

**MAXATAWNY TOWNSHIP MUNICIPAL AUTHORITY**  
**MEETING MINUTES**  
**JANUARY 25, 2024**

**ATTENDING:** Chairman Mike Berger, newly elected Vice Chairman Steve Haring, Secretary/Treasurer Judy Daub Board Members: Allen Leiby, Steve Wehr, Josh Tucker and newly appointed member, Martin Kozlowski. Solicitor: Steve Price, Engineers: McCarthy – Chris Falencki Water and WW Operator: Precision Operations LLC – Matthew Crump and Administrator Tricia Green.

**CALL TO ORDER:** Meeting was called to order by Chairman Mike Berger at 7:30 pm with the Pledge of Allegiance.

**ANNOUNCEMENTS:** Chairman Mike Berger announced that the meeting is being recorded for administrative purposes. When speaking, please state your name so it may be recorded properly in the minutes.

WELCOME to newly appointed Member Martin Kozlowski. Mr. Kozlowski was appointed by the Township Supervisors at the Township 1/2/2024 Reorganization Meeting to replace David Sobotka's term.

**MINUTES:** Minutes from the meeting held December 19, 2023 were distributed to the Board of Supervisors and available for the public. Chairman Mike Berger called for motion to approve the minutes. There was a motion to approve the December minutes by Steve Haring, motion seconded by Judy Daub. All in favor. Motion passed.

**NEW BUSINESS:**

*REORGANIZATION*

Solicitor Steve Price took control of the meeting asking for a motion for Chairman.

A motion to retain **Mike Berger as Chairman** was made by Josh Tucker, seconded by Judy Daub. There was no discussion. All in favor. Motion passed. The meeting was handed back to the Chairman.

A motion to appoint **Steve Haring as Vice- Chairman** was made by Josh Tucker, seconded by Allen Leiby. There was no discussion. All in favor. Motion passed.

A motion to retain **Judy Daub as Secretary-Treasurer** was made by Josh Tucker, seconded by Judy Daub. There was no discussion. All in favor. Motion passed.

A motion was made by Allen Leiby to retain the current **Solicitor, Steve Price of Mogel, Speidel, Bobb and Kershner**, the motion was seconded by Steve Haring. All in favor. Motion passed.

A motion was made by Josh Tucker to retain **Chris Falencki of McCarthy Engineering** as the engineer for 'AREA A and Area B', seconded by Steve Wehr. All in favor. Motion passed.

A motion was made by Allen Leiby to retain **Herbein and Co as Auditor**. The motion was seconded by Judy Daub. All in favor. Motion passed.

A motion was made by Steve Haring to retain **Precision Logistics as the Water and Wastewater Operator**. The motion was seconded by Steve Wehr. All in favor. Motion passed.

A motion was made by Steve Wehr to retain **Tricia Green as the Administrator of MTMA**, the motion was seconded by Allen Leiby. All in favor. Motion passed.

## **NEW BUSINESS (con't):**

### **SHARADIN ROAD PROJECT**

**Board Member, Josh Tucker, made it known he has a financial interest in this project and will not be participating in discussion or decisions regarding this project.**

Judd Builders, Kenneth Wenhold, proposing a sixty-two (62) unit SFH development with a residential Club House. There is a request for sixty-three (63) EDU's.

A motion to issue a WILL SERVE letter to Kutztown Municipal Authority (aka KMA) for water ONLY will be issued for 63 EDU's was made by Steve Wehr, seconded by Allen Leiby. There was no further discussion. All in favor. Motion passed. A Will Serve will be issued by Tricia Green.

Per our Engineer, Chris Falencki, the capacity is available to flow through the interceptor per the agreement.

Solicitor Steve Price will contact Judd Builder's Counsel to create a sewer agreement.

## **OLD BUSINESS**

### **VILLA OF MAXATAWNY (AKA LOBB TRACT)**

**C2C DESIGN – Scott Sweigart** presented their revised plan for the reduced number of 118 units along with the new plan for the sewer line into MTMA WWTP. The plan is commendable and acceptable to the MTMA.

Scott Sweigart has been to KMA and to the Township.

## **ENGINEERING REPORT:**

Engineer Chris Falencki thanked the Board for the reappointment.

**DEP PERMIT STATUS –** With the withdrawal of the PROLOGIS project we need to make a decision on the DEP Permit for the Koffee Lane Relocation Permit. In Chris' opinion, the permit is closer to finished than being at the beginning. With MTMA having the permit, it will help the process when it comes time to do the actual work to relocate that line. This permit does not have an expiration. The permitting cost is estimated to be about \$10K. The project cost is roughly \$1M. Chairman Berger has reservations about proceeding with the permitting, considering there are no large developments on the horizon and the costs being on the backs of the same rate-payers. Steve Haring voiced his concern that MTMA does need to get separated from KMA eventually. With this information and discussion, a motion was made by Steve Wehr to proceed with the permitting application not to exceed \$10K. The motion was seconded by Steve Haring. There was no further discussion. Michael Berger voted NAY. Motion passed.

A motion requested by Chris Falencki to withdraw the two (2) PROLOGIS Applications for the IPS upgrade and for the Hottenstein Rd Pump Station that is no longer needed. The motion was made by Steve Wehr, seconded by Steve Haring. There was no further discussion. All in favor. Motion passed.

## **SOLICITOR REPORT:**

Solicitor Steve Price thanked the MTMA Board for his reappointment.

PROLOGIS extended their gratitude to MTMA over the past few years.

## **OPERATOR REPORT:**

Matthew Crump, Precision Logistics LLC thanked the Board for his reappointment.

The two (2) year GENSERVE generator contracts are due to renew. The cost is \$4,000.00. A motion to renew the maintenance contract was made by Steve Wehr, seconded by Judy Daub. There was no further discussion. All in favor. Motion passed.

**LYONS MUNICIPAL AUTHORITY:**

Allen Leiby gave report from LBMA

**SECRETARY/TREASURER REPORT:**

Tricia Green asked for a motion to pay the bills. A motion made by Judy Daub, seconded by Josh Tucker. There was no further discussion. All in favor. Motion passed.

Tricia Green announced that STATEMENTS of FINANCIAL INTEREST have been emailed and handed out for completion for 2024. Please make sure they are turned into the MTMA office when complete.

Tricia attended the BCW&S meeting. Lead and Copper was the area of interest.

A request to attend the Aging Water and Wastewater Infrastructure class on 2/7/2024 at Shady Maple at the cost of \$135.00 was made by Tricia Green. A motion by Allen Leiby, a second by Steve Haring. There was no further discussion. All in favor. Motion passed.

**PUBLIC COMMENT:**

Board Member, Josh Tucker thanked David Sobotka for his years of service to the MTMA.

Resident Marty Yourkavitch asked about the sewer capacity and why the new developers aren't asked to contribute. There is no one besides Advantage Point that has any reservation.

A motion to adjourn at 7:17 pm was made by Allen Leiby, seconded Steve Haring. All in favor.

The next meeting is scheduled for Thursday, February 22, 2024 at 6:30pm.

Respectfully Submitted,

Tricia J. Green