

North Wales Water Authority
Minutes of Board of Directors meeting of 06/18/2025

Call to order:

The regular business meeting of the NWWA Board of Directors was called to order at the NWWA business office on June 18, 2025, beginning at 5:00 p.m., by Board Vice Chair Tenney.

Pledge of Allegiance:

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

Roll Call:

Roll call was taken and recorded as follows.

Attendee Name	Organization	Title	Status
Joan H. Nagel, Esq	NWWA	Chair	*Absent
Albert S. Tenney	NWWA	Vice Chair	Present
Donna L. Mengel	NWWA	Secretary	Present
Neil J. McDevitt	NWWA	Treasurer	Present
Sally Neiderhiser	NWWA	Asst./Sec Treasurer	*Absent
Robert C. Bender	NWWA	Executive Director	Present
Joseph E. Murphy	NWWA	Director of Ops.	Present
Christine Lezoche	NWWA	Director of Finance	Present
Nicole Feight, Esq.	Clarke Gallagher Barbiero Amuso Glassman LLC	Authority Solicitor	Present
Michael P Clarke Esq	Clarke Gallagher Barbiero Amuso Glassman LLC	Authority Solicitor	Present
Martin Kepner P.E.	Carroll Engineering	Authority Engineer	Present
Allen Mason P.E.	Carroll Engineering	Authority Engineer	Present

*Ms. Nagel and Ms. Neiderhiser were both excused from the meeting by the Vice Chair. Becca Suskin was present to provide ASL services for Mr. McDevitt.

Approval of Minutes:

The Board next considered the approval of the Minutes of 05/21/2025. Upon the motion of member Mengel, seconded by member McDevitt, the minutes were approved.

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

Resolutions: None this meeting

Public Comment/Visitors: None presented.

Bids and Contracts:

The Board reviewed a request to accept a bid withdrawal for Contract 521-25-01 due to a significant and obvious calculation error by Suburban Contractors LLC. Upon a motion by member McDevitt, seconded by member Mengel, the request was approved.

<input checked="" type="checkbox"/> Vote Record			Yes/Aye	No/Nay	Abstain	Absent
x	Approved					
	Tabled					
	Failed					
		Ms. Nagel				x
		Mr. Tenney	x			
		Ms. Mengel	Seconded x			
		Ms. Neiderhiser				x
		Mr. McDevitt	Initiated x			

Based upon a recommendation by the engineer, a Motion to Award Bid Contract 521-25-01 to the lowest qualified bidder Dynamic Sandblasting and Painting in the amount of \$820,000 for the Shetland Tank Painting and Improvements. Upon a motion by member Mengel, seconded by member McDevitt the bid was awarded.

<input checked="" type="checkbox"/> Vote Record			Yes/Aye	No/Nay	Abstain	Absent
x	Approved					
	Tabled					
	Failed					
		Ms. Nagel				x
		Mr. Tenney	x			
		Ms. Mengel	Initiated x			
		Ms. Neiderhiser				x
		Mr. McDevitt	Seconded x			

Solicitors' Report:

Ms. Feight asked for approval of the project E1101 Extension Agreement and Deed of Dedication (DOD) for CSW Luxor UD LP, located at 525 Virginia Drive in Upper Dublin Township. Upon the motion of member McDevitt, seconded by member Mengel, the agreements were approved as presented.

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

Ms. Feight also reported that they have reviewed and finalized a draft Water Purchase Agreement with the Warminster Township Municipal Authority, which will extend the existing supply agreement for 10 years. It was reported that the Agreement will be scheduled for formal review and approval at the July business meeting.

Engineer's Report: Nothing to report upon at this meeting.

Operations Report:

Mr. Murphy reviewed the operations report for May. There was one main break, and the maximum flow day was 16.7 MGD, and the average daily flow was 14 MGD. He noted that the 2-million-gallon tank painting at North Wales is almost completed, and then the contractor will start on the adjacent 1.5-million-gallon tank. He reported that the annual hydrant maintenance program is underway, and that the hydrant department will be inspecting and maintaining approximately 842 hydrants this year.

Mr. Murphy then asked for approval of the Certificate of Completion for E-1058 Grove Valley Farm Development in Warrington Township.

Upon the motion of member Mengel, seconded by member McDevitt, the certificate was approved as presented.

