

NESHANNOCK CREEK WATERSHED JOINT MUNICIPAL AUTHORITY

Phone: (724)748-4808 Fax: (724)748-5668

369 McClelland Road

Mercer, PA 16137

Officers:

Chairman:

Elliott G.

Lengel

Vice

Chairman:

Paul Minner

Treasurer:

Jerry Johnson

Secretary:

Brian Bader

Rec Sec'y:

Karen Shipton

Board

Members:

Mercer

County:

Brian Bader

Coolspring

Twp:

Paul Minner

East Lack

Twp:

Allen Minshull

Findley Twp:

Elliott G.

Lengel

Mercer Boro:

Jerry Johnson

MEETING MINUTES

September 8, 2010

The Authority meets the first month of each quarter on the second Wednesday of the month at 8:15 AM at the County Commissioner's Conference Room at the Mercer County Courthouse, Mercer, PA.

THE NEXT MEETING IS SCHEDULED FOR WEDNESDAY, OCTOBER 13, 2010 AT 8:15 AM.

ATTENDANCE

Brian Bader, Jerry Johnson, Paul Minner, Allen Minshull, Patrick Suhrie, Joe Kurtanich, Dan Goncz, Dick Potter, Karen Shipton.

*The Meeting Opened at 8:15 AM with the Affirming of the Pledge to the U.S. Flag.

APPROVAL OF MINUTES/SEPTEMBER 8, 2010 MEETING

A motion was made by Brian Bader and seconded by Allen Minshull to approve the minutes from the 9/8/10 meeting as presented. Motion carried.

TREASURER'S REPORT

Jerry Johnson reported that as of 8/31/10, our balance is \$13,336.46. Karen will check on whether we qualify for a 6 month CD & what the current rate is at the Grove City Area Federal Credit Union. A motion was made by Allen Minshull and seconded by Brian Bader to approve the treasurer's report as presented. Motion carried.

ENGINEER'S REPORT

Dan Goncz stated that we don't yet have the affordable rate put together but we still have a couple weeks left before the deadline for the 537 draft that Mercer has to put together and we can get information out of that plan. The draft of the inter-municipal agreement between this Authority and Mercer Borough was prepared by Attorney Veronica Smith and sent to Joe Kurtanich for review. Roger Shaffer should receive it by the end of this week. The rate will not be included yet since they don't know what it will be. One issue Dan brought up was that we are looking at roughly a 3.8 million dollar project to extend sewers to the 350 edu's in East Lackawannock and Findley Townships. We will need to borrow that money from some source. Rural Development and Penn Vest have been discussed in the past. There are also bank loans, bond issues, etc. available. Dan suggested we get a quote on what a 30 year note would be and what that payment would be. Before we spend the money on the application process for Rural Development, Dan stated that we will have to find out if we can get a loan or credit elsewhere for a reasonable interest rate and now would be a good time to do that. Dan added that if we can secure funding at a reasonable rate outside of Rural Development, he would encourage that since there are a lot less restrictions and one less "layer" of government to go through. Dick Potter stated that he could work up a figure for what a 3.8 million dollar bond would be by the end of the week. Dan stated that Mercer needs to come up with a rate with and without the Authority in order for the Authority to have a rate they can lock into. The rate should not be based on any increase from Aqua Water. The quote from Dick is at no cost. No motion is needed. Dan stated that he needs to come up with a funding idea. Joe Kurtanich stated that the Borough of Mercer will need an updated 537 from the Authority. Dan will ask for a motion to do that at the next meeting.

OLD BUSINESS

Regarding Chairman Elliott Lengel, Karen had sent an email to Roger Shaffer asking him what happens when the Chairman resigns from his position as Supervisor for his township, but he is also the township's designated person to attend the NCWJMA meetings. As directed by Vice Chairman Paul Minner, Karen sent (2) notices to Elliott Lengel asking for his resignation as Chairman of NCWJMA and as of this date has received no response. Roger stated that Findley Township needed to contact their Solicitor. Below is the response received from Findley Solicitor Mark Longiatti:

The Municipal Authorities Act, as set forth in 53 Pa. C.S.A. Section 3610 (f) states: "Removal – Unless excused by the board, a member of a board who fails to attend three consecutive meetings of the board may be removed by the appointing municipality up to 60 days after the date of the third meeting of the board which the member failed to attend". Therefore, Elliott may be removed by the Findley Township

Supervisors after he misses 3 consecutive meetings of the Authority, provided that the Authority Board did not excuse his absence. The removal by Findley must be done within 60 days after the 3rd consecutive meeting. In this regard, you would need an action item on your agenda removing Elliott Lengel as the representative of Findley Township on the Authority Board. You could then appoint a new representative by action of the Township Supervisors at the same meeting.

OTHER COMMENTS

Allen Minshull stated that he spoke with a gentleman on the Sewer Board from Plantation Park in Findley Township and he claimed he was not aware of any plans for the park to hook up to public sewer lines. Dan stated that he and Elliott had gone there in 2004 and met with someone to look at their on-lot system and it was bad enough that if a public sewer system was anywhere near them, they would have to connect.

ADJOURNMENT

A motion was made by Brian Beader and seconded by Allen Minshull to adjourn the meeting. Motion carried. Meeting adjourned at 8:54 AM.

Respectfully Submitted;

Karen B. Shipton
Recording Secretary