

COLLIER TOWNSHIP MUNICIPAL AUTHORITY

MINUTES

REGULAR MEETING – THURSDAY, DECEMBER 9, 2010

A regular constituted meeting of the Collier Township Municipal Authority was held on Thursday, December 9, 2010, at the township building and was called to order at 7:00 P.M. by Dan Oberleitner, Chairman.

Roll call listed the following members present:

Dan Oberleitner, Chairman
Joe Miorelli, Treasurer
Dan Fotovich, Secretary
Edward Smith, Assistant Secretary/Treasurer

Excused Absence:

William Godfrey, Vice Chairman

Also present:

Marlin Bartos, NIRA
Michael Kaleugher, Solicitor
Patie Asturi

PUBLIC: Thomas Winstein Project Residents and Bill Petrakis, contractor from W.A. Petrakis Company, for Thomas and Winstein Street project.

Bob Kagle, 548 Thomas Street Ext.; submitted letter and photos of their complaints, also submitted letter on behalf of his neighbor, Bertha Kojza, regarding her complaints

Todd Meehan, 552 Thomas Street Ext.;

Jake Whistle, 708 Winstein Street

Residents each stated similar complaints regarding sinkage in yards and safety issues that could arise; manhole sliding; water drainage to driveway. Residents stated contractor did not use correct standard fill and instead removed concrete from the Kagle's old driveway to fill around the new manhole in their front yard as well as used for other backfill on project. Residents all inquired as to who is accountable or in charge of oversight for the project and wanted to know when their issues would be addressed.

The Solicitor, Engineer and Chairman all addressed each resident's complaints and asked contractor's representative, Bill, to address issues from residents. The Solicitor advised contractor he will mail letter out tomorrow stating he was advised to address sinkage problems now for safety issues, then remainder of restoration to begin Spring 2011 as weather permits. Engineer confirmed to contractor that sinkage need filled now and mulched or safety fence placed; Chairman also confirmed same to contractor. Residents were satisfied with recommendations to contractor from Solicitor, Engineer and Chairman.

On motion of Miorelli, seconded by Fotovich, the Minutes of November 11, 2010 were approved. Chairman abstained. Motion carried.

On motion of Oberleitner, seconded by Fotovich, the Treasurer's Report for November 11, 2010 was approved as submitted. Motion carried unanimously.

On motion of Miorelli, seconded by Fotovich, additional bills paid in November 2010 totaling \$3,425.32 and bills to December 9, 2010 totaling \$279,563.80 were authorized for payment. Motion carried unanimously.

On motion of Miorelli, seconded by Fotovich, the office staff timesheets from November 11, 2010 thru December 8, 2010 were approved. Motion carried unanimously.

SOLICITOR'S REPORT:

The Solicitor recommended adopting Resolution No. 12-09-10-01 to modify Resolution No. 09-10-09-01 so as to defer certain designate phases of the project until right-of-ways are provided and funding becomes available (see Agenda New Business item D).

Dan Oberleitner requested motion be made by board to adopt Resolution No. 12-09-10-01 to modify Resolution No. 09-10-09-01. On motion of Miorelli, seconded by Fotovich, motion was adopted and accepted. Motion carried unanimously.

The Solicitor informed board of Cozza property sale and connection; also that Mr. Cozza is now being billed for sewage and will monitor usage to compare to what ALCOSAN is charging.

The Solicitor updated board on Malone case regarding Discovery deadlines, dates and pre trial statements dates. And informed board of Stambrosky Appeal case court date scheduled for January 9, 2011.

ENGINEER'S REPORT:

Phase II Cowan/Upper McMichael Sewer Project

We have not completed the review of Macson's Final Payment Request and Change Order documentation. Once the review is complete, we recommend approval of a Partial Payment not to exceed \$70,065.30, with a retainage amount yet to be determined. (see Agenda New Business item E).

Dan Oberleitner requested motion be made by board to approve Partial Payment to Macson not exceeding \$70,065.30, with retainage amount TBD. On motion of Fotovich, seconded by Miorelli, motion was approved and accepted. Motion carried unanimously.

Upper Scotts Run Sewer Project

Independent Enterprises, Inc. (IEI) completed the pipe work on the Baldwin Road West and East Sections of the project. Milling and final surface paving will be performed in the Spring, 2011.

At our request, IEI submitted revised Partial Payment No. 1 in the amount of \$244,306.83, with a retainage amount of \$12,858.25. The CTMA Board originally approved Payment No. 1 in the amount of \$225,768.15. Therefore, we recommend approval of the additional amount of \$18,538.68 for the total Partial Payment No. 1 in the amount of \$244,306.83.

Dan Oberleitner requested motion be made by board to approve Partial Payment No. 1 to IEI in the amount of \$244,306.83. On motion of Fotovich, seconded by Miorelli, motion was approved and accepted. Motion carried unanimously.

IEI submitted Partial Payment No. 2 in the amount of \$116,203.36, with a retainage amount of \$18,974.22. Recommend approval of Partial Payment No. 2 in the amount of \$116,203.36. Paperwork to follow.

Dan Oberleitner requested motion be made by board to approve Partial Payment No. 2 to IEI in the amount of \$116,203.36 On motion of Miorelli, seconded by Fotovich, motion was approved and accepted. Motion carried unanimously.

Cabbage Hill Sewer Repairs

Char-West COG CDBG Delfred-Darlington Sanitary Sewer Replacement Project – Fleming-Walker, Inc. scheduled mobilization the week of December 20, 2010, with work to begin the week of December 27, 2010.

