

**DALLASTOWN-YOE WATER AUTHORITY  
175 E. BROAD STREET  
DALLASTOWN, PA 17313  
MEETING MINUTES  
MARCH 13, 2019 – 7:00 PM**

**CALL TO ORDER**

The March 13<sup>th</sup> meeting of the Dallastown-Yoe Water Authority was called to order by Vice Chairman, Steve Malesker, followed by the pledge of allegiance.

**MEMBERS PRESENT**

Steve Malesker  
Pat Callahan  
Susan Sprague  
Michael McGonagle

**ALSO PRESENT**

Connie Stokes – Borough Manager  
Peter Ruth – Stock & Leader – Solicitor  
Chad Kehew – Holley & Assoc. – Engineer  
Joe Joines – Maintenance

**ABSENT**

Patricia Myers

**ACTION ON THE 2/13/19 MEETING MINUTES**

Mr. Malesker pointed out an error in the minutes under the Solicitor's Report, 2<sup>nd</sup> bullet. Yoe Borough's solicitor threatened to file a declaratory judgement against the Authority.

**Motion:** Mr. Callahan moved and was seconded by Ms. Sprague to approve the 2/13/19 meeting minutes with the correction.

**Motion carried 4-0**

**VISITORS** – There were no visitors present.

**ENGINEER'S REPORT**

- Mr. Kehew had nothing new to report on Cape Horn Crossing or Hudson Ridge.
- There was discussion concerning the new Park Street tank. Mr. Kehew reached out with the Authority's plans to Mid-Atlantic Storage, who manufactures the type of tank that the Authority is interested in, for their feedback. They thought the location for the new tank was good, being that the existing small tank can be removed prior to erection of the new tank. The only thing they mentioned was having to do with the foundation. Soil testing will need to be done around the small tank and also the location of the new tank. Depending on the results of the soil testing, the new tank will be shifted if necessary. At the last meeting, the Authority decided on a 750,000 gallon tank. Since then Mr. Kehew has been looking into the surrounding area for potential growth. In speaking with Lisa Frey from York Township, there is not a large potential for growth in the Authority's service area and it looks like a 600,000 gallon tank might be sufficient. With factoring in leaks and fires, the Authority was still more comfortable with the 750,000 gallon tank.
- Mr. Kehew is working on obtaining the cost to raise the Denton tank. The elevation was obtained using a drone. It was determined that the tank needs to be raised 35 ½ feet. Mr. Kehew has reached out to Harold Peterson at All American Services and will also be contacting another company that was recommended by Jamie Stoltzfus.

- Mr. Kehew was talking with Ms. Stokes, Mr. Joines and Mr. Malesker concerning the upcoming water line replacement on Main Street. Since C.S. Davidson's is so busy with the project, he offered the services of Holley & Associates to do the survey to help keep the project on track.
- DEP is requiring a Water Allocation Permit for the Emergency Interconnect since the Authority would be purchasing water from York Water Company. Mr. Kehew recommends that the Authority holds off on obtaining that until all appeals have come to a close.

### **SOLICITOR'S REPORT**

- Concerning the Emergency Interconnect, Attorney Ruth, Ms. Stokes, Mr. Malesker & Mr. Joines met with representatives of York Water Company in order to make everyone aware of what's going on. Red Lion Municipal Authority has filed an appeal to the Commonwealth Court. Attorney Ruth feels there will be no action on that appeal for 7 to 8 months in Commonwealth Court. After that, there will be approximately 3 months or so of briefings, etc., so best case would be approximately a year. Red Lion could also file a petition with the Supreme Court, but most likely they would file suit under the Authority's water purchase Agreement to say the Authority is in default. That could take up to an additional 3 months. Probably looking at approximately 2 years until the interconnect can be started. Attorney Ruth would like to file a Notice of Intervention on behalf of the Authority, stating that the Authority is standing next to the PUC & York Water. There is no timeline on the Agreement with York Water.

**Motion:** Mr. McGonagle moved and was seconded by Ms. Sprague to authorize the solicitor to file a Notice of Intervention concerning the PUC litigation with Red Lion Municipal Authority.

**Motion carried 4-0.**

Attorney Ruth will file the notice tomorrow.

- There was no update on the Yoe Borough issue. Attorney Ruth has heard nothing from them.
- Attorney Ruth attempted to call April Smith concerning the customer service issues she had in connection with her water shut-off. The phone number she supplied was disconnected.
- Attorney Ruth was contacted by an attorney on an estate involving 180 S. Main Street in Yoe. Mr. Joines gave a synopsis of what's happening with the property. The son in Chicago is attempting to sell the house and there is a serious buyer who is attempting to get an estimate on the cost to put a new water line in the house. The curb box is in the sidewalk in the center of the property at 182 S. Main and feeds both properties. The service line comes up in the basement of 180 S. Main, then goes through the wall to feed 182 S Main. The Borough has been contacted by several people, attorneys, plumbers, and as soon as it is mentioned that 180 S. Main needs to make a connection from the main in the middle of Main St to the house, people walk away from the sale. The current potential buyer is asking what it will cost in order to write it into the sale agreement. Unfortunately, the new buyer will have to work with 182 S. Main and that property owner is a widow with limited funds. Mr. Joines took her a York County Home Improvement form for low income homeowners to help her with the cost.
- Hudson Ridge, the new development going in on Chapel Church Road, had asked for relief on the tapping fee at last month's meeting since they are installing the main for the project. After some discussion, the Authority decided that they have never swayed from their rules & regulations on the tapping fee prior to this request and felt like they didn't want to start now.

**Motion:** Mr. Callahan moved and was seconded by Mr. McGonagle to not agree to the request for relief on the tapping fee.

**Motion carried 4-0.**

- The next contract with T-Mobil comes due in 2023. A representative reached out to Ms. Stokes with some changes which she forwarded to Attorney Ruth. Attorney Ruth reached out to the T-Mobile representative. They want to raise the rates they currently pay, but in turn would like expanded rights. Attorney Ruth will review.

**MANAGER'S REPORT**

- Tank Level Report
- Master Meter Reads

**OTHER BUSINESS TO COME BEFORE THE AUTHORITY**

There was no other business.

**APPROVAL OF BILLS**

**Motion:** Mr. McGonagle moved and was seconded by Mr. Callahan to approve the payment of bills as presented.

**Motion carried 4-0.**

**APPROVAL OF FINANCIAL STATEMENTS**

**Motion:** Mr. McGonagle moved and was seconded by Ms. Sprague to approve the financial statements as presented.

**Motion carried 4-0.**

**ADJOURNMENT**

**Motion:** Mr. Callahan moved and was seconded by Ms. Sprague to adjourn the meeting.

**Motion carried 4-0. 8:02 PM**

Respectfully Submitted,

Susan Wertz