

**Red Lion Municipal Authority**  
**Meeting Minutes**  
**Wednesday, September 26<sup>th</sup>, 2018**

**Members**

Eric Immel, Chairman  
Skip Missimer, Vice-Chairman  
Mike Poff, Treasurer  
Brad Smith, Secretary  
Jeff Herrman, Asst. Secretary/Treasurer

**Others**

Keith Kahwajy, Superintendent  
Jeff Beard, Asst. Superintendent  
Jason Reichard, Engineer  
Andy Miller, Solicitor  
Stacy Myers, Recording Sec'y

**Visitors**

Dianne Price  
Stephanie Weaver  
Tina Frutiger

Bob Frutiger  
Dennis Klinedinst  
Bill Henry

1. The meeting was called to order @ 7:00p.m. All present participated in the pledge to the flag.
2. Mr. Missimer made a motion to approve the August 22<sup>nd</sup>, 2018 Meeting Minutes; Mr. Smith seconded. All were in favor; motion carried.
3. **WATER USAGE REPORT**—7.25" of rainfall was received since last meeting
4. **CONNECTIONS REPORT**—1 new connection (for a development)
5. **VISITORS**—the following visitors addressed the Board:
  - Mr. Klinedinst (and also an unnamed resident/landlord) asked why landlords must pay for water bills left unpaid by their tenants. The Board stated the property owner is responsible and if the landlord wants water service at the property, the reconnect fee must be paid. The RLMA can't follow a tenant to a new property with an unpaid water bill (or instill a terminated water service at the tenant's new location). If the tenant would come to the office to pay their outstanding balance, the landlord would then get his money reimbursed. The Board also stated if the landlord has a judgement against a tenant, the landlord should be able to get his money reimbursed via the Judge's orders. The landlord could also hold the tenant's security deposit to cover any water service reconnection fee. Keith Kahwajy stated that for water bills less than \$50, water shut-offs do not occur; for any unpaid bill over \$50, the water can be shut off.  
Ms. Weaver stated she was told by RLMA office staff that landlords don't have to pay for a tenant's unpaid bill. Keith & the Board members stated this is not true & Keith will discuss with the staff to ensure accurate information is given.
  - Manhole covers sticking up over the pavement--Borough stated these will ruin or damage their snow plows if they're not fixed. Keith stated Authority staff is waiting for an updated list of those needing lowered from Brett Patterson, but he doesn't believe the manholes are the Authority's responsibility. Mrs. Price stated the Borough has no use for the manholes, so if they're not corrected before winter/snowfall, they can have them paved over. Authority Rules & Regulations don't affect the Borough streets; similar to hydrants, the Authority needs them for flushing the system, but the Borough pays to maintain them. Mr. Smith finds it hard to believe that the steel blade of the plow gets damaged by the cast iron manhole rim if the shoes are on the plow, but Mr. Klinedinst said he can show him the damage. Mr. Klinedinst said he will discuss with Brett to obtain a list of those needing lowered.
  - Hydrant at Martin Street & South Pine Street—Mr. Klinedinst said it is crooked & may have been hit by a vehicle years ago. He's not sure if the Fire Company could even hook to it. Jeff Beard stated that hydrant is a Darling, which is one of the best hydrants around. It is an old hydrant, but he believes it is fully functional. He will check to be sure, as the Borough may be paving Martin Street in the future.