Kirwan Heights Sewer Repairs

Thomas, Winstein and Noblestown Sewer Replacement Project – W.A. Petrakis has completed the project. Several Punch List items remain to be completed. W.A. Petrakis submitted Partial Payment No. 5 in the amount of \$5,008.62, with a retainage amount of \$2,003.69, and Change Order No. 1 in the amount of \$5,298.79, for a Total Project Cost of \$200,369.29. Recommend approval of Partial Payment No. 5 in the amount of \$5,008.62.

The board unanimously decided that action to approve Partial Payment No. 5 in the amount of \$5,008.62 be deferred until the January 2011 CTMA Board Meeting.

Miscellaneous Developments

Cleaning & Video Sanitary Sewers – Robinson Pipe Cleaning Company completed the work on the Phase 3 Cleaning and Video Taping of Sanitary Sewer project. Awaiting reports and CCTV Video Inspections. Robinson Pipe Cleaning Company submitted Partial Payment No. 3 in the amount of \$4,208.16, with a retainage amount of \$4,878.86. Recommend approval of Partial Payment No. 3 in the amount of \$4,208.16.

Dan Oberleitner requested motion be made by board to approve Partial Payment No. 3 to Robinson Pipe in the amount of \$4,208.16. On motion of Miorelli, seconded by Fotovich, motion was approved and accepted. Motion carried unanimously.

Recommend approval of Gary Mancini Invoice in the amount of \$225.00 for work on the Vanadium Road manhole.

Dan Oberleitner requested motion be made by board to approve payment of Gary Mancini Invoice in the amount of \$225.00. On motion of Miorelli, seconded by Fotovich, motion was approved and accepted. Motion carried unanimously.

Engineer presented CTMA 2011 Budget to the board and requested motion be made by board for approval of 2011 Budget. On motion of Miorelli, seconded by Fotovich, approval of CTMA 2011 Budget was accepted. Motion carried unanimously.

OLD BUSINESS: NONE

NEW BUSINESS:

- A. As ALCOSAN will not raise rates for 2011, the board decided CTMA will not increase wastewater rates for 2011.
- B. Motion to approve refund and to apply towards tap-in fee amount for Heather Humbert, 171 Baldwin Road, Carnegie, PA 15106. She requests a refund for \$1,978.36 for 3 years of sewage she was charged. She was not connected as sewers were not available during that time; therefore, she should not have been charged for sewage and requests the money be refunded. Solicitor stated she is on current project for Upper Scotts/Baldwin Road Project and could apply refund amount to her tap-in fee. Lori spoke to Mrs. Humbert who stated she would like to apply the refund amount towards her tap-in fee amount.

Dan Oberleitner requested motion be made by board to approve and authorize refund to be used towards Ms. Humbert's tap-in fee amount. On motion of Fotovich, seconded by Miorelli, motion was approved and accepted. Motion carried unanimously.

- C. Motion to approve CWM Environmental, Pump Station Operation & Maintenance Services Agreement and payment of monthly fee for \$490.00.

Dan Oberleitner requested motion be made by board to approve CWM Environmental agreement and \$490.00 monthly fee. On motion of Miorelli, seconded by Fotovich, motion was approved and accepted. Motion carried unanimously.

- D. Motion to approve Resolution No. 12-09-10-01 to Revise and Amend Resolution No. 09-10-01-1 Authorizing Construction of Upper Scotts Run Sanitary Sewer Project.

This motion was taken and approved when the Solicitor's Report was read.

- E. Motion to approve a Partial Payment not to exceed \$70,065.30 with retainage amount to be determined once review of Macson's Final Payment Request and Change Order has been completed to Macson for work completed on Phase II Cowan/McMichael Sewer Project.

This motion was taken and approved when the Engineer's Report was read.

- F. Motion to approve revised Partial Payment No. 1 to Independent Enterprises, Inc. for an additional amount of \$18,538.68 for the total Partial Payment No. 1 in the amount of \$244,306.83 for work completed on Baldwin Road East and Baldwin Road West-Upper Scotts Run Sewer Phase I Project (original Partial Payment No. 1 in the amount of \$225,768.15 previously approved at November 11, 2010 CTMA Meeting).

This motion was taken and approved when the Engineer's Report was read.

- G. Motion to approve Partial Payment Request No. 2 for \$116,203.36 with a retainage amount of \$18,974.22 to Independent Enterprises, Inc. for work completed on Baldwin Road East and Baldwin Road West-Upper Scotts Run Sewer Phase I Project.

This motion was taken and approved when the Engineer's Report was read.

- H. Motion to approve Partial Payment Request No. 5 for \$5,008.62 to W. A. Petrakis Contracting Company for work completed on Thomas, Winstein and Noblestown Sewer Replacement Project.

This motion was not taken or approved when the Engineer's Report was read.

- I. Motion to approve Partial Payment Request No. 3 for \$4,208.16 to Robinson Pipe Cleaning Company for work completed on Phase 3 Cleaning and Video Taping Sanitary Sewers 2009.

This motion was taken and approved when the Engineer's Report was read.

- J. Motion to approve payment of Gary Mancini Invoice in the amount of \$225.00 for work on the Vanadium Road Manhole.

This motion was taken and approved when the Engineer's Report was read

- K. Motion to approve and accept Preliminary 2011 Budget.

This motion was taken and approved when the Engineer's Report was read

- L. As per motion accepted and approved by board at November 12, 2009 meeting for office staff salary increase effective every January, board to review and advise office staff of salary increase awarded to be effective January 2011.

Dan Oberlietner requested motion be made by Board to award office staff, Lori Thompson and Patie Asturi a salary increase of 5% to be effective January 2011. On motion of Fotovich, seconded by Miorelli, motion was approved and accepted. Motion carried unanimously.

There being no further business to discuss, on motion of Miorelli, seconded by Fotovich, the meeting was adjourned at 8:25 P.M. Motion carried unanimously. Motion carried unanimously.

Respectfully submitted,

Patie Asturi
Recording Secretary