

MINUTES OF THE OLEY TOWNSHIP MUNICIPAL AUTHORITY
MEETING HELD APRIL 6, 2023

The regular meeting was called to order at 7:00 p.m. in the Oley Township Municipal Building by Paul Herb with the following board members in attendance....Kim Seidel and Carmen Italia. Board member Amandus Reichert arrived at 7:05 p.m. Also, from Entech Engineering Kim Mazur; Solicitor John Muir; sewer plant operator Bryer Eshbach; Supervisor Mark Hoch; and four citizens were in attendance. The Pledge of Allegiance to the American Flag was observed.

The meeting agenda was posted in the meeting room and the township website twenty-four hours prior to the start of the meeting. The following public comment was heard:

1. Ty Heim – He is a descendent of the Reiff family and he recently visited the Reiff cemetery and seen some activity for the new water tank construction and is inquiring whether there will still be access to this cemetery after the construction is complete. Mr. Mazur said there will be a paved driveway going to the tank site which will be gated at the bottom to keep unwanted traffic from going up. Atty. Muir said the construction will not disturb the cemetery. Mr. Mazur said there is a thirty foot protective radius around the cemetery which is being honored. Mr. Herb said we could consider giving Mr. Heim a key to the gate.

Board member Amandus Reichert arrived at the meeting.

There being no changes to the March 2, 2023 minutes, a motion was made by Kim Seidel and seconded by Amandus Reichert to approve the minutes of the March 2, 2023 meeting as presented. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia - abstained. Three in favor, one abstained....motion carried.

The treasurers report was presented for the month. Sewer Fund: in the OPERATION & MAINTENANCE account the balance is \$23,625.71; in the REVENUE account \$520,847.11; in the INVESTMENT FUND \$288,653.50. Water Fund: in the OPERATION & MAINTENANCE account the balance is \$1,387.74; in the REVENUE account \$59,795.53; in the INVESTMENT FUND \$256,800.74; and in the PROJECT FUND \$12.18. A motion was made by Carmen Italia and seconded by Kim Seidel to approve and accept the treasurers report as presented. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italias - yes. All in favor....motion carried.

A report was provided on the operation at the sewer plant during the month. The following was reported: (1) clean out polymer barrels; (2) repair two pumps to chemical feed microlift product into wet well at plant and Meadowview pump station to dissolve grease; and (3) repair oil burner.

A report was provided on the operation at the water plant during the month. The following was reported: (1) pumped 2,799,800 gallons for the month; (2) replaced gate valve and grout around well head at well #3; (3) cut trees that fell on wires at well #4; (4) updated Operation & Maintenance Manual for water system; (5) repairs to lights at wells #2 and #3; and (6) update total coliform sample plan.

MINUTES OF THE APRIL 6, 2023 MEETING CONTINUED

Incoming communications:

1. Letter dated March 13, 2023 from DEP informing us of the PFAS MCL Rule provisions. Mr. Mazur explained the quarterly sampling process and he will obtain estimates for this sampling, only certain labs are certified to perform this sampling and he would recommend that the samples be taken by the lab and not our operators.

2. Letter dated April 5, 2023 from Herbein+Company, Inc. providing an engagement letter to perform the audit for Oley Township Municipal Authority for the year ended December 31, 2022 at a cost not to exceed \$9,250. A motion was made by Carmen Italia and seconded by Amandus Reichert to authorize the Chairman to execute the engagement letter with Herbein+Company, Inc. to perform the audit for Oley Township Municipal Authority for the year ended December 31, 2022 at a cost not to exceed \$9,250. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia – yes. All in favor....motion carried.

Committee reports:

Administrative: (1) Atty. Muir said the amendment to our Rates, Rules & Regulations to include a policy to issue credits for excessive water consumption due to leakage is complete, Mr. Reichert would like more time to review and make changes to this policy prior to adopting the resolution, action on this amendment will be tabled; (2) Approved at a previous meeting the health insurance reimbursement in the amount of \$1,593.04 per month to Bryer Eshbach, the bill amount is actually \$1,631.04. Mr. Eshbach said the bill was more than the quote due to tax credits. A motion was made by Amandus Reichert and seconded by Carmen Italia to amend the motion made at the February 2, 2023 meeting and authorize monthly premium payments to Bryer Eshbach in the amount of \$1,631.04 for a Highmark Gold PPO family plan to begin February 1, 2023. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia – yes. All in favor....motion carried. (3) A motion was made by Carmen Italia and seconded by Kim Seidel to adopt a Resolution to amend the Personnel Policy to authorize the carry-over of unused vacation time earned in a calendar year into the succeeding year. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia – yes. All in favor....motion carried.

Finance: Audit of 2022 records to begin April 10, 2023 by Herbein+Company.

