

**LOWER PERKIOMEN VALLEY REGIONAL SEWER AUTHORITY
MINUTES OF SEPTEMBER 8, 2020 MEETING**

A Regular Meeting of the Lower Perkiomen Valley Regional Sewer Authority was held on September 8, 2020, commencing at 11:00 AM at the Administration Building, Oaks, PA, with the following members present:

Terrie Stagliano Peter MacFarland
Barbara McGinnis Stewart Strauss Dean Becker (via conference call)

John Pearson was absent.

Also present: Michael McGann, Manager
Robert Brant, Solicitor
Alex Dyke, Engineer

I. CALL TO ORDER Terrie Stagliano called the meeting to order at 11:00 AM.

II. MINUTES

Stewart Strauss **moved** to approve the minutes as presented for the Regular Meeting held July 14, 2020. Peter MacFarland **seconded** the motion and it was **unanimously approved**.

III. Michael Clement and Bill Sheppard – EDU transfer request for CNS properties

Michael Clement presented his client's position on transferring unused EDUs from a property on Longford Road to a property on Hollow Road. The existing 14 EDUs were purchased at a time when the Authority was facing a possible moratorium and therefore his client purchased more EDUs than necessary. Bob Brant explained LPVRSAs policy on EDU transfers and the Authority does not approve transfers from one property to another for a variety of reasons. Michael Clement stated that he understood the policy as explained but respectfully disagreed. He stated that his client was told the company would be able to transfer the EDUs at a later date. He also feels allowing the transfer is an equitable resolution given that his client has paid the unused EDU fees for many years. Michael Clement offered to transfer the 5 EDUs required for the new building and return the remaining unused EDUs to the Authority as a compromise in order to prevent this issue from ending up in litigation. Bob Brant advised the Authority Board to discuss further in executive session and told Michael the Board would not make a decision to approve the transfer request at this meeting.

IV. EXECUTIVE SESSION – Potential Litigation

The Board recessed to executive session at 11:15 AM and the regular meeting resumed at 11:26 AM. No action was taken.

V. PUBLIC COMMENTS – No additional public comments.

VI. MANAGER'S REPORT – Michael McGann

Michael McGann submitted a written report and offered to answer any questions.

Capacity Rights Agreements – 6 EDUs

Stewart Strauss **moved** to approve the Capacity Rights Agreements as follows:

- Britton, Creamery Road, Skippack Township – 1 EDU
- Lindstrom, Collegeville Road, Skippack Township – 1 EDU
- Maniscalco, Trappe Road, Upper Providence Township – 1 EDU
- Pergolese, Valley View Road, Upper Providence Township – 1 EDU
- Lightcap, Fruit Farm Road, Upper Providence Township – 1 EDU
- Kim, Wartman Road, Perkiomen Township – 1 EDU

Peter MacFarland **seconded** the motion and it was **unanimously approved**.

Capacity Rights Transfer Agreement – None

Capacity Rights Return – None

Chapter 94 Consistency Letters – 55 EDUs

Barbara McGinnis **moved** to approve the release of Chapter 94 Consistency Letters as follows:

- Providence Business Park 3, Opportunity Way, Upper Providence Township – 4 EDUs
- Founder’s Estates, Hess Road, Upper Providence Township – 14 EDUs
- Sheppard Redistribution, Providence Bus. Park West, Upper Providence TWP – 5 EDUs
- UPT Emergency Services Facility, Black Rock Road, Upper Providence TWP – 4 EDUs
- Arrowhead School, Level Road, Lower Providence Township – 28 EDUs

Stewart Strauss **seconded** the motion and it was **unanimously approved**.

PCMI Project

Peter MacFarland **moved** to approve Pay Application #14 payable to Allan Myers, L.P. in the amount of \$1,683,511.25.

Stewart Strauss **seconded** the motion and it was **unanimously approved**.

PCMI Project

Dean Becker **moved** to approve Pay Application #15 payable to Allan Myers, L.P. in the amount of \$1,389,438.00.

Peter MacFarland **seconded** the motion and it was **unanimously approved**.

PMRS MMO

Stewart Strauss **moved** to approve the MMO for 2021 in the amount of \$0. Peter MacFarland **seconded** the motion and it was **unanimously approved**.

Finance Reports

Stewart Strauss **moved** to accept the Finance Reports for August 2020. Peter MacFarland **seconded** the motion and it was **unanimously approved**.

VII. TREASURER’S REPORT – Barbara McGinnis

Barbara McGinnis **moved** to ratify payment of bills dated August 11, 2020 in the amount of \$241,974.30. Peter MacFarland **seconded** the motion and it was **unanimously approved**.

Barbara McGinnis **moved** to ratify the payment of bills in the total amount of \$1,729,253.43 for utilities, insurance and construction. Stewart Strauss **seconded** the motion and it was **unanimously approved**.

Barbara McGinnis **moved** to authorize payment of bills in the amount of \$1,594,497.05. Peter MacFarland **seconded** the motion and it was **unanimously approved**.

VIII. AUTHORITY ENGINEER'S REPORT – Alex Dyke

Bill Dingman submitted a written report and Alex Dyke offered to answer any questions. Alex provided an update on the Middle Interceptor project.

IX. SOLICITOR'S REPORT – Robert Brant

Robert Brant submitted a written report and offered to answer any questions.

X. UNFINISHED BUSINESS –

XI. NEW BUSINESS –

XII. ADJOURNMENT

The meeting was adjourned at 11:44 PM.

Respectfully submitted,

Stewart Strauss