

THE SPECIAL MEETING WAS HELD BY THE VIRTUAL MEETING ZOOM PLATFORM AND IN PERSON ON TUESDAY, APRIL 12, 2022, IN THE CONFERENCE ROOM AT 711 BIRKBECK STREET, FREELAND, PA. PRESENT WERE MR. KAVITSKI, MR. FISHER, MR. THOMAS, MR. TIERNEY II, MR. CLYMER, THE ENGINEER, THE ATTORNEY AND THE SECRETARY.

Mr. Michael Salvo of PA American Water, Jeremy Nelson of PA American Water, Mary Peters of Entech Engineering (Foster Township Engineer), and Attorney Donald Karpowich (Foster Township Attorney) were all present via Zoom.

Attorney Karpowich stated Wilson Malloy, Foster Township Chairman and Tom Barna of Penn Eastern could not be present for the meeting.

CITIZENS PARTICIPATION

No citizens were present.

Mr. Kavitski read the letter which was sent to President Matt Krone of Freeland Borough Council with the Authority's comments on the Act 537 Plan update into record. (Reference 2353-A).

Mr. Kavitski stated the Authority requested Freeland Borough to submit the comments to PA American Water, Foster Township and PA DEP on behalf of the Authority.

The Secretary will forward a copy of the letter to Mr. Michael Salvo of PA American Water via email after the meeting.

Attorney Fagan asked if Freeland Borough had any other additional comments to the Authority letter and Mr. Fisher stated no. Mr. Fisher was present at the meeting, Freeland Borough agreed with the comments from the Authority.

Josh Fox of HRG, Inc. spoke to Scott Novatnak of DEP regarding the Act 537 dated from December 13, 2013, which included Freeland Borough, Foster Township, and the Authority. Mr. Fox presented information on the Special Study, which Mr. Salvo inquired about at the Authority meeting last month. Mr. Fox stated he has all correspondence from Scott Novatnak of PA DEP regarding the Special Study. He will forward all information to Mr. Salvo after the meeting. The plan approval from December 13, 2013, included 5 items: Construction of the parallel force mains, Wyoming St Pump Station, Highland St., replace 2600 linear pipe between Highland St and the Wastewater Plant; Four components of the system decrease from three to two in the primary clarifiers; Construction of the Wyoming St Pump Station; Replacement of the Combined Sewer Overflow; switching from 250,000 gallons of equalization to 400,000 gallons of equalization at the WWTP and the Special Study.

The investigation of the technical adequacy of the existing Wyoming St Pump Station (previously constructed and now owned) by Foster Township and operated by the Authority. This is a joint effort between all three entities, Freeland Borough, Foster Township, and the Authority. PA DEP did not rate the capacity on the Wyoming St PS. There is no background to the adequate wastewater flow data and subsequent analyses to fully substantiate the actual capacity of the Wyoming St PS. (Reference 2353-B).

September of 2014 a Task Activity Report submitted to DEP was approved. This was a significant I & I study where Foster Township must monitor specific areas, Freeland to monitor specific areas, identify the actual flow and identify if the system is combined. The undertone is this is not a combined system. It is however a combined sewer system, and we need to show we are following the Long-Term Control Plan. If this is not a combined system, Foster Township and Freeland need to control the I & I to prevent sanitary sewer overflows. (Reference 2353-C).

Mr. Novatnak of DEP informed Mr. Fox the Task Report was approved without follow-up on the Long-Term Control Plan. Mr. Fox stated the cost of the plan back in 2014 was just under \$155,000 but an inflation standpoint the study will cost \$200,000, today. The timing of this may impact all parties. The Special Study is to reduce the I & I, which is a forced measure from DEP. The Study must also contain data from at least fifty rain events with a quarter inch of rainfall. Mr. Fox stated he would like to see intensity rainfall instead to show I & I. These types of items will need investigation. The problem the Authority has right now, is the knowledge of this situation for only 1 week and it is not budgeted. Sewage Facility Planning Grant will be pursued – Act 13. The issue with this grant is no work can start until the grant is approved. Mr. Fox stated this may or may not impact PA American Water for the purchase of the

Foster Township Sewer System. The breakdown of the 2014 for the cost of this study did not make sense — Foster Township portion was only \$11,000; the rest of the cost was for the Authority and Freeland Borough. Mr. Fox said this should be a cost sharing overall with a singular plan under all three municipalities.

Mr. Salvo said based on what they have reviewed, he would expect Mr. Novatnak of DEP to want everything addressed to obtain the Act 537 approval. A level of cooperation and detail to obtain all information would be needed for the recommendations. PA American would like a few days to discuss things, and to see what their next steps will be on developing a timeline. Mr. Salvo said he will be involving Attorney Karpowich on this matter.

Mary Peters of Entech Engineering did state Mr. Novatnak will want this all addressed in the plan. Mr. Novatnak made this statement during a preplanning meeting with Jeremy Nelson of PA American and Mary Peters of Entech Engineering, anything that was not finished in the past, must be completed now. Mary Peters stated she was not aware of the Special Study. She will need to add additional wording in Section One, of the Act 537 Plan, to the Implementation Schedule, a completion date of the Special Study. Mary Peters said a new Task Activity Report may be needed to apply for a grant. The old one may no longer be applicable.

Mr. Fox stated Mr. Novatnak of DEP will accept the old Task Activity Report for support of the grant funding. Funding is available this year, it comes from Act 13, and approximate timeframe would be the fall of this year. Monies spent prior to the approval of the grant is not reimbursable.

Mr. Salvo questioned the fifty wet weather events that need to be monitored, because it could take three to four years of monitoring to obtain this information. Josh Fox informed Mr. Salvo he is waiting on the entire Task Activity Report from Mr. Novatnak at DEP to answer any questions about the fifty rain events. The year of 2019 was a wet year and need to investigate if old data can be used for the Special Study. Mr. Fox stated the Authority needs to work with Mr. Novatnak of DEP for an agreeable timeframe. Mr. Fox again stated he would like to see intensity of rainfall to be included in this report, a dozen or two over five years, to see how and what the impacts of the events were.

Mr. Salvo, Mr. Nelson, and Ms. Peters will all be meeting for updating of the Act 537 Plan to provide information for Mr. Novatnak of DEP. Mr. Salvo did suggest PA American Water will need help from Josh Fox regarding these matters.

Mr. Salvo stated the three items on the letter for comments concerning the Act 537 Plan Update are standard and Mr. Salvo will inform Foster Township regarding these items.

Mr. Kavitski inquired if the Industrial Pretreatment Ordinance will be on the Foster Township Meeting tomorrow night for approval. Attorney Karpowich stated it was advertised, and on the agenda, and he suspects it will pass.

Josh Fox of HRG, Inc. will forward all information from the Task Activity Report to Mr. Nelson of PA American Water. Mr. Salvo asked Mr. Nelson about contacts at Borton Lawson to see if they can obtain the full report.

Mary Peters inquired if there are any other outstanding items from the Special Study Plan. Josh Fox clarified, there are four items not five as stated earlier in the meeting. Josh Fox said the only thing outstanding is the Special Study Plan now.

Mr. Salvo thanked everyone for their input. PA American Water will use this information for updating the Capital Improvement Plan.

All participants left the meeting at this time and the Board went into Executive Session to discuss items from this meeting.

