

Meeting Minutes
June 10, 2015
8:15 AM

ATTENDANCE

Bob Gregory, John Lechner, Roger Shaffer, Patrick Suhrie, Paul Minner, Dan Goncz, Karen Shipton, Debbie Plant, Jerry Johnson, Deb Shaulis, Frank Curl, Linda Thomas.

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

*The Board went into Executive Session for approximately 15 minutes to discuss (1) one issue solely, pending litigation.

APPROVAL OF MINUTES FROM THE 005/13/15 MEETING AS PRESENTED

****A motion was made by John Lechner and seconded by Bob Gregory to approve the minutes from the 05/13/15 meeting as presented. Motion carried unanimously.***

PUBLIC COMMENT

Deb Shaulis asked for an explanation of why the Board did not take the lowest bid on the Plant Contract. The Board Chairman was advised by Authority Attorney Roger Shaffer not to answer since Ms. Shaulis is named in the pending litigation against the Authority.

TREASURER'S REPORT

****A motion was made by Bob Gregory and seconded by Pat Suhrie to approve the treasurer's report as presented. Motion carried unanimously.***

ENGINEERS REPORT

1. **Letter from Northwest Savings Bank** – The Authority requested additional funds. The letter is the offer to increase the borrowed amount. The interest rate will stay the same. It is a (36) month loan. There will be a special meeting following this meeting by Findley and East Lackawannok Townships to guarantee the resolutions for this.
2. At the May meeting, the Authority approved to request additional funds from USDA Rural Development for project costs as a result of various contracts coming in over budget from the bid phase to the pre-bid phase. The request was made for \$1,799,000. Linda Thomas from RD reviewed the Letter of Conditions regarding the loan.

****A motion was made by Pat Suhrie and seconded by John Lechner to accept the Letter of Conditions as presented. Motion carried unanimously.***

3. June 2, 2015 letter from RD authorizing the issuance of the notice of award to the contract contingent upon the appropriate bonds and insurance being in place. Contract 8 payment bond had a typo error and they were asked to correct it. That has not happened as of this date.

**A motion was made by John Lechner and seconded by Pat Suhrie to approve notice of issuance of award for Contract #1 to Klingensmith Enterprises, Inc. in the amount of \$1,009,510. contingent upon receipt of acceptable funding. Motion carried unanimously.*

**A motion was made by John Lechner and seconded by Pat Suhrie to approve notice of issuance of the notice of award for Contract #2 to J.S. Bova Excavating in the amount of \$1,588,313. contingent upon receipt of acceptable funding. Motion carried unanimously.*

**A motion was made by Pat Suhrie and seconded by John Lechner to approve notice of issuance of the notice of award for Contract #3 to Trumbold Equipment Co. in the amount of \$1,246,149. contingent upon receipt of acceptable funding. Motion carried unanimously.*

**A motion was made by John Lechner and seconded by Pat Suhrie to approve notice of issuance of the notice of award for Contract #4 to Mortimers Excavating Inc. in the amount of \$702,200. contingent upon receipt of acceptable funding. Motion carried unanimously.*

**A motion was made by John Lechner and seconded by Pat Suhrie to approve notice of issuance of the notice of award for Contract #5 to Chivers Construction Co. in the amount of \$557,970. contingent upon receipt of acceptable funding. Motion carried unanimously.*

**A motion was made by Pat Suhrie and seconded by John Lechner to approve notice of issuance of the notice of award for Contract #6 to Blackhawk Neff in the amount of \$111,884. contingent upon receipt of acceptable funding. Motion carried unanimously.*

**The Board did not vote on Contract #7 due to the pending litigation.*

**A motion was made by Pat Suhrie and seconded by Bob Gregory to approve notice of issuance of the notice of award for Contract #8 to McCurley Huston Electric in the amount of \$381,500. contingent upon receipt of acceptable funding and receipt of an acceptable payment bond. Motion carried unanimously.*

**A motion was made by John Lechner and seconded by Pat Suhrie authorizing the Authority Chairman to sign the NPDS Stormwater Discharge Permit/Co-Permittee Application and Agreement for Contract #1 with Klingensmith Enterprises. Motion carried unanimously.*

**A motion was made by John Lechner and seconded by Pat Suhrie authorizing the Authority Chairman to sign the NPDS Stormwater Discharge Permit/Co-Permittee Application and Agreement for Contract #2 with J.S. Bova Excavating. Motion carried unanimously.*

**A motion was made by John Lechner and seconded by Pat Suhrie authorizing the Authority Chairman to sign the NPDS Stormwater Discharge Permit/Co-Permittee Application and Agreement for Contract #4 with Mortimers Excavating. Motion carried unanimously.*

**A motion was made by John Lechner and seconded by Pat Suhrie authorizing the Authority Chairman to sign the NPDS Stormwater Discharge Permit/Co-Permittee Application and Agreement for Contract #5 with Chivers Construction Co. Motion carried unanimously.*

4. **Dan provided a new and updated milestone dates chart.**

5. **Mercer County Property** – There was discussion on the line going through there.

6. **Requisition No. 19 in the amount of \$1,844.57.**

**A motion was made by John Lechner and seconded by Pat Suhrie to approve payment of Requisition No. 19 in the amount of \$1,844.57. Motion carried unanimously.*

7. **Property Owner Information** – Dan brought the Board up to date on the information.

**A motion was made by Pat Suhrie and seconded by Bob Gregory to authorize approval of the Authority Chairman to execute to sign a letter to the Townships indicating the approximate construction completion date. Motion carried unanimously.*

OLD BUSINESS

None.

NEW BUSINESS

Board Solicitor Roger Shaffer reported that Bond Counsel requires a resolution approving the financing of \$4,679,000. through Northwest Savings Bank.

**A motion was made by John Lechner and seconded by Pat Suhrie to approve the resolution for the financing of \$4,679,000. through Northwest Savings Bank. Motion carried unanimously.*

**A motion was made by John Lechner and seconded by Pat Suhrie to approve the Northwest Savings Bank Proposal Letter dated June 8, 2015 as described earlier by Dan Goncz. Motion carried unanimously.*

**A motion was made by John Lechner and seconded by Pat Suhrie to approve the hiring of Attorneys Michael Bock and Keith Whitson of the Schnader Law Firm of Pittsburgh, PA at their prevailing hourly rates for the purposes of representing the Authority and the pending litigation by Debra Shaulis and Global Heavy against the Neshannock Authority, and to authorize a deposit of \$2000.00 to the Schnader firm, payable from the Authority's Citizen's Bank Account. Motion carried unanimously.*

CORRESPONDENCE

Authority Chairman Paul Minner reviewed the correspondence that was received.

ADJOURNMENT

A motion was made by John Lechner and seconded by Pat Suhrie to adjourn the meeting. Motion carried. Meeting adjourned at 8:55AM.

The next meeting is scheduled for 07/08/15 at 8:15 AM

Respectfully Submitted;

Karen B. Shipton
Recording Secretary