Wastewater Plant: Nothing to report.

Water Plant: Nothing to report.

Mr. Mazur said he had nothing new to report at this time on the alternative analysis study for the Earl Township sewer project.

MINUTES OF THE APRIL 6, 2023 MEETING CONTINUED

Received letter dated March 14, 2023 from Berks County Conservation District informing us the Erosion & Sediment Control Plan is adequate for erosion and sedimentation control during normal weather conditions for the Main Street Water Main Replacement Project Phase 2. Received letter dated April 6, 2023 from Entech Engineering, Inc. informing us there were ten bids received for the Main Street Water Main Replacement Project Phase 2 and recommending to award to responsible low bidder of N. Abbonizio Contractors, Inc. in amount of \$713,162.50. Following is a list of the bids received:

N. Abbonizio Contractors, Inc. - \$713,162.50
R-III Construction, Inc. - \$748,510.00
Shainline Excavating, Inc. - \$763,110.00
Passerini and Sons, Inc. - \$773,120.00
Barrasso Excavation, Inc. - \$774,495.00
J. Phillips Excavating & Hauling, LLC - \$804,300.50
KBC Construction, LLC - \$829,815.00
Joao & Bradley Construction Co., Inc. - \$889,580.00
DOLI Construction Corporation - \$890,950.00
Wexcon, Inc. - \$1,098,583.00

Mr. Mazur said the Oley Valley School District portion of the bid for their second connection is \$21,211.50. Mr. Mazur said he received good references on the low bidder of N. Abbonizio Contractors, Inc.. A motion was made by Carmen Italia and seconded by Kim Seidel to award the Main Street Water Main Replacement Project Phase 2 to N. Abbonizio Contractors, Inc. in the amount of \$713,162.50 and issue the notice to proceed subject to review and approval of all documents by our Engineer and Solicitor. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia – yes. All in favor....motion carried.

Received letter dated March 14, 2023 from DEP issuing a construction permit for a new 0.20 MG finished water storage tank. Received letter dated March 15, 2023 from Oley Township Zoning Hearing Board providing us the order that they granted variances to permit woodland disturbance of thirty-six percent and permit disturbance of the steep slopes on the premises up to fifty-six percent. Mr. Mazur said the appeal period for the zoning hearing board decision will end April 14, 2023, after that period ends they will go before the Planning Commission for preliminary plan approval on May 1, 2023, we could possibly bid this project in June 2023.

Mr. Mazur said a final report, photographs, and test results were submitted to DEP on March 29, 2023 for Well #3, cannot startup until DEP issues permit.

Mr. Italia suggested talking to the Township Supervisors to get their input as to the increasing of the sewer and water tapping fees.

Mr. Mazur provided us with an updated map showing the wellhead protection radius, the easements for access, and the waterline on the adjacent properties for the Well #1 property.

MINUTES OF THE APRIL 6, 2023 MEETING CONTINUED

The Delaware River Basin Commission docket renewal application was submitted on March 12, 2023.

Freepoint through APPI Energy's proposal provided us with the lowest quote for electric at \$0.07685 for thirty-six months. A motion was made by Amandus Reichert and seconded by Kim Seidel to accept APPI Energy's proposal dated April 3, 2023 for a thirty-six month contract with Freepoint at \$0.07685 and authorize the execution of the contract for electric services to begin in December 2023. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia – yes. All in favor....motion carried.

Received quote from Cla-Val to repair control valve at Well #2 and Well #4 for a total of \$6,330. A motion was made by Amandus Reichert and seconded by Kim Seidel to authorize Cla-Val to repair control valves at Well #2 and Well #4 at a cost not to exceed \$6,330. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia – yes. All in favor....motion carried.

The cost to re-line the biosolids dumpster would be approximately \$3,000 or a new dumpster could be purchased for approximately \$4,500. It was agreed to obtain a quote for a new biosolids dumpster until our next meeting. Mr. Seidel suggested checking whether there would be a cost to dispose of the old dumpster. Mr. Reichert said we could keep the old dumpster to throw scrap into.

Received letter dated March 9, 2023 from DEP informing us our facility is under a corrective action plan (CAP), the system status will remain in an overloaded condition with no planning exemptions until their review of the data following completion of the CAP and we need to provide a CAP update by May 2023. Mr. Herb said he had included Attachment #4 to the Chapter 94 Municipal Wasteload Management 2022 Annual Report that the influent sampler above the wet well has been moved next to the Huber screen and installed the influent sample tube into the wet well to draw a sample at a location that will be a better representation of our influent sample without any inaccuracies due to contamination.

The AWWA Water Audit for 2022 was completed and submitted to Delaware River Basin Commission.

Mr. Mazur will prepare the 2022 Consumer Confidence Report prior to the April 30, 2023 bill mailing.

