

**North Wales Water Authority  
Board of Directors Meeting**

**Minutes of 02/15/23**

**Call to order:**

A regular business meeting of the NWWA Board of Directors was held at the NWWA business office on February 15, 2023, beginning at 5:00 p.m., and called to order by Board Chair, Tenney.

**Pledge of Allegiance:**

Mr. Tenney led all in attendance in the Pledge of Allegiance

**Re-Appointment of Board Member**

The Board received and accepted a letter from North Wales Borough, dated January 25, 2023, and signed by the Borough manager, confirming the reappointment of Authority Board member McDevitt for an additional five (5) year term, expiring on December 31, 2027.

**Roll Call:**

Roll call was taken and recorded as follows.

<b><u>Attendee Name</u></b>	<b><u>Organization</u></b>	<b><u>Title</u></b>	<b><u>Status</u></b>
Joan H. Nagel	NWWA	Chair	Absent
Albert S. Tenney	NWWA	Vice Chair	Present
Donna L. Mengel	NWWA	Secretary	Absent
Neil J McDevitt	NWWA	Treasurer	Present
Sally Neiderhiser	NWWA	Asst./Sec Treasurer	Present
Robert C. Bender	NWWA	Executive Director	Present
Brad S. Fisher, P.E.	NWWA	Director of Eng. / Ops.	Present by Video
Christine Lezoche	NWWA	Director of Finance	Present
Barbara Merlie Esq.	Rudolph Clarke	Authority Solicitor	Present
Michael P Clarke	Rudolph Clarke	Authority Solicitor	Present
Lane Bodley P.E.	Carroll Engineering	Authority Engineer	Present
Allen Mason P.E.	Carroll Engineering	Authority Engineer	Present
Christopher Gibbons	Concord Public Finance	Authority Financial	Present by Video

Becca Suskin was present to provide Asl services for Mr. McDevitt

**Approval of Minutes:**

The Board next considered approval of the Minutes of 1/11/2023. Upon a motion of member Neiderhiser, seconded by member McDevitt, the minutes were approved as presented.

<b><u>Vote Record</u></b>						
			<b><u>Yes/Aye</u></b>	<b><u>No/Nay</u></b>	<b><u>Abstain</u></b>	<b><u>Absent</u></b>
x	Approved					
	Tabled	Ms. Nagel				x
	Failed	Mr. Tenney	x			
		Ms. Mengel				x
		Ms. Neiderhiser	Initiator	x		
		Mr. McDevitt	Seconded	x		

**Public Comment:** None present.

**Resolutions:**

Mr. Bender presented Resolution 2023-03 authorizing the submission of a revised grant application for the Sumneytown Pike water main replacement project.

Upon a motion of member Neiderhiser, seconded by member McDevitt, the Resolution was approved as presented.

<b>☑ Vote Record</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
x	Approved					
	Tabled	Ms. Nagel				x
	Failed	Mr. Tenney	x			
		Ms. Mengel				x
		Ms. Neiderhiser	Initiator	x		
		Mr. McDevitt	Seconded	x		

Mr. Bender presented Resolution 2023-04 authorizing a grant application for filtration improvements Ingham Mews well station, Solebury Township.

Upon a motion of member Neiderhiser, seconded by member McDevitt, the Resolution was approved as presented.

<b>☑ Vote Record</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
x	Approved					
	Tabled	Ms. Nagel				x
	Failed	Mr. Tenney	x			
		Ms. Mengel				x
		Ms. Neiderhiser	Initiator	x		
		Mr. McDevitt	Seconded	x		

Christopher Gibbons of Concord Public Finance and Executive Director Bender presented **Resolution 2023-05**. This resolution allows for borrowing and amends the existing bond indenture for Series 2023 borrowing for several capital projects with a total borrowing of \$16,195,000 from S&T Bank, at the 7-year initial rate of 3.70%, then being set at 79% of Wall Street Journal Prime rate, being the most cost-effective proposal received. A list of all proposals (bidders) is available at the Authority offices. It was noted that the S&T financing permits early repayment without penalty, and that the projected savings exceeded \$600,000.00 as compared to traditional 20 year Bond financing.

