

**LOWER BUCKS COUNTY JOINT MUNICIPAL AUTHORITY  
BOARD MEETING MINUTES  
February 18, 2009**

The Board Directors of Lower Bucks County Joint Municipal Authority held their monthly meeting on Wednesday, February 18, 2009, at the Authority's Administration office located at 7811 New Falls Road, Levittown, Pennsylvania, 19055.

**Call to Order**

Mr. Verduci, Chairman, called the meeting to order at 7:00 P.M., which was followed by the Pledge of Allegiance and a moment of silence.

**Roll Call**

Mrs. DeRosier, Secretary, took roll call as follows:

Board Member's Present: Edmund Armstrong  
John Monahan  
Susan DeRosier  
James Chase  
Anthony Verduci  
Edward Czyzyk

Also Present: Janet A. Keyser, Managing Director  
Pat Koszarek, Finance Director  
Vijay Rajput, Director of Operations  
Gary Tosti, WWTP Plant Manager  
Vince Capaldi, Superintendent, WTP  
Mickey Perrone, Asst. Superintendent, WTP  
Nancy Burnell, Supervisor, Meter Department  
James A. Downey III, Esquire  
Robert Serpenti, Consulting Engineer

**Public Participation**

**My Brothers Pub – 1542 Haines Road, Levittown, PA. Request to Decrease Testing**

Michael Sannelli, tenant of My Brothers Pub, is requesting a decrease in testing from four (4) times a year to bi-yearly testing. Mr. Verduci asked Mrs. Wallover for any input regarding this request. Mrs. Wallover replied that she was not aware that this facility was going to be present at tonight's meeting, therefore she is not prepared to respond.

After further discussion the Board made the following motion:

**Motion**

Mr. Armstrong made a motion, seconded by Mr. Monahan, to table any decisions until the March 18<sup>th</sup> meeting when both Mrs. Wallover and Mr. Sannelli have sufficient information to present to the Board.  
Motion carried unanimously.

**My Brothers Pub – 1542 Haines Road, Levittown, PA. Billing Issue**

Mr. Sannelli is disputing his July 2008 and November 2008 billings. The consumption for both bills is higher than previous bills. Mrs. Burnell responded that she had the reading rechecked and found that it was correct. Mrs. Burnell also went to the property in order to try and determine if there was any type of water problem. After a review of the property Mr. Sannelli was informed that the problem could be his ice machine. A leak test was also taken as well as having readings taken twice a day for two (2) weeks in order to follow his usage. Every day the readings were taken the meter was running. Mr. Burnell went through the entire building with Mr. Sannelli and when he turned off the breaker to the ice machine the meter stopped running. There were days when we went to take a reading the meter was not running, however, most of the time the property was using 2,000 to 3,000 per day. Mrs. Burnell stated that she is not able to say what caused it to continually run. It is true the usage has gone back to what the facility was previously using, indicating that something has changed inside. Mrs. Burnell feels that something has changed with the ice machine which would cause the usage to decrease. Mr. Sannelli responded that he had his building and equipment checked and everything was in working order.

Mr. Sannelli asked to have the meter pulled and tested. Mrs. Burnell responded that they were unable to pull and test the meter until the pit was lowered. The meter pit was raised by the previous owner and it cannot be reached to pull and test. Mrs. Burnell was in contact with the owner of the property and explained the situation. This has been scheduled for April 6, 2009.

After further discussion it was decided by the Board of Directors to hold off on any decisions until the landlord has the meter repaired.

**4149 Woerner Avenue/4151 Woerner Avenue**

The owners of Joe's Shoe Repair and Appliance Service, located on Woerner Avenue, stated that the shopping center received a memo informing them that the water was going to be shut off due to a main break and that the line was the responsibility of the shopping center. They also informed the Board that in the past when there was a problem the Authority came and fixed it. Mr. Verduci asked Mr. Tosti to respond. Mr. Tosti replied that this was all before his time, however, the maps show that there's a water main in Indian Creek and there is a two (2) inch service line that runs through the property.

Mr. Smythe indicated that it is possible that repairs were done in the past; I can't speak for what was done years ago. If they were done they shouldn't have been done. That's a private line. Mr. Downey added that we might have repaired it years ago, but it is not our line. It's not formally our responsibility. It's the owners of the shopping center who are ultimately responsible.

