opening was held on Thursday, December 5, 2013. There were two separate contracts solicited, a general contract and an electrical contract. Both bids will be submitted to the UMMUA Board for approval within a 60-day time period.

DIRECTOR OF FINANCE REPORT

The Monthly Financial Report for November 30, 2013, and the Proposed 2014 Municipal Utility Authority Capital & Operating Budgets were presented.

SPECIAL EVENING MEETING

A special evening Authority meeting has been scheduled for Monday, January 6, 2014 to discuss financial budgetary alternatives focusing on increasing revenues.

REQUISITIONS (NOVEMBER 2013 & DECEMBER 2013)

**UPPER MERION MUNICIPAL UTILITY AUTHORITY
REQUISITIONS
NOVEMBER 19, 2013**

PAYEE	AMOUNT	INVOICE NO	DESCRIPTION
ALAN E. BOROFF	\$1,768.00	569	Professional Services: NPDES Permit Appeal ; 10/1-10/31 (October)
BNY MELLON	\$47,810.84	9172013	Reimbursement to UMT: 2010 Go Bond
TOTAL:	<u>\$49,578.84</u>		

**UPPER MERION MUNICIPAL UTILITY AUTHORITY
REQUISITIONS
DECEMBER 17, 2013**

PAYEE	AMOUNT	INVOICE NO	DESCRIPTION
ARRO CONSULTING, INC	\$1,060.50	20365	Professional Services: Swedeland Pump Station Modernization - 10/25/2013 (October)
BOENNING & SCATTERGOOD	\$3,842.85	11142013	Investment Advisory Service (12 months)
HAMBURG, RUBIN, MULLIN, MAXWELL & LUPIN, PC	\$217.50	189611	Professional Services: General Representation- 10/31/2013 (October)
NORFOLK SOUTHERN	\$165.00	90106868	Lease: Swedeland, PA (Quarterly: 12/01/2013-02/28/2014)
THE TIMES HERALD	\$815.50	226471	Legal Advertisement: Swedeland Pump Station Upgrade and Force Main Addition Project (November 2013)
TOTAL:	<u>\$6,101.35</u>		

On a motion by Mr. Channick, seconded by Mr. Smyrk, with all voting "aye", the Requisitions for November 19, 2013 in the amount of **\$49,578.84**; and December 17, 2013 in the amount of **\$6,101.35** were approved as presented. None opposed.

On a motion by Mr. Channick, seconded by Mr. Smyrk, with all voting "aye", the 2014 Upper Merion Municipal Utility Authority Budget was approved and adopted as presented. None opposed.

ADJOURNMENT

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

**DAVID G. KRAYNIK
EXECUTIVE SECRETARY**