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

Mr. Murphy noted that during the repair of a water line earlier in the day, a gas line was hit by our crew at 1645 Kings Mill Road, Lower Gwynedd Township. He noted our crew did place an 8-1-1 One Call as required by law, and that the gas line was mismarked by PECO, or their representatives, causing inadvertent damage. PECO was called, photographs were taken, and the incident was reported to PUC as required. He noted that the homeowner was quite upset and that we may receive further communications from him.

Bills & Requisitions Approval:

Mrs. Lezoche reported that the audit had been completed and there were no issues found. You will have the report emailed out next week. Mrs. Lezoche is recommending and requesting approval to process all invoices, refunds, transfers, and to requisition funds, as presented.

- a. Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 05/23/2025.
- b. Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 05/30/2025.
- c. Ratification and processing of Bills, Refunds, Transfers and Requisitions List dated: 06/12/2025.

Upon a motion by member McDevitt, seconded by member Mengel, all lists were approved.

Roll Call Vote Record

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

Executive Directors Report:

Mr. Bender asked for an Executive Session after the meeting for the purpose of updating the Board on two matters of potential litigation, with no formal Board action needed. He then reported on the following:

Per a previous direction of the Joint Boards, a proposal was obtained from Gannett Fleming Engineers for Phases I & II Design and Permitting work for the Forest Park Expansion Project. Mr. Bender requested the Board authorization to sign the document accepting the proposal to proceed with the initial phases of the project as presented.

Upon the motion of member McDevitt, seconded by member Mengel, the proposal was approved.

Vote Record

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

Authorize the submission of a Contract Modification increasing the amount of funds to be reimbursed to the NWWA by the Air National Guard (ANG) by \$1,035,954.75 for PFAS remediation work, and to authorize the Board Chair to execute the modification agreement.

Upon a motion of member Mengel, seconded by member McDevitt, the modification was approved.

Vote Record

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

Mr. Bender requested Board final acceptance of the Forest Park Rate Study dated 02/14/2025, prepared by Raftelis Rate Consulting Services, prepared and presented to both North Wales and North Penn Water Authorities, subject to the supplemental memorandum from Legal Counsel confirming that all prior rate components adopted, and prior and current billings to all parties were in compliance with the Agreement between the NPWA, NWWA, and BCWSA. Mr. Tenney asked several questions for clarification. Upon the motion of member McDevitt, seconded by member Mengel, the report was accepted subject to the above. Mr. Bender stated that we would attach the Solicitor's Memorandum to the Report.

Vote Record

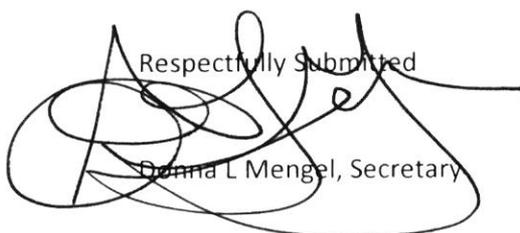
			Yes/Aye	No/Nay	Abstain	Absent
x	Approved					
	Tabled	Ms. Nagel				x
	Failed	Mr. Tenney	x			
		Ms. Mengel	Seconded	x		
		Ms. Neiderhiser				x
		Mr. McDevitt	Initiated	x		

Mr. Bender then provided an update on the 3M and DuPont PFAS cases. Referencing a telephone conversation with our Special Counsel, he reported that a tentative settlement has been reached with both 3M and DuPont and is now in the hands of a court-appointed administrator for implementation. Distribution of any settlement amount in the 3M case is expected to be limited to 65% of the amount awarded this year, followed by 5% each year thereafter, until full payment is made. Our annual payments are currently expected to continue through 2033. He stated that the tentative payments from DuPont will be about 10% of the total awards, with full payments made this year. He reminded the Board that we will be splitting all the awards received for our joint claims with Warrington Township for their expenses prior to our system purchase, and with the NPWA for any recovery applicable to Forest Park. In the Warrington case, we will need to have an official reimbursement agreement to confirm the respective shares of any awards applicable to the Warrington wells. In the Forest Park settlement award, there will be a 50/50 split with North Penn Water Authority, as it was a Joint filing and claim. Lastly, Mr. Bender reiterated that all the above is estimated and that we will be receiving a spreadsheet accounting for all monies awarded, along with an explanatory memorandum from our Special Counsel.

Adjournment:

There being no further business to be brought before the Board, upon motion by member McDevitt, seconded by member Mengel, the business meeting was adjourned into Executive Session at 5:40 p.m.

All members present voted in favor.

Respectfully Submitted

 Donna L Mengel, Secretary