

## MINUTES

## SHREWSBURY BOROUGH MUNICIPAL AUTHORITY

REGULAR MEETING

OCTOBER 23, 2013

MEMBERS PRESENT: John Hoover, Michael Smelgus, Herbert Baker, Ted Nadobny,  
and Dennis Wertz

OTHERS PRESENT: Brian L. Sweitzer, Supt. of Public Works; Jeffrey L. Rehmeier, II,  
Esq.; David Lipinski, P.E.; Pasquale Petrovia

The regular meeting of the Municipal Authority convened at 7:02 p.m. at the Shrewsbury Borough Municipal Building, 35 West Railroad Avenue, with Chairman Smelgus presiding.

**CITIZEN COMMENTS**

Pasquale Petrovia, of 1270 East Tolna Road, was present because he believes the two repairs, undertaken by the Authority, about ten feet deep, made on the sewer line that runs close to a springbox has caused the water to follow the 12 inches of stone around the pipe repair instead of flowing into a pipe that leads to his pond. The pond level dropped a few days after the repairs were made. The old pipe that was installed around 1972 only had a little stone underneath the pipe. The Authority considered what responsibility it might have to try to remedy the problem, but no determination was made. Eng. Lipinski stated a low cost method to try to get the spring water flowing back toward the pipe could possibly be done by the creation of a clay dike. Supt. Sweitzer estimated that cost including Public Works labor to be \$1,000.00. Such work should be done in the winter when the water flow rates are down. Mr. Petrovia stated he has been doing some research and speaking with engineers at work to discuss potential solutions. Mr. Petrovia was asked to come back to the next meeting, December 18, to see what solutions he has come up with. At that time, there could be discussion about settling this matter by agreement, perhaps with the option of installing a clay dike this winter or giving Mr. Petrovia a fixed monetary amount with which he could fund any efforts he preferred to try to correct the problem himself.

**NEW BUSINESS**Budget Meeting

The next budget meeting is October 24 but Council plans on spending time on the general and water budgets. The next budget meeting after that is November 6 that the Authority members should attend.

## Fines/Penalties

A letter was received from New Freedom Borough that pursuant to the second amended agreement dated 1993, §8.03 states, “any fines or penalties recovered from third parties (less costs expended in making the recovery) shall be paid over to New Freedom on receipt.” They are asking that the fines paid by the New China Restaurant and the Mason Dixon/Rutters be forwarded to them. The Authority will leave this up to the Borough.

## **OLD BUSINESS**

### Russett Farms Pipe Problem

Sol. Rehmeier sent a letter dated September 18 to Phil Robinson and John Troxell outlining the work that was done and necessary materials used by the Public Works Department to gain access to the sewer lines in the easement. Supt. Sweitzer stated he spoke with Mr. Troxell this morning and he didn't mention the right-of-way or whether he was going to pay the invoice of \$2,209.55. He did state there is a dispute about some other outstanding items about whose responsibility it is to make those corrections. Sol. Rehmeier will send a reminder letter.

### Update on Southern Farms Sewer Project

The contractor, SWERP, Inc., was apparently in a dispute with its subcontractor who was to seal the gap between the main and the laterals which has been resolved. The amount of almost \$80,000.00 is being held for the uncompleted work. SWERP, Inc. estimates the work should be done in the beginning of November.

### Eagle Machining Illegal Discharge

In June, the Public Works Department discovered a slurry discharge in the sewer line and pump station that serves Eagle Machining in the Chestnut Commerce Center. Two representatives were at the June 26 meeting who admitted the company uses a garnet cutting process and they agreed to pay all of the Borough's/Authority's costs and expenses in connection with cleaning up the pump station and lines. The representatives also stated they ordered a new machine and that it should be operational in about two weeks and that they would contact Supt. Sweitzer to make an inspection, which has not occurred. It is unknown if the new process is on line or if it will, in fact, work. Supt. Sweitzer was asked to contact Kline's Services to see if the machine for the new process will work satisfactorily.

On September 18, Sol. Rehmeyer sent a preliminary letter outlining the discussion from the June 26 meeting with a preliminary listing of expenses and labor to date. The amount at that time was \$9,178.59 and the current amount with the most recent invoice from Kline's Services is \$15,489.84. Eagle Machining contacted Atty. Chris Vedder who prepared a short agreement and a proposal of Eagle Machining to pay the invoice in \$1,000.00 a month payments. Repayment over time is satisfactory but there are other conditions that are not acceptable and must be negotiated further. The Public Works Department will conduct quarterly inspections and will include two more televisings from Kline's Services at a cost of about \$150.00 each time. Sol. Rehmeyer will suggest changes to the agreement proposed by Atty. Vedder, Supt. Sweitzer will get a more itemized invoice from Kline's Services, and add two more televisings by Kline's Services to future costs to be paid by Eagle Machining.

### Bonding

Treasurer, John Hoover, completed an application for a treasurer's bond. The insurance company needs a copy of the Authority's budget when it has been approved.

### Deer Creek Pump Replacement

The new pump and filter were purchased and once the Department is sure there will be no more garnet entering the system from Eagle Machining, the pump will be installed because of the warranty and the other one will be used as a spare.

### Update on Baron Matthews EDU Constitution Avenue

Some time ago, Baron Matthews subdivided land along Constitution Avenue (Township) and the plan was recorded without approval of the sewer planning module. In the meantime, Baron secured an EDU from the Township for the second lot and DEP responded that the existing building which has a working septic system needs to have an EDU as a back-up in case the septic system fails. This parcel has been sold and the new owner is not aware he/she needs to have a back-up EDU. The planning module is also missing information and has incorrect information listed. A second EDU needs to be secured from the Township. Eng. Lipinski sent a letter dated August 29 listing the outstanding items to the Borough with copies to the Township, the Township's engineer, the Township's zoning officer, Baron Matthews and Phil Robinson. The Township is asking for the Authority's help in getting this resolved. There has been no response from Baron Matthews as a result of Eng. Lipinski's letter.

### Next Meeting

The next meeting will be on December 18 at 7:00 p.m. The 2014 budget should also be adopted at that meeting.

**ADJOURNMENT**

H. Baker moved to adjourn the meeting at 8:20 p.m.

T. Nadobny seconded. The motion carried with all in favor.

Submitted by,  
Cindy L. Bosley, Recording Secretary