

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

Minutes of 11/16/2022

Call to order:

A regular business meeting of the NWWA Board of Directors was held at the NWWA business office on November 16, 2022, beginning at 5:05 p.m. and called to order by Board Chair Nagel.

Pledge of Allegiance:

Ms. Nagel led all in attendance in the Pledge of Allegiance

Roll Call:

Roll call was taken and recorded as follows.

<u>Attendee Name</u>	<u>Organization</u>	<u>Title</u>	<u>Status</u>
Joan H. Nagel	NWWA	Chair	Present
Albert S. Tenney	NWWA	Vice Chair	Present by Video
Donna L. Mengel	NWWA	Secretary	Present by Video
Neil J McDevitt	NWWA	Treasurer	Present by Video
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
Christine Lezoche	NWWA	Director of Finance	Present by Video
Barbara Merlie Esq.	Rudolph Clarke	Authority Solicitor	Present
Lane Bodley P.E.	Carroll Engineering	Authority Engineer	Present
Allen Mason P.E.	Carroll Engineering	Authority Engineer	Present

Approval of Minutes:

The Board next considered the approval of the Minutes of 10/19/2022. Upon a motion of member Neiderhiser, seconded by member Tenney, the minutes were approved as presented.

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

Public Comment: Greg D/Angelo, a resident of North Wales ,was present and offered no comment

Resolutions:

Mr. Bender presented the following Resolutions for approval :

Resolution 2022-08. The Resolution authorizes the filing of an application for an ARPA H2O grant for the Ferry Road Construction Project.

Resolution 2022-09. The Resolution authorizes the filing of an application for ARPA Small H2O grant for the Emergency Operations Center Project.

Resolution 2022-10. The Resolution authorizes the filing of an application for an ARPA Small Systems H2O grant for the Yorkshire Meadows Well 1 &2 Upgrades Project.

Resolution 2022-11. The Resolution authorizes the filing of an application for an ARPA Small System H2O grant for the Ingham Mews Arsenic Treatment Project.

Resolution 2022-12. The Resolution authorizes the filing of an application for an ARPA Small System H2O grant for the North Wales Borough Inflow & Infiltration Reduction Project.

Resolution 2022-13. The Resolution authorizes the filing of an application for an ARPA H2O grant for the Sunneytown Pike Construction Project.

Upon a motion by member Tenney, seconded by member McDevitt, all those present approved the Resolutions.

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

Bids and Contracts: None this meeting

Solicitors Report:

Ms. Merlie presented the 1st Amendment to the lease agreement with T-Mobile for the Stuckert Road site in Warrington Twp, for approval. Upon a motion by member Neiderhiser, seconded by member Tenney, all those present approved the amended agreement.

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

	Mr. McDevitt		x				
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Ms. Merlie noted that there was a brief Executive Session to discuss personnel matters after the last business meeting, during which no formal action was taken. She then requested approval authorizing the Chair to sign the letter extending the employment contract of Executive Director, Robert C. Bender, and establishing compensation, per the terms and conditions as outlined in the letter.

Upon a motion by member Tenney, seconded by member McDevitt, all those present approved the contract extension.

☑ Vote Record

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

Engineers Report:

Mr. Bodley presented Payment Application #24 from CBI Storage Tank Solutions, LLC., for work completed on Bid Contract 521-19-01A, NWWA project E-1012 Montgomery 3 Tank, in the amount of \$404,290.48. Mr. Bodley stated that due to weather delays the painting on the outside of the tank and completion of the project may not be finished until spring of 2023.

Upon a motion by member Neiderhiser, seconded by member Tenney, the payment was approved.

☑ Vote Record

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

Mr. Bodley presented Payment Application #1 from Joao & Bradley Construction Inc., for work completed on Bid Contract 830-21-09, Elm Ave Project, in the amount of \$136,368.18.

Upon a motion by member Neiderhiser, seconded by member Mengel, the payment was approved.

☑ Vote Record

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

Operations Report:

Mr. Fisher presented the Certificates of Completion and Dedication of Improvements for the following projects for approval:

Project E-1055, known as 744 Bethlehem Pike

Project E-1059, known as The Enclave at Warrington-aka Sandstone

Project E-0922A, known as Firefox Northern Village

Project E-1057, known as Firefox Phase 4

Upon a motion by member Mengel, seconded by member Tenney, all certificates were approved.

Vote Record

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

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. Mr. Fisher updated the Board on the current Elm Avenue sanitary and storm sewer project, noting that the contractor has started work, and that paving will likely be completed in the spring due to cold weather.