**Approval of payment of the February 2009 Accounts Payable as presented to the Board Directors.**

**Motion**

Mr. Monahan made a motion, seconded by Mr. Chase, to approve the payment of the February 2009 Accounts Payable as presented to the Board of Directors.

**Questions/Comments**

Mr. Verduci questioned the following invoice:

- Sears Roebuck and Company  
Invoice #T963905  
6 Drawer chest and tools for Mechanic  
Amount: \$1,327.99

Mr. Capaldi, Superintendent at the Water Treatment Plant, indicated that we wanted a tool chest and tools to outfit the new mechanics truck. Mrs. Keyser added that tools do not last long and one of the reasons is because they are working at the Water Filtration Plant and you have to watch bacteria. You can only use tools that you are using at the Water Plant in the Water Plant. They cannot be used for anything else.

Mrs. DeRosier questioned the following invoice:

- Aqua PA  
Invoice #60647896-01  
Laurel Bend Water  
Amount: \$13.56

Dr. Rajput replied that this is for the pump station located in Laurel Bend. We do not have our own water there, so we had to install a line and connect to Aqua's system.  
Motion carried unanimously.

**Approval of the January 2009 Minutes as Presented to the Board of Directors**

**Motion**

Mr. Armstrong made a motion, seconded by Mr. Czyzyk, to approve the Board meeting minutes for January 2009 as presented to the Board of Directors with corrections.

**Questions/Comments**

Mr. Chase stated that on page four, under the Reappointment of Mr. Czyzyk, it states that Mr. Czyzyk was reappointed to Tullytown Borough Council. It should read that Mr. Czyzyk was reappointed to Lower Bucks County Joint Municipal Authority by Tullytown Borough Council.

Mrs. DeRosier stated that on page five, under Pretreatment Variances, the motion for Ariana's Pizza reads:

Mr. Chase made a motion, seconded by Mr. Czyzyk, to issue a one (1) year permit with quarterly testing for the next 2 quarters. Should the facility pass the test without any problems then it would revert back to the original permit requirement which is twice a year for oil & grease and once a year for solids. If the facility does not pass the next two (2) quarters they will then be required to continue with quarterly testing for the remainder of the year which expires November 2009.  
Motion carried unanimously.

**The correction will read:**

Mr. Chase made a motion, seconded by Mr. Czyzyk, to issue a one (1) year permit with quarterly testing for the next 2 quarters. Should the facility pass the testing without problems, they would revert back to the original permit requirements which are twice a year for oil & grease and once a year for solids. If the facility does not pass the next two (2) quarters they will be required to perform monthly testing for both parameters for the remainder of the permit which expires November, 2009.  
Motion carried unanimously.

**Pretreatment Variances**

Mrs. Wallover stated that there are no pretreatment variances to be presented, however, Chris Ward, owner of Bailey's Plaza, is here this evening for another issue.

**Bailey's Plaza – Emilie Road Levittown PA. Chris Ward, Owner**

Mr. Ward stated that in the past he has had tenants move out without his knowledge and he is left with a large water bill. Mr. Ward is asking if anything can be done to have the water disconnected in thirty (30) or sixty (60) days in order to help avoid a \$500.00 or larger water bill.

Mrs. Burnell responded that right now you receive a current bill, if the bill is not paid in thirty days a Late Notice is sent out. Technically the Authority cannot disconnect the service for another thirty (30) days on a current. It has to actually go sixty (60) days past due before the water can be disconnected. Any tenant that you have that goes sixty (60) days past the due date can be disconnected even if there is no previous balance. If there is a previous balance they are disconnected on the next due date.

Mr. Verduci asked when the owner of the shopping center is notified. Mrs. Burnell responded they are notified the same time as the tenant. Mrs. Koszarek added that for a period of time the Authority was not sending out delinquent notices. We are currently sending delinquent notices out, so when your tenant is late you will be notified prior to the second bill going out. It is our hope that doing this will be easier for our customers.

**6898 Emilie Road**

Kerry Hurleack indicated that she is going to open a bakery at the above address. She is requesting a waiver on a 1,000 gallon external grease trap. She would like to install a 50 gallon internal grease trap.

