

MINUTES OF THE GETTYSBURG MUNICIPAL AUTHORITY BOARD OF DIRECTORS MEETING

December 21, 2009

The duly advertised Meeting of the Board of Directors of the Gettysburg Municipal Authority ("GMA") was called to order at 6:00 p.m. at the GMA office, 601 E. Middle Street, Gettysburg, PA 17325, by Chairman Melvin D. Crouse. Present were Mr. Melvin Crouse, GMA Chairman; Dr. Tim Good, Vice Chairman; Mr. Ted Streeter, Secretary; Mr. Bill Monahan, Treasurer; Ms. Dorothy Puhl, Assistant Secretary/Treasurer; Mr. John R. White, Authority Solicitor; Mr. Mark Guise, Utilities Manager; Mr. Brian Funkhouser, P.E., of Buchart Horn, Inc., Authority Engineer; Ms. Ramona Overton, Financial Director, and Jesse Mains, Recording Secretary.

Water Agenda:

Public Comment:

Mr. Crouse called for Public Comment and none was given.

Minutes:

Mr. Streeter moved, seconded by Dr. Good, to approve the Minutes of the Board's November 16, 2009 meeting. The motion passed unanimously.

Approval of Invoices:

Mr. Streeter moved, seconded by Ms. Puhl, that all invoices for the month be paid. The motion passed unanimously.

Auditing Standards:

In preparation for the audit that will begin on January 18, 2010, Ms. Overton presented the Board with an engagement letter from Smith Elliott Kearns & Company, LLC for their signatures. Auditors are required to send these documents to audit committees to make them aware of the upcoming audit. Also included was a standard confirmation letter, which Ms. Overton will sign and send back.

2010 Budget:

Mr. Guise presented the proposed final 2010 GMA budget to the Board. The proposed budget includes a 6% increase in water rates and an increase of 10% in the sewer rates. Discussion was held regarding the loss in tapping fee income and the possibility of obtaining other resources to make up this deficit. Mr. Monahan inquired as to whether GMA can scale back any of its capital projects. Mr. Guise noted that there is a possibility that he could delay fixing all three filters at the Water Treatment Plant, and only fix one at the current time, and that he would look into other areas to conserve funds. **Dr. Good moved, seconded by Mr. Streeter, to approve the GMA budget for 2010, as presented. The motion passed unanimously. Mr. Monahan moved, seconded by Mr. Streeter, to adjust the water and sewer rates accordingly to match the budget. The motion passed unanimously.** Solicitor White will provide a Resolution to the Board adopting the new rate schedule, which will be effective January 1, 2010.

Well No.9:

Mr. Funkhouser stated that a walk-through inspection for the Well No. 9 project is scheduled for December 22, 2009. At this point, the windows and garage doors have not been installed in the new treatment building. Once the well treatment equipment installation is completed and functioning, Buchart Horn, Inc. will request a PaDEP inspection, and then the new well purification system can become fully operational. Water tests have been completed and all of the arsenic has been removed. Mr. Guise stated that he has sent a request to PaDEP for reimbursement of approximately \$200,000.00 for the project through the Growing Greener Grant Program.

T-Mobile Tower:

Mr. Guise recalled last year's agreements, with the option(s) to lease, between GMA and T-Mobile regarding the Heritage Land and Baltimore Street water towers. T-Mobile wishes to extend their option for two (2) additional six (6) month option periods. Mr. Streeter questioned the reasoning for GMA to continue to wait for T-Mobile to install the cellular antennas. Mr. Guise noted that T-Mobile will pay GMA \$2,000.00/site/option period. **Mr. Streeter moved, seconded by Ms. Puhl, to approve the T-Mobile request for two (2) additional six (6) month option extensions. The motion carried unanimously.**

Sewer Agenda:

Plant Upgrade/537 Study:

