

Caln Township Municipal Authority
253 Municipal Drive
Thorndale, PA 19372
Monday March 27, 2023
7:00 PM

Those Present and Absent:

George Chambers – Chairperson
Paul Mullin – Vice Chairperson (Arrived at 8pm)
William Schew – Treasurer
Tony DiSario – Assistant Treasurer/Assistant Secretary
Noel Bernard – Secretary
Scot Gill – Wastewater Department Director
Kristen Denne – Township Manager (Absent)
Jennylyn Tanedo – Recording Secretary
Ross Bickhart – Gilmore & Associates, CTMA Engineer
Vince Pompo- LambMcErlane, CTMA Solicitor (Absent)

Call to Order

The meeting of the Caln Township Municipal Authority was called to order by Mr. Chambers at 7:00 p.m. The meeting was held in person at the Caln Township Municipal Building Meeting Room located at 253 Municipal Drive Thorndale, Pa and via Zoom. The regular scheduled meeting of the Caln Township Municipal Authority was advertised in the Daily Local News on December 27, 2022, and the agenda was posted on the Caln Township Website and Lobby on March 24, 2023. Copies of the Agenda were made available to the public.

Executive Session

Mr. Chambers noted an Executive Session was held March 14, 2023 to discuss legal matters involving the force main break.

Minutes of the February 27, 2023 Meeting

Mr. Chambers called for additions or corrections to the February minutes. There were none. After discussion, Mr. Schew motioned, seconded by Mrs. Bernard, to adopt the February 2023 minutes, as presented. The vote passed 4.0.

Public Comment

Mr. Chambers called for public comments. There were none.

Chester County Sports Arena

Mr. Gill presented to the Board the Chester County Sports Arena Letter of Credit Certificate of Completion. Mr. Gill noted that the Authority entered into a Sewer Construction Financial Security Agreement with JLLAR LLC (Chester County Sports Arena) who agreed to establish an irrevocable letter of credit with a Bank setting aside and reserving the sum of \$140,883.33 representing 110% of the costs of Sewer Improvements. Mr. Gill also mentioned that the Agreement states that the developer may request a reduction in the Letter of Credit, as the developer completes various segments of the sewer improvements, and the design engineer of the sewer improvements certifies to the Authority engineer that the sewer improvements have been completed in accordance with the Plan. The Agreement state the Letter of Credit may be reduced by certain sums and shall not exceed the 90% of the Letter of Credit until all the Sewer Improvements on the plan are finally completed and finally inspected and approved by the Authority engineer and where appropriate a deed of dedication is accepted by Authority and a maintenance bond is received by the Authority. After discussion, Mr. DiSario made a motion, seconded by Mr. Schew to authorize the Chairperson to sign the enclosed Letter of Credit Reduction Certificate of Completion in the form as presented and authorizes the reduction of the Letter of Credit by \$126,795.00. The vote passed 4.0.

Dogwood/Scott Drive Project Update

Mr. Gill updated the Board on the 4 properties that need to still be connected to the public sewer. Mr. Gill presented to the Board the 1208 Blackhorse Hill Road Sewer Connection and Deferred Sewer Tapping Fee Settlement Agreement. After discussion, Mrs. Bernard made a motion, seconded by Mr. DiSario to authorize the Chairperson to sign the enclosed Sewer Connection and Deferred Sewer Tapping Fee Settlement Agreement for 1208 Blackhorse Hill Road Parcel# 39-3G-5 in the form as presented. The vote passed 4.0.

Municipal Drive Force Main Update

Mr. Gill presented to the Board a Letter from the attorney representing Anrich dated March 21, 2023 which stated that Anrich wants to resolve the matter, but there are still some outstanding items that need to get resolved. Mr. Gill presented the Board Resolution 2023-2-CTMA Authorizing the Solicitor to take legal action against Anrich if the authority solicitor can't come up with a resolution to the matter prior to the March 29th date. After discussion, Mr. Schew made a motion, seconded by Mrs. Bernard to adopt the Resolution 2023-2-CTMA authorizing the Authority solicitor to take the necessary legal action against Anrich Inc. in connection with the failure of the Authority's Municipal Drive Pump Station Force Main that was installed as part of Contract # CAL-02-14-2. The vote passed 4.0.