**Motion**

Mr. Armstrong made a motion, seconded by Mr. Monahan, to approve the installation of the 50 gallon, interior grease trap with quarterly testing with the stipulation that if the facility fails testing then the testing cycle will be increased.

Motion carried unanimously.

**Solicitor's Report – James A. Downey III, Esquire**

**Executive Session**

At 7:51 P.M. Mr. Downey requested an executive session. The regular Board meeting reconvened at 8:45 P.M. Mr. Downey stated that during the executive session real estate and personnel matters were discussed. Mr. Downey requested the Board make the following motions.

**Real Estate Appraisal**

Discussion on the Real Estate Appraisal was not recorded.

**Motion**

Mr. Czyzyk made a motion, seconded by Mr. Chase, giving Mrs. Keyser permission to engage a real estate agent for the purpose of obtaining an appraisal on the property located next to the Birch Valley Pump Station which is for sale with the asking price of \$220,000.

Motion carried unanimously.

**Violations at the Kenwood Pump Station**

Mr. Downey stated that the Authority has been cited by the Pennsylvania Department of Environmental Protection concerning violations at the Kenwood Pump Station. After a fine negotiation by Mrs. Keyser, Dr. Rajput, and Mr. Smythe, they have recommended and I would recommend and ask for a motion to pay the Department of Environmental Protection a fine for violations at the Kenwood Pump Station regarding the scrubber and breakdowns which were not the fault of anyone here, in the amount of \$3,600. Note that this is approximately \$7,000 less they initially wanted.

**Motion**

Mr. Monahan made a motion, seconded by Mrs. DeRosier, to approve the payment in the amount of \$3,600 to the Pennsylvania Department of Environmental Protection concerning violations at the Kenwood Pump Station. Motion carried unanimously.

**Salary Increase**

Mr. Downey is requesting the Board to make a motion for a salary increase in the amount of 3% effective January 1, 2009 for Dr. Rajput, Director of Operations and Gary Tosti, Wastewater Treatment Plant Manager.

**Motion**

Mr. Chase made a motion, seconded by Mrs. DeRosier, to approve a salary increase in the amount of 3% effective January 1, 2009 for Dr. Rajput, Director of Operations and Gary Tosti, Wastewater Treatment Plant Manager. Motion carried unanimously.

Mr. Downey wanted to take this time on a personal note that our Managing Director is going to have surgery March 9<sup>th</sup> and we all wish her God Speed.

**Managing Director's Report**

**Sale of 1992 Ford F-350 Pickup Truck**

Mrs. Keyser stated that bids will be opened on February 27, 2009 for the sale of the 1992 Ford F-350 Pickup Truck to the highest bidder.

**St. Patrick's Day Parade**

Mrs. Keyser is asking the Board for a motion granting the St. Patrick's Day Committee the use of the front parking at the Authority's Administration office on Saturday, March 14, 2009 for their Grand Marshall stand. Once approval is given, Mrs. Keyser will obtain the necessary insurance papers.

**Motion**

Mr. Armstrong made a motion, seconded by Mr. Monahan, giving approval to the St. Patrick's Day Committee the use of the front parking lot at the Authority's Administration office on Saturday, March 14, 2009 for their Grand Marshall stand.  
Motion carried unanimously.

**Capital Projects**

The Board has requested that all Capital Projects be presented for pre-approval. Two (2) Capital Projects are listed below for the Board's approval.

**Demolition of the Vermilion Hills Water Storage Tank**

Mrs. Keyser is asking for Board approval for the preparation of plans, specifications and advertisement for the demolition of the Vermilion Hills Water Storage tank. The Engineer's estimate cost for this project is approximately \$160,000.

**Questions/Comments**

Mr. Verduci asked why the tank needed to come down. With the way things are right now can this project wait? Mrs. Keyser and Dr. Rajput informed the Board that they are concerned about the actual structure of the tank. It is empty and it is corroding. If there is a heavy wind there is potential for the tank to be knocked down.

**Motion**

Mr. Monahan made a motion, seconded by Mr. Czyzyk, to approve the preparation of plans, specifications and advertisement for the demolition of the Vermilion Hills Water Storage Tank.