Mr. Herb said the switch has been made from Suburban Water Testing Labs to M.J. Reider Associates for the sewer and water sample testing.

MINUTES OF THE APRIL 6, 2023 MEETING CONTINUED

The following bills were presented for payment for the Sewer System:

| | | |
|-----------------------------------|-----|--------------------|
| Michael A. Eshbach | --- | 3,595.65 |
| Paul A. Herb | --- | 1,060.36 |
| Bryer M. Eshbach | --- | 2,213.11 |
| Shirley M. Moyer | --- | 1,965.59 |
| Michael A. Eshbach | --- | 3,090.90 |
| Paul A. Herb | --- | 1,033.97 |
| Bryer M. Eshbach | --- | 2,260.77 |
| Michael A. Eshbach | --- | 2,990.66 |
| Paul A. Herb | --- | 1,060.36 |
| Bryer M. Eshbach | --- | 1,990.65 |
| NCR Payroll | --- | 31.60 |
| NCR Payroll | --- | 4,311.60 |
| NCR Payroll | --- | 31.60 |
| NCR Payroll | --- | 2,871.23 |
| NCR Payroll | --- | 31.60 |
| NCR Payroll | --- | 2,624.06 |
| Met-Ed | --- | 1,847.13 |
| Windstream Conestoga, Inc. | --- | 317.28 |
| Delaware River Basin Commission | --- | 715.00 |
| Cardmember Service | --- | 12.61 |
| Gotwals Sanitation, LLC | --- | 750.00 |
| Delaware County Solid Waste Auth. | --- | 1,685.25 |
| Denali Water Solutions, LLC | --- | 906.88 |
| M.J. Reider Associates | --- | 49.95 |
| Suburban Water Testing Labs | --- | 3,245.00 |
| Spotts, Stevens & McCoy, Inc. | --- | 204.00 |
| Entech Engineering, Inc. | --- | 5,746.25 |
| Kozloff Stoudt | --- | 725.49 |
| Verizon Wireless | --- | 1,251.04 |
| Oley Township | --- | 402.87 |
| Cardmember Service | --- | 319.47 |
| Ridge Support Technologies | --- | 750.95 |
| Dallas Data Systems, Inc. | --- | 2,312.42 |
| McGriff Insurance Services | --- | <u>5,380.00</u> |
| TOTAL SEWER BILLS | --- | \$57,785.30 |

MINUTES OF THE APRIL 6, 2023 MEETING CONTINUED

The following bills were presented for payment for the Water System:

| | | |
|-------------------------------------|-----|--------------------|
| Met-Ed | --- | \$ 560.08 |
| Bryer M. Eshbach | --- | 51.57 |
| Bryer M. Eshbach | --- | 1,707.04 |
| Cardmember Service | --- | 33.42 |
| Paul A. Herb | --- | 110.04 |
| Delaware River Basin Commission | --- | 528.00 |
| Gannett Fleming Companies | --- | 500.00 |
| Buckman's, Inc. | --- | 838.39 |
| Pump & Corrosion Technologies, Inc. | --- | 363.10 |
| Kohl Bros., Inc. | --- | 21,890.00 |
| US Electrical Services, Inc. | --- | 1,372.33 |
| Robert J. Takacs | --- | 2,249.90 |
| Exeter Supply Company, Inc. | --- | 972.75 |
| Suburban Water Testing Labs | --- | 458.00 |
| Entech Engineering, Inc. | --- | 36,808.01 |
| Kozloff Stoudt | --- | <u>2,781.00</u> |
| TOTAL WATER BILLS | --- | \$71,223.63 |

A motion was made by Carmen Italia and seconded by Amandus Reichert to approve the above bills for the sewer and water systems as presented. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia - yes. All in favor....motion carried.

The following sewer report was given as of March 31st -

| | |
|-------------------|---|
| <u>898</u> | Sewer tapping fees paid to date |
| <u>49</u> | Number of unpaid rental bills of 1-31-23 |
| <u>\$6,573.28</u> | Total of unpaid rental bills of 1-31-23 |
| <u>3</u> | Number of unpaid rental bills of 10-31-22 |
| <u>\$519.54</u> | Total of unpaid rental bills of 10-31-22 |
| <u>3</u> | Number of unpaid rental bills of 7-31-22 |
| <u>\$519.54</u> | Total of unpaid rental bills of 7-31-22 |
| <u>2</u> | Number of unpaid rental bills of 4-30-22 |
| <u>\$404.46</u> | Total of unpaid rental bills of 4-30-22 |
| <u>2</u> | Number of unpaid rental bills of 1-31-22 |
| <u>\$430.22</u> | Total of unpaid rental bills of 1-31-22 |
| <u>2</u> | Number of unpaid rental bills of 10-31-21 |
| <u>\$846.39</u> | Total of unpaid rental bills of 10-31-21 |
| <u>1</u> | Number of unpaid rental bills of 7-31-21 |