Upon a motion of member Neiderhiser, seconded by member McDevitt, the Resolution was approved as presented.

<b>☑ Vote Record</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
x	Approved					
	Tabled	Ms. Nagel				x
	Failed	Mr. Tenney	x			
		Ms. Mengel				x
		Ms. Neiderhiser	Initiator	x		
		Mr. McDevitt	Seconded	x		

Mrs. Lezoche presented **Resolution 2023-06** being the annual incumbency certificate from TD Wealth Management Trust. This is a verification of Board officers and signature verification form.

Upon a motion of member Neiderhiser, seconded by member McDevitt, the Resolution was approved as presented.

<b>Vote Record</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
x	Approved					
	Tabled	Ms. Nagel				x
	Failed	Mr. Tenney	x			
		Ms. Mengel				x
		Ms. Neiderhiser	Initiator	x		
		Mr. McDevitt	Seconded	x		

**Bids and Contracts:**

Lane Bodley presented and recommended the award of the low bid for **Contract 530-20-11** for the Park Avenue and Ferry Road transmission line project, to the apparent low bidder, Joao & Bradley Construction Company, in the total amount \$5,866,016., and subject to the terms and conditions included within the bid specifications, and submission of all deliverables.

Upon a motion by member Neiderhiser, seconded by member McDevitt, the bid was awarded.

<b>Vote Record</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
x	Approved					
	Tabled	Ms. Nagel				x
	Failed	Mr. Tenney	x			
		Ms. Mengel				x
		Ms. Neiderhiser	Initiator	x		
		Mr. McDevitt	Seconded	x		

**Solicitors Report:**

Ms. Merlie presented a motion for the approval of the revised **Verizon Cell Lease on Highpoint Tank** after the review of the documents by the Executive Director and Solicitor. This renewal agreement reflects the updated language that is being used for cell leases. Upon motion by member Neiderhiser, seconded by member McDevitt, all board members present approved the agreement.

<b>Vote Record</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
x	Approved					
	Tabled	Ms. Nagel				x
	Failed	Mr. Tenney	x			
		Ms. Mengel				x
		Ms. Neiderhiser	Initiator	x		
		Mr. McDevitt	Seconded	x		

Mr. Tenney inquired if this tank would be painted after the new tank is online and Mr. Fisher stated that the tank by the Home Depot would be painted first then the Highpoint Tank. It was noted that tank painting typically about 6 months to complete once all materials become available and weather conditions are suitable.

**Engineers Report:**

Mr. Bodley presented the following Payment Applications for approval:

- Payment Application #9 from MJF Electrical for work completed on Bid Contract 521-19-01B Montgomery Tank 3 Project, in the amount of \$26,464.98.
- Payment Application #26 from CBI Storage Solutions for work completed on Bid Contract 521-19-01A, Montgomery Tank 3 Project, in the amount of \$64,851.69.
- Payment Application #4 from Joao & Bradley Construction Inc. for work completed on Bid Contract 830-21-09, Elm Avenue Project, in the amount of \$302,535.34.

Upon a motion by member Neiderhiser, seconded by member McDevitt, the payments were approved.

<b>☐ Vote Record</b>		Yes/Aye	No/Nay	Abstain	Absent
x	Approved				
	Tabled				x
	Failed				
	Ms. Nagel				
	Mr. Tenney	x			
	Ms. Mengel				x
	Ms. Neiderhiser	Initiator	x		
	Mr. McDevitt	Seconded	x		

**Operations Report:**

Mr. Fisher reviewed his monthly operations report noting that while remaining busy, nothing was out of the ordinary as to water flows and system maintenance. He noted that we had settled on the 1553 Easton Road property. He advised the Board that CBI is scheduled to start the final painting of the Montgomery 3 Water Storage tank the first week of March.