Mr. Funkhouser reported that he and Mr. Guise met with PaDEP today to discuss the proposed effluent requirements for Total Phosphorus (TP) and Total Nitrogen (TN), relative to the GMA Rock Creek Wastewater Treatment Plant upgrade and expansion project. He indicated that PaDEP agreed to reduce the proposed TP monthly effluent limitation to 0.60mg/L., and that, in terms of mass loading, this will remain at 8.5 lbs/day. It is Mr. Funkhouser's opinion that, based on current and projected sewage treatment performance, the WWTP can meet these limits without the addition of the tertiary filters; however, he noted that the manufacturers of the proposed treatment processes and Buchar Horn, Inc. cannot guarantee this level of TP removal. Buchar Horn, Inc. is moving ahead with the design of the filters and will put bids out late winter or early spring.

Route 30 Sewer Main Extension Update:

Solicitor White has received no response from Attorney Davis regarding this project.

Miranda Property Hook-Up:

Solicitor White informed the Board that he has filed a municipal lien on the Miranda property.

H²O Grant Update:

Mr. Guise stated there were no updates on this Grant.

PENNVEST Grant:

Mr. Guise provided the board with Omnibus Certificates regarding the terms of the Funding Agreement and the identity of GMA's Secretary for the Funding Agreement. The Board approved and signed the appropriate documents as required by PennVEST.

ENERNOC Demand Response:

ENERNOC is a company that works with the PJM electric power grid to reduce power usage in order to conserve electricity and prevent power outages. ENERNOC works with the PJM grid to provide back-up generation power, increase the reliability of the electric grid, and decrease overall energy prices. Under the proposed agreement, in peak demand times, ENERNOC will request participants such as GMA to stop using electric power from the PJM grid and begin using electricity from GMA's on-site generator for 2-6 hour increments. As consideration for GMA's participation in the ENERNOC program, GMA will receive capacity quarterly payments and will also receive energy payments for performance during peak demand events. Entering into the proposed two-year agreement with ENERNOC could possibly yield \$22,000.00 to GMA. Ms. Puhl inquired as to the cost of fuel while using GMA's generator. Mr. Guise estimated a cost of \$700-\$800 to operate GMA's generator for a 4 hour peak demand event. The Board agreed that the arrangement with ENERNOC would be a good financial option for GMA. **Mr. Monahan moved, seconded by Mr. Streeter, to enter into the agreement with ENERNOC. The motion carried unanimously.**

Correspondence:

Mr. Guise reviewed correspondence to Roselawn Development Company and Kennie's Market regarding the expirations of their maintenance bond obligations.

Other Business:

Stream Well 2:

Mr. Streeter asked Solicitor White if he had had any response from Mr. Billy Leonard to GMA's Court Complaint. Solicitor White stated that Mr. Leonard's attorney had filed an Answer to GMA's Complaint, and that a pre-trial conference is scheduled for January 15, 2010, to eventually be followed by the scheduling by the Court of a non-jury trial.

Faison/Gettysburg Crossing:

Mr. Monahan inquired if a decision has been rendered by the Court regarding Faison's appeal of the denial of its Application for Special Exception by the Straban Township Zoning Hearing Board. Solicitor White noted that he had not heard of anything to this point.

Andrew Well Update:

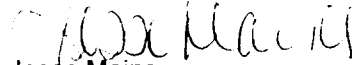
Mr. Guise noted that PICPI is planning Phase II of its Misty Ridge development, and is seeking the needed water capacity from GMA for such Phase II. He indicated that PICPI has expressed interest in participating in the cost of the development and connection of the Andrews Well (Well 10).

Adjournment:

With no other business to come before the Board, **Mr. Monahan moved, seconded by Dr. Good, to adjourn the meeting at 7:32 p.m. The motion carried unanimously.**

The next regular GMA Board of Directors meeting will be held on Monday, January 18, 2010, commencing at 6:00 p.m. at the GMA Office, directly following the annual Reorganization Meeting.

Respectfully Submitted,



Jesse Mains
Recording Secretary