



Ebensburg Municipal Authority Meeting
Monday, December 20, 2021
4:00 p.m.

Authority Members
Gerald McMullen, Chairman
Robert Datsko, V-Chairman
Eric Rummel, Secretary/Treas
Heather Abbs
Renee Martin-Nagle

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Manager
Kelly Cook

AGENDA

CALL TO ORDER & PLEDGE OF ALLEGIANCE

1. PUBLIC COMMENTS

Members of the public are invited to comment at this time on any item appearing on the agenda.

2. CONSENT AGENDA

All items listed on the Consent Agenda are considered to be routine and will be acted upon by a single motion. There will be no separate discussion of these items unless members of the Authority request specific items to be removed for separate action.

Item 10A: Consideration of motion to approve the minutes of the November 15, 2021 regular monthly meeting of the Authority.

Item 10B: Consideration of motion to approve the Financial Statement for November 2021.

Item 10C: Consideration of motion to approve payment of bills for December 2021.

Recommended Action – Approve the consent agenda.

3. APPOINTMENTS TO ADDRESS AUTHORITY

4. CONSIDERATION OF ANY MOTION(S) TO AMEND AGENDA

5. INFRAMARK

Item 5A: Report from Inframark on Wastewater Treatment Plant Operations

Mike Montgomery will provide his report on projects and activities at the wastewater plant.

Recommended Action – No action required.

Item 5B: Report from Inframark on Water Treatment Plant Operations
Luke Byrne will provide his report on projects and activities at the water plant.

Recommended Action – No action required.

6. OPERATIONS & MAINTENANCE REPORT

Jeff Evans will report on the public works department's activities during the month.

Recommended Action – No action required

7. SOLICITOR

Item 7A: Resolution #2021-07

A resolution authorizing and approving a schedule of rates and charges for the water, sewer and stormwater in the Ebensburg Municipal Authority's Service Area. (This does not change approved rates previously set, only establishes one document for all fees.)

Recommended Action- Approve Resolution #2021-07 which authorizes and approves a schedule of rates and charges for the water, sewer and stormwater in the Ebensburg Municipal Authority's Service Area.

Item 7B: Professional Services Agreements:

1. Consideration of Motion to Approve the PENNVEST Project Legal Services Agreement for the EMA Solicitor - Attorney C. J. Webb.
2. Consideration of Motion to Approve the PENNVEST Project Legal Services Agreement for the Ebensburg Borough Solicitor - Attorney Blair Pawlowski.
3. Consideration of Motion to Approve the PENNVEST Project engineering services agreement.

Recommended Action- Approve the Professional Service Agreements of C.J. Webb, Blair Pawlowski and Stiffler-McGraw

Item 7C: Resolution #2021-08

A resolution of the Ebensburg Municipal Authority authorizing the Authority's officers to sign any and all necessary and related documents, and to take any and all required and appropriate related action, and further authorizing any actions by Authority officials which are necessary or proper to effectuating the PENNVEST funding application, funding agreement, and loan and principal forgiveness loan award, and directing other necessary and proper action.

Recommended Action- Approve Resolution #2021-08 which authorizes, the Authority's officers to sign any and all necessary and related documents, and to take any and all required and appropriate related action, and further authorizing any actions by Authority officials which are necessary or

proper to effectuating the PENNVEST funding application, funding agreement, and loan and principal forgiveness loan award, and directing other necessary and proper action.

Item 7D: Resolution #2021-09

A resolution of the Ebensburg Municipal Authority authorizing the Authority to reimburse its general funds or short-term borrowed funds for Project costs incurred by the Authority with the proceeds of the PENNVEST Funding Agreement up to the maximum loan amount of \$805,765.00 and the maximum principal forgiveness loan amount of \$1,265,610.00, and to take any and all required and appropriate related action.

Recommended Action- Approve Resolution #2021-09 which authorizes the Authority to reimburse its general funds or short-term borrowed funds for Project costs incurred by the Authority with the proceeds of the PENNVEST Funding Agreement up to the maximum loan amount of \$805,765.00 and the maximum principal forgiveness loan amount of \$1,265,610.00, and to take any and all required and appropriate related action.

