

BENNER TOWNSHIP WATER AUTHORITY

REGULAR MEETING

March 21, 2017

ATTENDANCE:

AUTHORITY MEMBERS PRESENT: Tom Eby
Tim Edkin
Steve Lanich
Jerry May
Andy Swales

OTHER ATTENDEES: Warren Miller – SBWJA
Kelly Gill – SBWJA
Brian Shura, P.E. – Stiffler McGraw
See Attached Guest List

CALL TO ORDER:

The March 21, 2017, Regular Meeting of the Benner Township Water Authority was called to order at 6:35 P.M. by Tom Eby, Chairman.

ROLL CALL:

Tim Edkin, Secretary, took Roll Call, recording five members present. Mr. Eby, Chairman, noted that with a quorum present, the Benner Township Water Authority was permitted to conduct business under the laws of Pennsylvania.

APPROVAL OF MEETING MINUTES:

The Minutes of the February 21, 2017 regular meeting were presented for review. **Mr. Edkin moved, seconded by Mr. May to approve the Minutes of the February 21, 2017 Regular Meeting as presented. 5 ayes, 0 nays. The motion carried.**

TREASURER'S REPORT:

Mr. Lanich reviewed the Treasurer's Report as presented. Mr. Eby asked the Board if there were any questions regarding the Paid Checks or Bills by Vendor submitted for approval. **Mr. Edkin moved, seconded by Mr. May to approve the Treasurer's Report as presented, the Paid Checks in the amount of \$70.00 and Bills by Vendor in the amount of \$7,049.92. 5 ayes, 0 nays. The motion carried.**

SBWJA REPORT:

Biosolids Legal Fees Expense – Mr. Miller reported that the legal fees expense associated with the biosolids appeal incurred to date is \$22,283.19.

Source Water Protection Plan (SWP) – Following the last meeting, Mr. Miller provided the Board with an electronic version of the Environmental Protection Agency's (EPA) definition of biosolids. Mr. Miller indicated EPA's definition is very similar to the one SSM Group incorporated within the Authority's draft SWP plan and the Board discussed their discontent with the lack of detail.

Mr. Lanich provided the Board with a definition that he formulated by using both EPA's regulations and from the Virginia Department of Environmental Quality to more accurately reflect our Authority's situation. Mr. Swales indicated he would like to see language incorporated which discusses the lack of current requirements to handle emerging contaminants. The definition of biosolids was further revised and the following will be added to the Authority's SWP plan:

Sewage sludge is the solid, semisolid, or liquid materials removed during the treatment of domestic sewage in a treatment facility. Sewage sludge includes, but is not limited to, solids removed during primary, secondary, or advanced wastewater treatment, scum, domestic septage, portable toilet pumpings, and sewage sludge products. Sewage sludge does not include ash generated during the firing of sewage sludge in a sewage sludge incinerator or grit and screenings generated during preliminary treatment of domestic sewage in a treatment works. In order for sewage sludge to become "biosolids" the sludge must be treated to meet the standards established in state and federal regulations for use of biosolids for land application, marketing, or distribution. These regulations require that the sewage sludge undergo established treatment to meet the pathogen control levels, established treatment and management practices to meet the vector attraction reduction, and contain concentrations of regulated metals below established limits. However, there are currently no requirements to treat and/or reduce or eliminate pharmaceutical residuals or other emerging contaminants (1) from the resulting biosolids. The properly treated and processed sewage sludge becomes "biosolids" which may be safely recycled and applied to agricultural lands as fertilizer to improve and maintain productive soils and stimulate plant growth. Proposals or permit applications for land application of sewage sludge or biosolids must include a detailed analysis of local geology and detailed documentation of any potential contamination of surface or underground water supplies as described in approved Source Water Protection Plans.

(1) "Emerging contaminants" can be broadly defined as any synthetic or naturally occurring chemical or any microorganism that is not commonly monitored in the environment but has the potential to enter the environment and cause known or suspected adverse ecological and (or) human health effects.

Edward Drive Connection – Mr. Miller informed the Board that a potential customer along Edward Drive has expressed an interest in connecting to the water system; however, this connection may require the directional drilling of his water service line. The utilities exit the rear of the home and due to decking and an above ground swimming pool there may be no other option. Mr. Miller is scheduled to meet the homeowner and Harger Utilities on site later this week to discuss the best method of connection.