**Roll Call on the Motion**

Mr. Verduci	Aye
Mr. Czyzyk	Aye
Mrs. DeRosier	Aye
Mr. Monahan	Aye
Mr. Chase	Aye
Mr. Armstrong	Nay

Motion passed 5 Aye votes – 1 Nay vote.

**Rehabilitation of the Kenwood Pump Station**

Mrs. Keyser is asking for Board approval for the preparation of plans, specifications and advertisement for the rehabilitation of the Kenwood Pumping Station. The estimated cost for this project is approximately \$800,000.

Mr. Smythe explained all the necessary rehabilitation that is needed at the Kenwood Pump Station.

- The wet well floor is severely deteriorated.
- Parts of the floor are paper thin with exposed rebar.
- The pump discharge channel is severely deteriorated.
- The tide gate valve does not work.
- The roof is in need of repair. It is leaking in multiple locations.
- The slide gate valve which allows you to take the wet well off line is worn out.
- Need four (4) check valves.

Mr. Smythe stated that in order to make all the necessary rehabilitation the station will need to be shut down. Mr. Smythe feels it would save the Authority time and money if the repairs were done all at one time and in this way the station will only need to be shut down one time.

**Motion**

Mr. Armstrong made a motion, seconded by Mrs. DeRosier, to approve the preparation of plans, specifications and advertisement for the rehabilitation of the Kenwood Pump Station.

Motion carried unanimously.

**Finance Director**

Mrs. Koszarek reported as follows:

- Revenue Account Balance : \$2,099,834.86
- Penn Vest Account Balance: \$ 784,851.69

**Director of Operation's Report**

Dr. Rajput reported on the following items:

**Contract WTP-289: Disposal of Liquid Sludge from the Authority's Water Treatment Plant**

Bids were received on February 10, 2009 for the above contract. Bid results are presented below.

<b>Bidder / Contractor</b>	<b>Bid Amount</b>
Aqua Wastewater Management, Inc. 60 Schoolhouse Road Souderton, PA 18964	\$167.20 / 1,000 gallons
CURRENT PRICING	108.40/ 1,000 gallons
<i>INCREASE</i>	58.80/ 1,000 gallons

As can be seen from the above bid tabulation there is an increase of \$58.80 which is approximately one and an half times higher than the current contract price. After review of all documents it is recommend awarding Contract WTP-289: Disposal of Liquid Sludge from the Authority's Water Treatment Plant to Aqua Wastewater Management, Inc. located at 60 Schoolhouse Road, Souderton, PA with a bid amount of \$167.20 per 1000 gallons.

**Questions/Comments**

Mr. Armstrong would like to see this contract rebid. After further discussion the following motions were made.

**Motion**

Mr. Armstrong made a motion, seconded by Mr. Chase, to reject the bids received for contract WTP-289 Disposal of Liquid Sludge and rebid the contract. Motion carried unanimously.

**Motion**

Mrs. DeRosier made a motion, seconded by Mr. Monahan, to advertise the rebid of contract WTP-289 Disposal of Liquid Sludge in the Philadelphia Inquirer as well as the Bucks County Courier Times. Motion carried unanimously.

**Contract No. WTP-290: Disposal of Dewatered Sludge from the Authority's Water Treatment Plant**

Bids were received on February 10, 2009 for the above contract. Bid results are presented below.

Bidder / Contractor	Bid Amount
Waste Management 444 Oxford Valley Road, Suite 220 Langhorne, PA 19047	\$89.61/ton
CURRENT PRICING	\$87.00 /ton
<i>INCREASE</i>	\$ 2.61 /ton

As can be seen from the above bid results Waste Management was the only bidder. There is an increase of \$2.62 per ton. After reviewing all contract documents it is recommended to award Contract No.WTP-290 Disposal of Dewatered Sludge from the Authority's Water Treatment Plant to Waste Management located at 444 Oxford Valley Road, Suite 220, Langhorne, PA with a bid amount of \$89.61 per ton.

**Motion**

Mr. Armstrong made a motion, seconded by Mr. Chase, to award Contract WTP-290 Disposal of Dewatered Sludge from the Authority's Water Treatment Plant to Waste Management located at 1121 Bordentown Road, Morrisville, PA with a bid amount of \$89.61 per ton. Motion carried unanimously.

