

UPPER MERION SANITARY & STORMWATER AUTHORITY
October 18 2022 Meeting – 6:30PM

The members of the Upper Merion Sanitary & Stormwater Authority met for their regular meeting on Tuesday, October 18, 2022 in the Boardroom of the Upper Merion Township Building. The meeting was called to order at 645 PM and commenced with the pledge of allegiance.

ATTENDANCE:

Diane Reilly, Chair
James Ruddy, Vice Chair
Ed Campbell, Secretary
Lyn Fields, Treasurer
Glenn Smith
Carole Kenney, Board Liaison
Anthony T. Hamaday, Executive Secretary
Nick Hiriak, Director of Finance
Steve Hann, Authority Solicitor, Hamburg, Rubin, Mullin, Maxwell, & Lupin, PC
Fred Ciottoni, Authority Engineer, SC Engineers
Geoff Hickman, Director of Public Works

Chairperson Comments: Mrs. Reilly indicated that an Executive Session will be held at the end of the meeting to discuss legal matter involving the Authority's NPDES Permit appeal.

PUBLIC COMMENT:

There were no public comments on the agenda items.

MEETING MINUTES APPROVAL: None

OLD BUSINESS: None

NEW BUSINESS:

A. Candlebrook Sewer Main Replacement Project Award.

On a motion by Mrs. Fields, seconded by Mr. Ruddy, all members voted "Aye" to award the Candlebrook Sewer Main Replacement project to Doli Construction of Chalfont, Pa for the bid amount of \$789,665.00 being the lowest responsible bidder. None opposed. Motion approved 5-0.

B. Edu Allocation/Sewer Capacity for Multi-tenant properties.

Mr. Hickman informed the Authority of a situation that was recently discovered regarding the allocation of EDU's and sewer capacity for multi-tenant properties. A prospective new tenant in an existing multi-tenant building recently contacted the Township regarding permits for tenant fit-out and sewer capacity. It was discovered during the Township's review that the building owner, during construction over 30 years

ago, was allocated several EDU's for the building based on the proposed uses but only actually acquired less than half of their allocation. During the review of the proposed tenant fit-out, it was determined that the sewer capacity requirements for the actual uses in the building per the Tap-In Fee Resolution far exceed the EDU's allocated. The Township has notified the building owner of the need for the purchase of the necessary EDU's. The prospective tenant has asked if they could move forward with their project by acquiring only the EDU's necessary for their use. Mr. Hickman suggested that since we have discovered a deficiency, the EDU allocation for the entire building should be addressed by the owner before any new tenant occupies the space. He indicated that how this situation is handled may set a precedent. Mr. Hann agreed that how the Authority handles may set a precedent and suggested the Authority follow the Tap-In Fee resolution. The Authority members agreed to follow the Tap-In fee resolution and charge the property owner accordingly.

EXECUTIVE SECRETARY'S REPORT: No Report

ENGINEER'S REPORT:

Mr. Ciottoni informed the Authority that the owner of the Bridgeview Development in Bridgeport has submitted a final plan for the relocation of the Authority's Force Main through the property that appears to satisfy our concerns. Mr. Ciottoni will keep the Authority updated as the project progresses.

SOLICITOR'S REPORT: No Report

DIRECTOR OF PUBLIC WORKS REPORT:

Mr. Hickman reminded the authority members of the open invitation for a site visit to the Matsunk Treatment Plant. Mr. Hickman also indicated that he would be presenting his 2023 budget request at the November meeting.

DIRECTOR OF FINANCE REPORT:

Mr. Hiriak provided the report to the Authority which included:

- Revenue
UMSAR of \$1,908,000 paid by Purolite Corp. for 2201 Renaissance Dr. location.
- Expenses
\$140,328.27 was recorded as approved last month.
- Requisitions:
Total amount of requisitions for approval = \$95,288.29

REQUISITIONS:

Mr. Hiriak submitted the monthly requisitions in the amount of \$95,288.29

On a motion by Mrs. Fields, seconded by Mr. Ruddy, all members voted "Aye" to approve the October 18, 2022 requisitions in the amount of \$60,400.03. None opposed. Motion approved 4-0.

STORMWATER:

A. September 27 & 28 Stormwater Forums

Mr. Hickman informed the Authority that he has compiled public comments from the sessions and will distribute to the members.

B. Draft Fee Resolution Discussion

Robert Fredericks, 515 Springbrook Lane, addressed the authority and indicated that he was unhappy with Mr. Walkers presentation and that the mission of the stormwater program should be amended to include both public and "private" property. He also again suggested that the Authority look for opportunities for upstream detention. Mr. Campbell indicated that he sees value in upstream detention and including references to private property but he was not in favor of changing the program at this time. Mr. Hickman offered that the program's current focus is on areas where the township already owns or controls property making it easier for projects to be undertaken.

Mr. Campbell made a motion, seconded by Mr. Smith, to revise the draft Fee Resolution to add language regarding projects on private property, upstream detention and amending the definition of stormwater fees if necessary. None opposed. Motion approved 5-0.

C. Presentation of Stormwater program to Board of Supervisors – November 3, 2022

Mr. Hamaday suggested that before the Authority consider action on a Stormwater Fee Resolution that the Authority present the program and proposed fee structure to the Supervisors at their November 3, 2022 Workshop meeting. The Authority members agreed and Mr. Hickman, Mr. Hamaday, and Mrs. Reilly will attend and present.

PUBLIC COMMENT: None

EXECUTIVE SESSION:

On a motion by Mr. Smith, seconded by Mrs. Fields, all members voted "Aye" to convene an executive session at 8:18 PM. None opposed. Motion approved 4-0.

On a motion by Mrs. Fields, seconded by Mr. Smith, all members voted "Aye" to reconvene the regular meeting at 8:31 PM. None opposed. Motion approved 5-0.

ADJOURNMENT:

There being no further business to come before the Authority, on a motion by Mrs. Fields, seconded by Mr. Ruddy, the meeting adjourned at 8:31PM.


**DIANE REILLY
CHAIRPERSON**