Mr. Fisher presented the following Change Orders:

Change Order 5 for Contract 530-21-12A PFOA/PFAS Water Service Project in the amount of \$40,419.23

Change Order 6 for Contract 530-21-12B PFOA/PFAS Water Service Project in the amount of \$1847.04

Change Order 2 for Contract 520-21-11A Warrington Wells 5-8-11 Treatment Project in the amount of \$56,542.04

Upon a motion by member Neiderhiser, seconded by member Mengel, all change orders were approved.

Vote Record

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

Mr. Fisher next presented the following Payment Applications for Approval:

Payment Application #4 in the amount of \$228,468.69 to Doli Construction, for Bid Contract 530-21-12A & 12B PFAS ANG Water Service

Payment Application #5 in the amount of \$55,653.85 to Doli Construction, for Bid Contract 530-21-12A & 12B PFAS ANG Water Service Project, including certain General Construction work that has been completed.

Payment Application #9 in the amount of \$117,673.97 to Pact Two, LLC., for Bid Contract 520-20-11A adding PFAS Treatment at Warrington Wells 5, 8, and 11, including certain General Construction work that has been completed.

Payment Application #8 in the amount of \$18,046.80 to GS Developers, Inc., for electrical work completed under Bid Contract 520-20-11B for PFAS Treatment at Warrington Wells 5, 8, and 11.

Payment Application #5 in the amount of \$30,668.80 to Passerini & Sons, Inc., for work completed under Bid Contract 520-21-13 PFAS PFOA Water Service Project

Upon a motion by member Tenney, seconded by member Neiderhiser, all payments were approved.

☑ Vote Record

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

- a. Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 09/22/2022
- b. Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 10/20/2022
- c. Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 10/27/2022
- d. Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 11/03/2022
- e. Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 10/11/2022

Payment of the bills was then approved by the Board in accordance with the following roll call vote with Mr. Tenney abstaining on payment item 035999 and Ms. Nagel abstaining on payment item 036020 of the check list dated 09/22/2022, both being reimbursement for attending a PMAA training conference.

☑ Roll Vote Record

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

Mr. Bender presented the 2023 budget for approval, noting that:

- a. Both the Operational and Capital Budgets were balanced.
- b. The Budget was following the Bond Indentures with a sufficient Debt Service Ratio of 100% or greater.
- c. The Budget was reviewed and Certified by the Professional Engineers as required by law.

d. The Budget included the 15% rate and fee increase previously reviewed and approved by the Board, noting that it was the first NWWA rate increase in 27 years.

e. Mr. Bender then recommended and requested Board approval of the Motion, presented to the Board for consideration, approving both the 2023 Operations and Capital Budgets, staff wages and compensation, revenues, expenses, debt service, and cell antenna distribution, as written and included within the agenda packet, on page 90.

Upon a motion by member McDevitt, seconded by member Neiderhiser, the budget 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	Seconded	x		
		Mr. McDevitt	Initiated	x		

Executive Directors Report:

Mr. Bender updated the Board on the recent Court dismissal of the DTMA litigation, noting that it has been amicably settled. He advised the Board that the Park Avenue/Ferry Road Transmission line construction project will commence with the issuance of a NWWA purchase order for pipe and fittings to be purchased through the Pennsylvania Co-Stars Program, within the next two weeks.

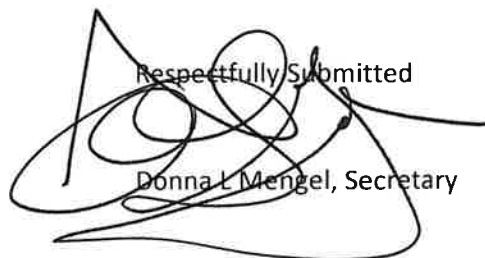
He next reported that a Horsham Water Supply Contract Extension has been received, and that the Operations and Maintenance Agreement for Horsham Water & Sewer Authority is being updated now and should be ready for Board approval at the next meeting.

He provided the Board with an updated Financial Schedule from Concord Public Finance with proposals for financing to be made available at the next meeting. It is anticipated that settlement for the financing will take place in early February.

Adjournment:

There being no further business to be brought before the Board; upon motion by member McDevitt, seconded by member Neiderhiser, the business meeting was adjourned at 5:25 p.m.

All members present voted in favor.

Respectfully Submitted

 Donna L. Mengel, Secretary