**Contract No. WWTP-291: Disposal of Dewatered Sludge from the Authority's Wastewater Treatment Plant**

Bids were received on February 10, 2009 for the above contract. Bid results are presented below.

Bidder / Contractor	Bid Amount
Waste Management 444 Oxford Valley Road, Suite 220 Langhorne, PA 19047	\$90.64 /ton
CURRENT PRICING	\$88.00 /ton
<i>INCREASE</i>	\$ 2.64 /ton

As can be seen from the above bid results Waste Management was the only bidder. There is an increase of \$2.64 per ton. After reviewing all contract documents it is recommended to award Contract No.WWTP-291 Disposal of Dewatered Sludge from the Authority's Wastewater Treatment Plant to Waste Management located at 1121 Bordentown Road, Morrisville, PA. with a bid amount of \$90.64 per ton.

**Motion**

Mr. Armstrong made a motion, seconded by Mr. Chase, to award Contract WWTP-291 Disposal of Dewatered Sludge from the Authority's Wastewater Treatment Plant to Waste Management located at 1121 Bordentown Road, Morrisville, PA with a bid amount of \$90.64 per ton. Motion carried unanimously.

**Contract WTP-292: Furnish and Supply Ferric Chloride for the Water Treatment Plant**

Bids were received on February 10, 2009 for the above contract. Bid results are presented below.

Bidder /Contractor	Bid Amount
Kemira Water Solutions, Inc. 3211 Clinton Pkwy Ct. Lawrence, KS 66047	<b>\$0.55/dry lb</b> <b>or</b> <b>\$55.25/cwt dry</b>
Coyne Chemical 3015 State Road Croydon, PA 19021	\$0.8649/dry lb or \$86.49/cwt dry
Current Price	0.2199 /dry lb
<i>INCREASE</i>	\$0.3301/dry lb

As can be seen from the above bid results, Kemira Water Solutions, Inc. submitted the lowest bid proposal in the amount of 0.55/dry lb. This price is approximately two and a half times higher than the current contract price. After reviewing all contract documents it is recommended awarding Contract No. WTP-292 Furnish and Supply Ferric Chloride for the Water Treatment Plant to Kemira Water Solutions, Inc., located at 3211 Clinton Pkwy Ct., Lawrence, KS with a bid amount of \$55.25/cwt dry.

**Motion**

Mr. Monahan made a motion, seconded by Mr. Chase, to award Contract WTP-292 Furnish and Supply Ferric Chloride for the Water Treatment Plant to Kemira Water Solutions, Inc., located at 3211 Clinton Pkwy Ct., Lawrence, KS with a bid amount of \$55.25/cwt dry. Motion carried unanimously.

The remainder of Dr. Rajput's report is for informational purposes for the Board.

**Supervisors Reports**

The Supervisors Reports are for informational purposes for the Board.

- |                                 |                            |
|---------------------------------|----------------------------|
| • Vince Capaldi, Superintendent | Water Treatment Plant      |
| • Gary Tosti, Plant Manager     | Wastewater Treatment Plant |
| • Phil Smythe, Field Technician | Wastewater Treatment Plant |

**Old Business**

**Change in the Monthly Meeting Date**

**Motion**

Mrs. DeRosier made a motion, seconded by Mr. Monahan, to change the Board meetings to the fourth Thursday of each month effective Thursday, April 23, 2009 beginning at 7:00 P.M. in order to accommodate some of the Board Directors as well as for billing purposes.  
Motion carried unanimously.

**Advertise Change in the Monthly Meeting Date**

Mr. Chase made a motion, seconded by Mr. Armstrong, to advertise that the monthly Board meeting will be held on Wednesday, March 18, 2009 beginning at 7:00 P.M.  
Motion carried unanimously.

**New Business**

There was no new business brought before the Board at this time.

**Public Participation**

There was no public participation.

**Adjournment of Board Meeting**

Mr. Chase made a motion, seconded by Mr. Czyzyk, to adjourn the Board meeting at 9:35 P.M.  
Motion carried unanimously.

Respectfully Submitted by:

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Susan DeRosier, Secretary

DM/