6. **WATER AND SEWER—OLD BUSINESS**

- **Solicitor's Report**—Andy Miller reported:
  - Requests an Executive Session at the end of the meeting to discuss PUC litigation.
  - Of note—a summary was included in his report regarding a case decided by Pennsylvania Supreme Court regarding liability of Authorities in certain accidents. It expanded on the case law involving vehicles and gives more exposure to liability claims. Previously, liability existed only on moving vehicles, but now has been expanded to include vehicles in general, and possibly to include equipment. Andy feels certain that insurance companies are aware of this newly expanded coverage.
- **Engineer's Report**—Jason Reichard reported:
  - **2018 Water System Improvements**—North Camp Street Water Main Replacement—the 2” main is now out of service & all services have been transferred to the 8” main. MacMor Construction submitted Application for Payment #2 in the amount of \$95,885.99. Jason concurs with this request and stated \$6,398.76 will be retained. The outstanding contract value is \$92,774.76 for water services & restoration work. Mr. Missimer made a motion to approve the payment to MacMor for \$95,885.99; Mr. Poff seconded. All were in favor; motion carried.
  - **2018 Sanitary Sewer Maintenance Program**—the three contracts of this project have been awarded and the contracts are getting executed tonight. A construction meeting will be scheduled to begin this project mid-October, early November.
- **Superintendent's Report**—Keith reported the following:
  - Authority members attending Council meetings:
    - September 10<sup>th</sup>—Brad Smith reported Borough Council requested a maintenance report that is done when flushing. Keith said there were no hydrants needing repair after this year's flushing; all were functional. The only thing available in writing are the ISO ratings, should insurance companies request them. If any hydrants needed maintenance after flushing, a work order would be written to conduct necessary repairs. A bill would then be created (for parts only, no labor) to send to the Borough. The Borough wanted to budget for 2019 for hydrants/parts, but if they budget approx. \$5,000, that would more than cover a hydrant replacement. And Jeff stated of the 95 hydrants in the Borough, 30 are brand new. Some of the older hydrants in the system work great, while some from the 1970's have parts that are obsolete. The list of the hydrants where parts are no longer available will be given to Mrs. Price, but Jeff said there aren't many of those.
    - October 1<sup>st</sup> & 8<sup>th</sup>—Jeff Herrman
    - November 5<sup>th</sup> & 12<sup>th</sup>—Skip Missimer
  - Parking lot paving on the side of the maintenance building has been completed.
  - Safety meeting to review equipment and its proper use was held at the Water Treatment Plant on Thursday, September 20<sup>th</sup>, 2018.

7. **WATER AND SEWER—NEW BUSINESS**

- Source Water Protection Meeting was held on September 5<sup>th</sup>—Mr. Missimer reported that Keith gave an update on all upcoming Municipal Authority events & projects, including that we are currently rewriting the Drought Contingency Plan. An update on the Milner Heights project was given—all the physical work has been done & seeding will be done when weather improves. Mr. Missimer, Keith & Brad will meet with Gary Peacock next week to discuss potential projects in the White Oak Road area; i.e. potential stormwater improvements, tree planting, etc. Anyone else interested may attend.
- October 25<sup>th</sup>--CPR & First Aid training will be held at the Municipal Office—any Board members interested in participating, let Keith know.

- TMobile & AT & T have again asked for cell tower rent reduction. The Board can review the information; however, none were interested in reducing the rent.
8. **WATER TREATMENT FACILITIES**—Keith reported RLMA staff, Jason & DEP met at Green Branch because the wall has gotten worse in recent storms. DEP gave RLMA an emergency permit on site to replace the wall or the protection levee to pre-storm condition. Any work done to the wall requires a permit from DEP. A meeting with the contractors will be held September 27<sup>th</sup>, 2018.
  9. **Approval of bills & statements**—Mr. Smith made a motion to approve the bills & statements; Mr. Poff seconded. All were in favor; motion carried.
  10. **Authority recessed to Executive Session** @ 7:35p.m. to discuss PUC litigation.
  11. **Authority reconvened** @ 8:44p.m. Mr. Poff made a motion authorizing MPL to file an appeal to Commonwealth Court; Mr. Missimer seconded. With no further comments, all were in favor; motion carried.
  12. **Adjournment**—Authority meeting adjourned @ 8:46p.m.
  13. **Next RLMA Meeting** will be held on Wednesday, October 24<sup>th</sup>, 2018

Respectfully submitted by:

Stacy Myers, Recording Secretary