Item 7E: Resolution #2021-10

A resolution of the Ebensburg Municipal Authority authorizing the Authority to secure the funding from the PENNVEST in the maximum loan amount of \$805,765.00 and the maximum principal forgiveness loan amount of \$1,265,610.00 for the purpose of providing funds to finance the cost of the construction of improvements to the public drinking water system by replacing antiquated, lead-containing waterlines.

Recommended Action- Approve Resolution #2021-10 authorizing the securing of funding from the PENNVEST in the maximum loan amount of \$805,765.00 and the maximum principal forgiveness loan amount of \$1,265,610.00 for the purpose of providing funds to finance the cost of the construction of improvements to the public drinking water system by replacing antiquated, lead-containing waterlines.

Item 7F: Resolution#2021-11 to Amend Lease Agreement

Consideration of Motion to adopt and approve Resolution # 2021- 11

1. The Agreement of Lease be and the same is hereby amended to provide for an increase in the annual lease payment from the Borough of Ebensburg to the Ebensburg Municipal Authority prior to the initiation of principal and interest payments on this PENNVEST water construction loan sufficient to cover the Ebensburg Municipal Authority's increased annual debt service as a result of this water construction project.
2. All references in the Agreement of Lease to the "2018 Capital Improvements Program" shall be amended to provide: "both the 2018 Capital Improvements Program and the 2022 Water Construction Project."

Recommended Action- Approve Resolution 2021-11 to Amend the Lease Agreement as proposed.

Item 7G: Motion to Amend Lease Agreement

Consideration of Motion to approve and adopt a second amendment to the Agreement of Lease as follows:

1. The Agreement of Lease be and the same is hereby amended to provide for an increase in the annual lease payment from the Borough of Ebensburg to the Ebensburg Municipal Authority prior to the initiation of principal and interest payments on this PENNVEST water construction loan sufficient to cover the Ebensburg Municipal Authority's increased annual debt service as a result of this water construction project.
2. All references in the Agreement of Lease to the "2018 Capital Improvements Program" shall be amended to provide: "both the 2018 Capital Improvements Program and the 2022 Water Construction Project."

Recommended Action- Approve and adopt the second amendment to the Agreement of Lease as proposed.

8. ENGINEER

The Engineer will review those items contained in the report.

Item 8A: Stormwater Cost Proposal:

At the November meeting the Authority directed the engineer to submit a cost proposal for the scope of work regarding a full stormwater evaluation for the Ebensburg Area C (northwest quadrant). This work needs to be done in order to prepare for a future stormwater project.

Recommended Action – Approve the proposal for \$32,000 as outlined in the proposal for the Ebensburg Area C Stormwater Study.

9. OLD BUSINESS

Item 9A: Water Loss

The public works director will update members on any successes toward correcting the high water loss.

Recommended Action- No action required.

10. GENERAL BUSINESS

* Item 10A: Minutes of Previous Meeting(s)

The minutes of the previous meeting(s) are presented for review and approval.

Recommended Action – Approve the minutes of the previous meeting(s).

* Item 10B: Financial Statement

The financial statement for November 2021 is submitted for approval.

Recommended Action – Approve the financial statement.

* Item 10C: Bills

A list of bills totaling \$98,117.21 for December is submitted for approval.

Recommended Action – Approve payment of the bills as submitted.

11. MEDIA COMMENTS/QUESTIONS

Representatives of the media are invited to comment and ask questions at this time on any issues, whether or not on the agenda.

12. PUBLIC COMMENTS

13. EXECUTIVE SESSION

14. ADJOURNMENT

Copies of all staff reports and documents subject to disclosure that relate to any item of business referred to on the agenda are available for public inspection the Thursday before each regularly scheduled meeting at the Borough office, located at 300 West High Street, Ebensburg, Pa. Any documents subject to disclosure that are provided to members of the Authority regarding any item on this agenda are available for public inspection at the Borough office or at www.ebensburgpa.com.

In accordance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Borough office (814) 472-8780 or eburg@ebensburgpa.com. Notification 48-hours before the meeting will enable the Borough to make reasonable arrangements to ensure accessibility to this meeting.