

December 18, 2023

A regular meeting of the Municipal Sanitary Authority of the City of New Kensington was held at the office of the Authority, 120 Logans Ferry Road, New Kensington, Pennsylvania on Monday, December 18, 2023 at 4:00 p.m.

The meeting opened with the Pledge of Allegiance.

The following board members were present:

George Adda – Chairman  
Daniel D. Felack, Sr. – Vice-Chairman was absent  
Gary R. Astor – Secretary  
Michael J. Langer – Treasurer  
Phillip G. Toney – Assistant Secretary/Treasurer

Also present were: Christopher Henry, Mott McDonald Consulting Engineers; Larry Loperfito, Geary, Loperfito & Generelli, LLC, Solicitor; Daniel H. Rowe, Jr., Manager and Marci A. Bigley, Office Manager/Bookkeeper.

Also present by Skype were: Linda French, Project Scientist, Mott MacDonald Consulting Engineers.

APPROVAL OF MINUTES:

A motion was made to approve the minutes that were sent out from the regular meeting of November 20, 2023. Upon roll call there were four (4) affirmative votes. Motion carried.

RECOGNITION OF VISITORS AND VISITOR 'S COMMENTS:

Christopher Felack and Rhiana Allen MSANK employees, observing.  
Anthony Ditka, Dinmore & Shohl, Bond counsel via phone

UNFINISHED BUSINESS:

- A motion was made to approve the 2023 Sewage System Annual Report and 2024 Operating Budget (2024 Budget approved at the Special Meeting on September 11, 2023). Upon roll call there were four (4) affirmative votes. Motion carried.
- Mr. Ditka wanted to explain to the board the SLGS Program (State and Local Government Series). Under the SLGS Program, special low-interest bearing Treasury securities are offered to tax exempt entities for the investment of bond proceeds subject to IRS arbitrage restrictions. After a brief discussion with the board, a motion was made to allow Mr. Ditka to acquire the arbitrage report from John Rodgers. Upon roll call there were four (4) affirmative votes. Motion carried.

DISCUSSIONS (NEW BUSINESS):

- A motion was made to approve the renewal of the MRM Property and Liability Trust as prepared by the HDH Group Inc. contingent on Larry's review. Upon roll call there were four (4) affirmative votes. Motion carried.

PRETREATMENT:

Ms. French updated the board on current issues:

- Keystone Rustproofing: Daily maximum nickel violations during August and September 2023. A motion was made to approve the recommended fine of \$200.00. Upon roll call there were three (3) affirmative votes. Motion carried. Mr. Astor abstained.
- Unifirst failed to monitor for metal during September. MSANK issued the Notice of Violation. Unifirst has gone 20 months without a violation and per MSANK's policy if an industrial user goes 12 consecutive months without a violation, the next violation after that time period doesn't get penalized. A motion was made to mitigate any penalty to them in accords to the policy. Upon roll call there were three (3) affirmative votes. Motion carried. Mr. Astor abstained.

ENGINEER'S REPORT: Due to the length of the report, see attached Engineer's Report from Mott MacDonald.

-Review Monthly Performance Summary

-Wastewater Treatment Plant Phase II Upgrade Project updates:

- Construction progresses, still ahead of schedule
- Global Heavy continues drilling and grouting rock anchors for the chlorine contact tank foundation. They currently have 16 of the 32 CCT anchors complete.
- Komline Sanderson was on site for startup of the new belt filter press. Komline was unable to meet the press performance requirements. Mr. Henry will update the board next month on if this issue gets resolved.
- Lanco continues working on installing electrical racks, conduit, and cable tray at the chemical room in the Large Garage Building.

- Project overall construction invoiced to date:

- Global Heavy-78% of contract
- Lanco Electric-80% of contract
- Harnec-66% of contract
- SSM-80% of contract
- Lanco Electric Integration-100% of contract
- Mott MacDonald-both design and construction-85% of contract

-Global Heavy has moved up the project completion date to November 2024.

-Change Orders: None.

-Humidity issues:

- Mott MacDonald has requested testing data from Hranec to document the equipment is following the functional description.

-Water line update:

- A flush of the office system was done today. There is still no resolution on this.

-2022 Covid ARPA (DCED) Small Water and Sewer Grant Application:

- No update on this yet.

-Whole Effluent Toxicity Testing:

- MSANK NPDES Permit requires Whole Effluent Toxicity (WET) testing of the treatment plant effluent on an annual basis. The WET sample events took place during the week of October 22, 2023 and the results indicated that we passed.

-2021 Construction Fund Requisition #11-

- A motion was made to approve 2021 Construction Fund Requisition #11 in the amount of \$199,216.71. Upon roll call there were four (4) affirmative votes. Motion carried.

-Capital Expenditure Requisition #C12-23:

- A motion was made to Capital Expenditure Requisition #C12-23 in the amount of \$25,179.09. Upon roll call there were four (4) affirmative votes. Motion carried.

SOLICITOR'S REPORT: The Land Bank filed a massive lawsuit involving properties all over the county that they want to clear title on. The clearing of the title issue is relating to potential liens that could have been filed. All of these properties already went to the sheriff sale process and the free and clear process and nobody bought them. Mr. Loperfio feels to go any further at this point is a waste of money.

FINANCIAL STATEMENTS:

- A motion was made to approve the Revenue versus Expenses Statement for the month of October 2023. Upon roll call there were four (4) affirmative votes. Motion carried.
- A motion was made to approve the Treasurer's Report for the meeting of December 18, 2023. Upon roll call there were four (4) affirmative votes. Motion carried.
- Ms. Bigley informed the board that there are no changes in interest rates from last meeting.

RATIFICATION OF PAID INVOICES:

- A motion was made to approve the pre-paid bills for the meeting of December 18, 2023. Upon roll call there were four (4) affirmative votes. Motion carried.

INVOICES TO BE APPROVED:

- A motion was made to approve the current bills for the meeting of December 18, 2023. Upon roll call there were four (4) affirmative votes. Motion carried.

BOARD COMMENTS: None.

EXECUTIVE SESSION: None.

AUDIENCE COMMENTS: None.

ADJOURNMENT:

A motion was made to adjourn at 5:23 p.m. Upon roll call there were four (4) affirmative votes. Motion carried.

  
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Gary R. Astor, Secretary