Reed Street Area Sewer Project

Mr. Gill informed the Board that at last month meeting the CTMA would need to obtain 4 sewer easements from the property owners whose parcels border 14th Avenue (paper street) which include 1400 Oak Street, 1320 Oak Street and 1321 Reed Street and 1401 Reed Street. Mr. Gill mentioned that the 1401 Reed Street Appraisal is still in progress by William Wood Company and should be completed shortly.

Mr. Gill presented to the Board the 1321 Reed Street Sewer Easement Agreement signed by the property owner. After discussion, Mr. DiSario made a motion, seconded by Mr. Schew to authorize the Chairperson to sign the enclosed Sewer Easement Agreement for 1321 Reed Street Parcel# 39-3Q-38 in the form as presented. The vote passed 4.0.

Mr. Gill presented to the Board the 1320 Oak Street Sewer Easement Agreement signed by the property owner. After discussion, Mr. Schew made a motion, seconded by Mrs. Bernard, to authorize the Chairperson to sign the enclosed Sewer Easement Agreement for 1320 Reed Street Parcel# 39-3Q-34 in the form as presented. The vote passed 4.0.

Mr. Gill presented to the Board the 1400 Oak Street Sewer Easement Agreement signed by the property owner. After discussion, Mrs. Bernard made a motion, seconded by Mr. DiSario to authorize the Chairperson to sign the enclosed Sewer Easement Agreement for 1400 Oak Street Parcel# 39-3Q-90 in the form as presented. The vote passed 4.0.

Thorndale Real Estate (Starbucks/Chipotle)

Mr. Gill presented to the Board the Starbucks and Chipotle Financial Security Agreement and Letter of Credit for the Sewer Improvements that will be installed as part of the proposed Commercial Redevelopment. After discussion, Mrs. Bernard made a motion seconded by Mr. DiSario to authorize the Chairperson to sign the Financial Security Agreement for the Starbucks and Chipotle Phase 2 proposed Commercial Redevelopment also known as 3205 Lincoln Highway Project in the form as presented, contingent upon the department receiving the Original Letter of Credit by the end of the week. The vote passed 4.0.

Act 537 Plan/ Additional Capacity Update/ Dara Update

Mr. Gill presented to the Board a spreadsheet showing the status of pending projects that will be needing capacity in the future, the 52-week average chart and Dara weekly flow report. Mr. Chambers discussed with the Board the proposed DARA Treatment Plan Upgrades that will be necessary to properly provide for the additional 1 million gallons of treatment capacity currently sought by the Municipalities, it also provides for flood protection to the level that was experienced in the aftermath of Hurricane IDA. Mr. Gill also mentioned that Gilmore updated the previous spreadsheet that was distributed to account for the larger loan amount, higher interest rates and the higher PAWC rates assuming that Caln still gets 18.5% of the additional 1MGD.

I/I Reduction Program

Mr. Gill updated the Board on the Caln Interceptor Repairs Project Phase 5. Mr. Gill stated that Gilmore issued a notice of Intent to award Standard Pipe Services, LLC. on January 3, 2023 for the Phase 5 Caln Interceptor Repairs Project. Mr. Gill stated that the sewer repair project will involve the cleaning, Televising and Grouting for approximately 3,300 linear feet of 24' diameter gravity sewer and the project will also include an Add-Alternate option for testing/grouting of about 1,500 LF of 8" sanitary sewer lines. A pre-construction meeting was held on March 2, 2023.

Financials; Sewer Fund,

Mr. Gill reviewed the sewer financial summary and the revenues and expenditures for the Sewer Operating Fund for the month of February 2023 and the balances in Act 57 and Sewer Capital Funds. After discussion, Mr. Mullin made a motion, seconded by Mr. DiSario, to accept the February financials, as submitted. The vote passed 5.0.

Penalty Waiver Request Update

Mr. Gill informed the Board that no penalty waiver requests were made for the month of February.

Director's Report

Mr. Gill discussed his Director's Report and noted a list of current projects which the Department is working on and their progress.

Adjournment

There being no further business, Mrs. Bernard made a motion, seconded by Mr. Mullin, to adjourn the March 27, 2023, meeting at 8:30pm. The vote passed 5.0.

Respectfully Submitted

Jennylyn Tanedo,
Recording Secretary