Mr. Fisher Presented the following Change Orders for Approval:

- Change Orders 7 & 9 for Bid Contract 520-21-12A in a credit amount of \$710.37.
- Change Order 8 for Bid Contract 520-21-12B in the amount \$48,073.74 for

Upon a motion by member Neiderhiser, seconded by member McDevitt, the change orders were approved.

<b>☐ Vote Record</b>		Yes/Aye	No/Nay	Abstain	Absent
x	Approved				
	Tabled				x
	Failed				
	Ms. Nagel				
	Mr. Tenney	x			
	Ms. Mengel				x
	Ms. Neiderhiser	Initiator	x		
	Mr. McDevitt	Seconded	x		

Mr. Fisher presented the following Payment Applications for approval:

- Payment Application #7 from Doli Construction Corp. for work completed on Bid Contract 520-21-12A & 520-21-12B Water Services Project, in the amount of \$154,437.74.
- Payment Application #6 from Passerini & Sons for work completed on Bid Contract 520-21-13, Water Services Project, in the amount of \$57,134.31.
- Payment Application #11 from GS Developers for work completed on Bid Contract 520-20-11B, PFAS Treatment Wells 5, 8 & 11, in the amount of \$84,546.20.

Upon a motion by member Neiderhiser, seconded by member McDevitt, the payments were approved.

<b>☑ Vote Record</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
x	Approved				
	Tabled				
	Failed				
	Ms. Nagel				x
	Mr. Tenney	x			
	Ms. Mengel				x
	Ms. Neiderhiser Initiator	x			
	Mr. McDevitt Seconded	x			

**Bills & Requisitions Approval:**

Ms. Lezoche reported that there were no payments or activities out of the ordinary on the bill listings, recommending and requesting approval to pay and process all invoices, refunds, transfers, and to requisition funds, as presented.

- Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 01/12/2023.
- Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 01/19/2023.
- Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 01/27/2023.
- Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 02/02/2023.
- Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 02/09/2023.

Payment of the bills was then approved by the Board in accordance with the following roll call vote.

<b>☑ Vote Record</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
x	Approved				
	Tabled				
	Failed				
	Ms. Nagel				x
	Mr. Tenney	x			
	Ms. Mengel				x
	Ms. Neiderhiser Initiator	x			
	Mr. McDevitt Seconded	x			

**Executive Directors Report:**

Mr. Bender request approval to commence discussions with the NPWA and the PA-DEP and the DRBC on a possible Forest Park emergency capacity permit increase from 43 MGD to 45 MGD. He also advised that we need to commence discussions about a future expansion at the FP plant. He advised that since the new PFAS/PFOA limits to begin in 2024 were announced, several Authorities and municipalities have inquired as to the possibility of purchasing additional water from NPWA and NWWA from Forest Park.

He next advised the Board that at a recent MIRIA board meeting the concept of permitting water suppliers impacted by the military base PFAS/PFOA well contamination, to receive MIRIA Grant funds to be used to make payment (capacity fees) as may be required for water purchase reservations.

Mr. Bender presented an updated NWWA/HWSA (Horsham) Operations and Maintenance Agreement for Board approval. The agreement has already been approved and signed by the HWSA Board on February 13. The Agreement would be for 2023, with automatic renewals.

Upon a motion by member Neiderhiser, seconded by member McDevitt, the agreement was approved.

**Vote Record**

			Yes/Aye	No/Nay	Abstain	Absent
x	Approved					
	Tabled	Ms. Nagel				x
	Failed	Mr. Tenney	x			
		Ms. Mengel				x
		Ms. Neiderhiser	Initiator	x		
		Mr. McDevitt	Seconded	x		

Mr. Bender also reported that Board had previously approved an application for an extension to our H2O Grant # C000074328, for a one-year time extension, which has now been approved. The grant will now expire on June 30, 2024. The Board acknowledged and accepted receipt of the amendment.

**Adjournment:**

There being no further business to be brought before the Board; upon motion by member Neiderhiser, seconded by member McDevitt, the business meeting was adjourned at 5:30 p.m.

All members present voted in favor.



Respectfully Submitted

Sally Neiderhiser, Assistant Secretary