Benner Township New Building – Benner Township has laid out their proposed water main extension off of Arrowhead Way in Grove Park and is hoping to complete the work in the spring for their new building. Mr. Miller stated the Township has already started clearing brush.

Audit Engagement Letter – Mrs. Gill is still working on obtaining a contact within Baker Tilly's corporate office to discuss the Audit Engagement letter.

SOLICITOR'S REPORT: Mr. Campbell was absent from the meeting.

ENGINEER'S REPORT:

System Mapping – During the meeting Mr. Shura provided hard copies and an electronic version of the system mapping that was completed. Mr. Miller will complete a review of the maps and let Mr. Shura know if there are any discrepancies.

GUESTS: There were no Guests wishing to address the Board.

CORRESPONDENCE: There was no Correspondence presented for discussion.

OLD BUSINESS:

Benner Township Right of Way Agreement – The Board was presented with a Right of Way Agreement that was prepared by Benner Township’s engineer for the mainline water extension across their property. Mr. Edkin stated the agreement lacks reference to a tax parcel number and asked if this was acceptable. Mrs. Gill stated she also noticed the document did not include a tax parcel number and contacted the Centre County Recorder of Deeds office to ask if this would be acceptable. According to the Centre County Recorder of Deeds, a tax parcel number is not required, but the agreement must reflect a Deed Book and Page Number.

Mr. Edkin referenced a sentence within paragraph (2.) that states “Nothing herein contained shall be construed to grant to Authority the fee to the premises through which the water facilities shall be constructed, but the title to the same shall be retained by the Owner the lack of reference to a tax parcel number within the document” and wanted to know what the wording meant. Mr. Swales researched the language on the internet and explained that it simply means that our Authority is unable to transfer the right of way to someone else. With no further questions, **Mr. Swales moved, seconded by Mr. Edkin to approve the Right-of-Way Agreement between our Authority and Benner Township for the water main line extension across their property as presented. 5 ayes, 0 nays. The motion carried.** The agreement will be forwarded to Benner Township for execution and recording.

NEW BUSINESS:

Agreement for Entry & Inspection of Agricultural Lands – The Board was provided with an Agreement between the Authority and the Spicer Family Farms LLC to allow Dr. Parizek to study the geology and hydrogeology of the area as it relates to the application of biosolids to the farm at 1504 Buffalo Run Road, Bellefonte. **Mr. Swales moved, seconded by Mr. May to approve the Agreement for Entry and Inspection of Agricultural Lands as presented. 5 ayes, 0 nays. The motion carried.**

Mr. Miller indicated Dr. Parizek and an associate, Dr. Peterson, were to access the property on March 14, 2017 but due to the blizzard conditions they were unable to complete the work; however, it is his understanding that the Spicers have graciously agreed to extend the invitation to walk the farm once the snow has melted. The Board expressed concern with the agreement’s timeframe for access and suggested contacting the Authority’s legal counsel to determine if the agreement can be revised. Mrs. Gill will contact Mr. Hurst.

ACTION ITEMS:

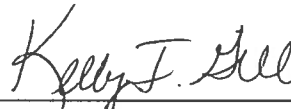
- Mr. Edkin to contact Baker Tilly legal department about Audit Engagement Letter
- Mrs. Gill to contact Randy Hurst about modifying agreement with Spicer Family Farms
- Mrs. Gill to develop policies and procedures manual

Next regular scheduled meeting is April 18th at 6:30 p.m.

ADJOURNMENT:

Mr. May moved, seconded by Mr. Swales to adjourn the meeting at 7:51 p.m. 5 ayes, 0 nays. The motion carried.

Respectfully submitted,



Kelly J. Gill, Recording Secretary

CC: Benner Township 04/19/17

BENNER TOWNSHIP WATER AUTHORITY
1224 BUFFALO RUN ROAD
BELLEFONTE, PA 16823
(814) 355-4778

REGULAR MEETING
March 21, 2017

GUEST LIST

1. JOHN KOSTES GROVE PARK
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