

**MINUTES  
BROOKVILLE MUNICIPAL AUTHORITY  
Tuesday, January 10, 2017 @ 4:00 P.M.**

The Brookville Municipal Authority met in Council Chambers on Tuesday, January 10, 2017 at 4:00 P.M. with the following in attendance:

**MEMBERS**

David Love  
Tom Dinger  
Robert Moss  
Sam McKinley – arrived @  
4:03 P.M.

**STAFF**

Manager Dana D. Shick  
Accountant Kerry Swineford  
Commissioner Clyde Bullers  
Engineer Travis Long  
Solicitor Jim Dennison

**VISITORS**

Brad Lashinsky  
Matt Triponey  
Patti Slaughter

**CALL TO ORDER:**

Vice-Chairman David Love called the meeting to order at 4:00 P.M.

**APPROVAL OF MINUTES:**

Vice-Chairman David Love stated he had two corrections to make to the minutes. Vice-Chairman David Love stated under 'Corsica Tank Property' the word 'plaque' should be replaced with the word 'plat'. Vice-Chairman David Love stated under 'New Business' item a 'Board Designations – Membrane Replacement Funds' the motion should read 'Vice-Chairman David Love moved to establish a membrane replacement fund and the board approve restricting these funds in the amount of \$54,000.00 for the years 2015 and 2016 for a total of \$108,000.00 with a PLGIT fund to be determined at the next meeting'. Member Tom Dinger moved to approve the minutes of the December 13<sup>th</sup> meeting as amended; seconded by Member Robert Moss. Motion carried 3-0.

**FINANCIAL REPORTS:**

- A. Review of Financial Statements** – Accountant Kerry Swineford stated he moved the projects on the income statements to the non-operating income. Vice-Chairman David Love asked Accountant Kerry Swineford if he looked into getting the budget on there. Accountant Kerry Swineford stated it is not going to fit. Member Sam McKinley moved to accept the financial statements as submitted; seconded by Member Tom Dinger. Motion carried 4-0.

**VISITORS:**

- A. Brad Lashinsky – Water/Sewer Lien** – Brad Lashinsky, Executive Director of the Jefferson County Development Council, stated they have been working with the owner of the former Days Inn property out by exit 78. Brad Lashinsky stated that property is roughly twelve point six five acres, and the building is severely blighted. Brad Lashinsky stated there have been squatters in there, and evidence of drug use. Brad Lashinsky stated the building is essentially no good and needs to be demolished. Brad Lashinsky stated the owner is close to \$400,000.00 in debt service to the property. Brad Lashinsky stated the Jefferson County

Development Council has approached him with the idea of taking over the property, demolishing the building, and getting the site ready for redevelopment. Brad Lashinsky stated they have been negotiating with various lien holders. Brad Lashinsky stated the Brookville Municipal Authority has a small lien against the owner of the property, and we wanted to see if there is a way to get that exonerated. Brad Lashinsky stated the lien is in the amount of seven hundred and some odd dollars. Vice-Chairman David Love stated the board has had some informal discussions regarding this and basically agreed that we would have no problem releasing the lien. Member Tom Dinger moved to forgive the lien on this property and enter into an agreement with the Jefferson County Development Council; seconded by Member Sam McKinley. Motion carried 4-0.

## **COMMITTEE REPORTS:**

### **A. Engineer's Report**

1. **Written Report** – Attached
2. **Payment Requisitions** –
  - a. **Change Order Motion** – Engineer Travis Long stated he has change order number one from Terra Works in the amount of \$18,150.83. Engineer Travis Long stated this change order is in regards to the unsuitable materials under the lower pump room wall. Engineer Travis Long stated Terra Works removed that, put gravel in, and compacted it back in to make sure we have a good sound subbase for long-term stability of that facility. Member Sam McKinley moved to approve change order number one from Terra Works in the amount of \$18,150.83; seconded by Member Tom Dinger. Motion carried 4-0.
  - b. **Terra Works Incorporated Payment Requisition Number Seven** – Engineer Travis Long stated we have payment requisition number seven from Terra Works Incorporated in the amount of \$236,226.79. Member Tom Dinger moved to approve payment requisition number seven from Terra Works Incorporated in the amount of \$236,226.79; seconded by Member Sam McKinley. Motion carried 4-0. Engineer Travis Long reported of this total, 66.6% will be paid with PennWorks grant funds and the remaining 33.3% through USDA.
  - c. **Enertech Electrical, Incorporated Payment Requisition Number Two** – Engineer Travis Long stated we have payment requisition number two from Enertech Electrical in the amount of \$5,947.20. Member Tom Dinger moved to approve payment requisition number two from Enertech Electrical in the amount of \$5,947.20; seconded by Member Sam McKinley. Motion carried 4-0. Engineer Travis Long reported of this total, 66.6% will be paid with PennWorks grant funds and the remaining 33.3 % through USDA.
  - d. **Bison Construction Payment Requisition Number Five** – Engineer Travis Long stated we have payment requisition number five from Bison Construction in the amount of \$283,207.72 for. Member Tom Dinger moved to approve payment requisition number five from Bison Construction in the amount of \$283,207.72; seconded by Member Sam

McKinley. Motion carried 4-0. Engineer Travis Long reported of the total, 66.6% will be paid with PennWorks grant funds and the remaining 33.3% through USDA.

- e. **Chemical Bids** – Engineer Travis Long stated at last month's meeting we opened the annual chemical bids. Engineer Travis Long stated he has provided the bid tabulation certification for those. Engineer Travis Long stated he also took the liberty of comparing them against last year's bids so you have a general consensus to see what went up and came down. Engineer Travis Long stated generally it was not a huge increase across the board. Member Tom Dinger moved to accept the lowest responsible bidder as certified by the engineering firm; seconded by Member Sam McKinley. Motion carried 4-0.