MINUTES OF THE APRIL 6, 2023 MEETING CONTINUED

| | |
|-----------------|---|
| <u>\$210.00</u> | Total of unpaid rental bills of 7-31-21 |
| <u>1</u> | Number of unpaid rental bills of 4-30-21 |
| <u>\$210.00</u> | Total of unpaid rental bills of 4-30-21 |
| <u>1</u> | Number of unpaid rental bills of 1-31-21 |
| <u>\$210.00</u> | Total of unpaid rental bills of 1-31-21 |
| <u>1</u> | Number of unpaid rental bills of 10-31-20 |
| <u>\$210.00</u> | Total of unpaid rental bills of 10-31-20 |
| <u>1</u> | Number of unpaid rental bills of 7-31-20 |
| <u>\$210.00</u> | Total of unpaid rental bills of 7-31-20 |
| <u>1</u> | Number of unpaid rental bills of 4-30-20 |
| <u>\$210.00</u> | Total of unpaid rental bills of 4-30-20 |
| <u>1</u> | Number of unpaid rental bills of 1-31-20 |
| <u>\$180.00</u> | Total of unpaid rental bills of 1-31-20 |
| <u>1</u> | Number of unpaid rental bills of 10-31-19 |
| <u>\$180.00</u> | Total of unpaid rental bills of 10-31-19 |
| <u>1</u> | Number of unpaid rental bills of 7-31-19 |
| <u>\$180.00</u> | Total of unpaid rental bills of 7-31-19 |
| <u>1</u> | Number of unpaid rental bills of 4-30-19 |
| <u>\$180.00</u> | Total of unpaid rental bills of 4-30-19 |
| <u>1</u> | Number of unpaid rental bills of 1-31-19 |
| <u>\$180.00</u> | Total of unpaid rental bills of 1-31-19 |
| <u>1</u> | Number of unpaid rental bills of 10-31-18 |
| <u>\$180.00</u> | Total of unpaid rental bills of 10-31-18 |
| <u>1</u> | Number of unpaid rental bills of 7-31-18 |
| <u>\$58.00</u> | Total of unpaid rental bills of 7-31-18 |

The following water report was given as of March 31st –

| | |
|-------------------|---|
| <u>811</u> | Water connections to date |
| <u>43</u> | Number of unpaid rental bills of 1-31-23 |
| <u>\$1,979.18</u> | Total of unpaid rental bills of 1-31-23 |
| <u>1</u> | Number of unpaid rental bills of 10-31-22 |
| <u>\$70.00</u> | Total of unpaid rental bills of 10-31-22 |
| <u>1</u> | Number of unpaid rental bills of 7-31-22 |
| <u>\$70.00</u> | Total of unpaid rental bills of 7-31-22 |

Public comment:

1. Kevin Bieber – He understands that the rate increase letter has been mailed but he did not receive any letter for his property at 613 Main Street. He had residents express their concern of a sixty-three percent rate increase all at one time, maybe there should have been incremental increases to the rate over several years.

MINUTES OF THE APRIL 6, 2023 MEETING CONTINUED

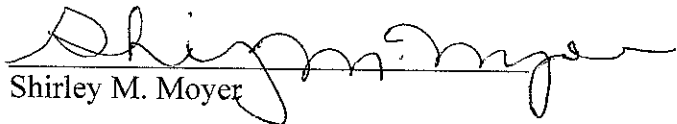
A motion was made by Carmen Italia and seconded by Kim Seidel to retire to executive session at 7:46 p.m. relative to potential litigation. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia – yes. All in favor....motion carried. A motion was made by Kim Seidel and seconded by Amandus Reichert to reconvene the meeting at 8:19 p.m. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia – yes. All in favor....motion carried.

A motion was made by Carmen Italia and seconded by Kim Seidel to direct Spotts, Stevens & McCoy, Inc. to replace and pay for the door at the overhead bean in the wastewater treatment plant at a cost of \$13,462.00 as quoted from Builders Door & Hardware, Inc. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia – yes. All in favor....motion carried.

The next regular meeting will be held Thursday, May 4, 2023 at 7:00 P.M.

There being no further business, a motion was made by Carmen Italia and seconded by Kim Seidel to adjourn the meeting at 8:21 p.m. Paul Herb – yes; Amandus Reichert – yes; Kim Seidel – yes; Carmen Italia - yes. All in favor...motion carried.

Respectfully submitted,


Shirley M. Moyer

cc: P. Herb
A. Reichert
K. Seidel
C. Italia

A. Schaeffer
J. Muir
K. Mazur