#### **UNFINISHED BUSINESS:**

- A. **Corsica Tank Property Agreement** – Solicitor Jim Dennison stated he received the survey from surveyor Jack Chamberlin, and forwarded it on to National Fuel.

#### **NEW BUSINESS:**

- A. **2017 Survey Services** – Vice-Chairman David Love stated Ken Berlin retired as an independent surveyor, and we have been using surveyor Jack Chamberlin. Vice-Chairman David Love stated he thought the board should officially approve that. Vice-Chairman David Love stated Commissioner Clyde Bullers received a letter from surveyor Jack Chamberlin that quotes their rates. Member Tom Dinger moved to approve the rates submitted by Jack Chamberlin for surveying; seconded by Member Sam McKinley. Motion carried 4-0.
- B. **Election of Officers** – Member Tom Dinger moved to keep officers the same as 2016; seconded by Member Robert Moss. Motion carried 4-0.
- C. **Sewer CD Quote** – Manager Dana D. Shick stated we have a sewer CD coming due on January 17<sup>th</sup> with a current balance of \$254,102.61. Manager Dana D. Shick stated it is currently getting an interest rate of point five, and there is interest payable upon maturity of \$633.51. Manager Dana D. Shick stated she quoted the three local banks; Farmers National, First Commonwealth, and S&T Bank for a year and they also provided six months if we are interested. Manager Dana D. Shick stated she had the quotes so only \$250,000.00 of the balance goes into a sewer CD. Manager Dana D. Shick stated we pulled the remainder to keep that as an even numbered sewer CD moving forward. Manager Dana D. Shick stated S&T Bank offered the best quote at point eight percent for a year. Member Tom Dinger moved to approve \$250,000.00 be put into a twelve month sewer CD at S&T Bank at point eight percent; seconded by Member Robert Moss. Motion carried 4-0. Vice-Chairman David Love asked if the board approved a CD last month. Manager Dana D. Shick stated the board did approve a \$300,000.00 sewer CD at whichever bank provided the best quote for the twelve month CD. Manager Dana D. Shick stated it will fall in line with this rate and it will be S&T Bank at point eight percent.
- D. **Fire Company Credits** – Manager Dana D. Shick stated every year we give the three local fire companies which are Corsica, Brookville, and Pinecreek, a one

thousand dollar credit for their water and sewer bill. Manager Dana D. Shick stated we have that budgeted this year, however we have not discussed this at a public meeting. Manager Dana D. Shick asked the board if they were still interested in doing this. Vice-Chairman David Love stated a few years ago the laws were changed and that is the maximum amount an authority can give to a nonprofit organization. Vice-Chairman David Love stated we decided that we would do this just at the beginning of the year, and that if they exceed that amount then they pay. Vice-Chairman David Love stated he does not think the board needs to do anything regarding this since it was in the budget and the budget was approved.

#### **COMMUNICATIONS AND ANNOUNCEMENTS:**

- A. **Executive Session** – Manager Dana D. Shick requested an Executive Session for personnel with no action expected.

#### **BOARD/STAFF REPORTS & INFORMATION:**

- A. **Solicitor Jim Dennison/Right of Ways** – Solicitor Jim Dennison stated he is down to needing two right of ways for the Phase 1B Project.
- B. **Commissioner Clyde Bullers/Country Club Road** – Commissioner Clyde Bullers stated a while ago we were approached by some residents on Country Club Road looking for help with their bad water situation. Commissioner Clyde Bullers stated Engineer Mark Glenn recommended the route of the Department of Environmental Protection (DEP) mining to try to get funding for a water line. Commissioner Clyde Bullers reported Jeff Kostelac from the Department of Environmental Protection (DEP) told him they reviewed the applications and decided to deny that request. Commissioner Clyde Bullers stated they receive their funding from the Surface Mining Control and Reclamation Act which was signed into effect in 1977 by President Jimmy Carter. Commissioner Clyde Bullers stated since this mining activity that was out in this area, they have a confirmed bond release in 1984 that proves that this mine was under that act therefore in order for them to release that bond, all issues including water issues, had to be resolved before they would release the bond on that mining site, therefore they will deny these people's claims that their water was made bad by this mining site. Commissioner Clyde Bullers stated there is another funding agent which is the Abandoned Mine Lands Act, and through their inventory system they have no record of any mining activity before 1977, therefore they are not eligible for that either. Commissioner Clyde Bullers stated if they could prove there was mining activity before 1977 they might be able to do something, but they have no records of it. Commissioner Clyde Bullers stated Jeff Kostelac from the Department of Environmental Protection (DEP) recommended going after USDA's Rural Utilities Program (RUP) because this is something they would probably fund. Engineer Travis Long stated he thinks the Rural Utilities Program is actually Rural Utilities Services which we are currently utilizing right now for a project. Engineer Travis Long stated he will look into this. Vice-Chairman David Love stated he would not be quick to tie it to this specific one. Vice-Chairman David Love stated if you identify a

program, maybe we want to see if there are other situations that we could combine and do something.

**MEDIA COMMENTS/QUESTIONS/CLARIFICATION:** None

**EXECUTIVE SESSION:**

The Brookville Municipal Authority Board entered an Executive Session at 5:15 P.M. to discuss a personnel matter with no action expected. Executive Session ended at 6:05 P.M. with no action taken.

**CALL FOR ADJOURNMENT:**

At 6:05 P.M. Member Robert Moss moved to adjourn; seconded by Member Tom Dinger. Motion carried 4-0.

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Administrative Manager