

DELAWARE COUNTY REGIONAL  
WATER QUALITY CONTROL AUTHORITY  
100 EAST FIFTH STREET  
CHESTER, PENNSYLVANIA 19013

MINUTES

OCTOBER 19, 2021 (VIRTUAL)

The Regular Meeting of the Delaware County Regional Water Quality Control Authority was held on Tuesday, October 19, 2021, at 3:30 P.M. The meeting was held virtually via Zoom.com. REGULAR MEETING

Messrs. Kern, Knapp, Lucas, Monaghan, Mullen, Nagle, Pisani, and Madames Nichols and Sage, Board Members, constituting a quorum were present. ROLL CALL

Messrs. Cherico, DiSantis, Hurst, Lehman, Lenton, McNichol, Pileggi, Willert, and Mesdames Amadio, Bonnett, Caulk, and Cummings, were also present. Mr. Steve Cosella was present to receive the retirement resolution plaque.

PUBLIC ATTENDANCE: The following were present: Mr. Mike Ewall of Energy Justice Network and Avi Huberfeld. Mr. Joe Ward attended for a brief period. There were no other members of the public present. PUBLIC ATTENDANCE

Mr. Lucas, Chairman, called the meeting to Order.

ORDER OF BUSINESS

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited by all parties present. PLEDGE OF ALLEGIANCE

**PRESENTATION AND APPROVAL OF RESOLUTION NO. 2021-14 HONORING THE SERVICE OF STEVEN COSELLA UPON HIS RETIREMENT**: Mr. DiSantis read the resolution aloud and presented the resolution plaque to Mr. Cosella. RES. NO. 2021-14

Mr. Cosella thanked the Authority for this recognition of his service.

Mr. Pisani wished him luck upon his retirement since they spent much time together in the past.

Mr. Willert stated that Steve cared a lot about the Authority, worked hard, and gave his best every day. He thanked Steve for his years of service.

Mr. DiSantis stated that Steve was an extremely conscientious employee who cared about his job and thanked him for his service.

Mr. Lenton stated that Steve was his “go to guy” and was instrumental in bringing the safety program up to high standards. He wished Steve a long, happy, and healthy retirement.

Mr. Lucas also thanked Steve for his years of service. All present congratulated Mr. Cosella and wished him the best upon his retirement.

It was moved by Mr. Monaghan, seconded by Mr. Pisani, and unanimously carried to adopt Resolution No. 2021-14.

COMMENTS FROM THE PUBLIC: Mr. Lucas stated that there were no public comments or questions submitted. PUBLIC

APPROVAL OF MINUTES: It was moved by Ms. Sage, seconded by Mr. Knapp, and unanimously carried that the minutes of the Regular Meeting of September 21, 2021 be approved as submitted. APPROVAL OF MINUTES

REPORTS: REPORTS

1. COMMITTEES: COMMITTEES

a. Human Resources and Administration. Mr. Monaghan stated that the Committee met on October 14, 2021. He noted one item requiring Board action was approved earlier in the agenda. There were no additions to the meeting minutes. Human Resources and Administration

b. Strategic Planning and Goals. Ms. Sage stated that the Committee met on October 14, 2021. There were no additions to the meeting minutes. Strategic, Planning & Goals

c. Operations and Engineering. Mr. Mullen stated that the Committee met on October 12, 2021. He noted items requiring Board action would be considered later in the agenda. There were no additions to the meeting minutes. Operations and Engineering

d. Finance. Mr. Knapp reported that the Committee met on October 13, 2021. He noted one item requiring Board action would be considered later in the agenda. There were no additions to the meeting minutes. Finance

Ms. Nichols requested that the minutes be amended to clarify what she was asking at the meeting regarding “exiting Philadelphia by 2022 with the uncertainty of the sale of DELCORA”. She wanted the minutes to state that she was asking if it was necessary to accept the full \$42 million capital projects budget in 2022. Mr. DiSantis provided a response during the October 13<sup>th</sup> meeting as summarized in the minutes.

It was moved by Ms. Nichols, seconded by Mr. Monaghan, and unanimously carried to amend the Finance Committee meeting minutes of October 13, 2021 as requested.

- e. Pension. Mr. Pileggi stated that there was no formal meeting of the Pension Committee and had nothing to report at this time. Pension
2. CHAIRMAN: Mr. Lucas had no items to report at this time. CHAIRMAN
3. EXECUTIVE DIRECTOR: Mr. Willert stated that there were no additions to the written report. EXECUTIVE DIRECTOR
4. DIRECTOR OF ENGINEERING: Mr. Hurst stated that there were no additions to the written report. DIRECTOR OF ENGINEERING
5. DIRECTOR OF OPERATIONS & MAINTENANCE: Mr. DiSantis stated that there were no additions to the written report. DIRECTOR OF OPERATIONS & MAINTENANCE
6. SOLICITOR: Mr. McNichol had no items to report at this time; however, he stated that the amendment to the By-Laws was not on today's agenda. This item was first discussed at the September meeting with appropriate written notice given to the public as required by the By-Laws. He summarized the suggested changes as follows: 1) Board members can participate in meetings by telephonic communication; 2) the current version of Robert's Rules of Order will apply; and 3) enhancements to the personal liability and indemnification provisions in the current By-laws giving greater protections to Board members. Mr. McNichol recommended that this item be placed on the November Board agenda and be approved at that time. SOLICITOR

It was the consensus of the Board to recommend that the amendment to the By-Laws be approved at the November Board meeting.

OPERATING FUND PAYMENTS:

OPERATING  
FUND PAYMENTS

1. CHIEF FINANCIAL OFFICER REPORT: Mr. Pileggi stated that there were no additions to the written report. CHIEF FINANCIAL OFFICER

2. PAYMENT OF BILLS: PAYMENT OF BILLS

Approval of Operating Statement, Statement of Fund Balances and List of Bills for the month of September 2021.

It was moved by Mr. Knapp, seconded by Mr. Nagle, and unanimously carried that the statement and the list of bills in the amount of \$3,877,879.28 for the month of September 2021 contained in the Chief Financial Officer's report be approved.

CONSTRUCTION FUND PAYMENTS:

CONSTRUCTION  
FUND PAYMENTS

1. ENGINEERING ADVISOR'S REPORT: Mr. Lehman stated that there were no additions to the written report.

ENGINEERING  
ADVISOR

2. CHANGE ORDERS: Mr. Lucas stated that there were no Contract Change Orders at this time.

CHANGE ORDERS

3. CONTRACT CLOSEOUT AND FINAL PAYMENT APPROVAL: Mr. Lucas stated that there were no Contract Close-Outs at this time.

CONTRACT  
CLOSEOUT

4. PAYMENT OF BILLS:

PAYMENT OF  
BILLS

It was moved by Mr. Knapp, seconded by Ms. Nichols, and unanimously carried as follows: (a) that the bills of contractors, engineers and others for construction costs, engineering services and related costs under the Renewal & Replacement Fund in the amount of \$1,363,735.91 are hereby approved; and (b) the requisitions on the Renewal & Replacement Fund under the Trust Indenture with TD Bank, in payment of said bills, are hereby approved pending approval by the Treasurer, and the proper officers be and are hereby authorized and directed to execute same.

AUTHORIZATION TO ADVERTISE CONTRACTS:

AUTHORIZATION  
TO ADVERTISE  
CONTRACTS

• Contract No. P2021-08 – Unleaded Gasoline And Diesel Fuel With Tracking System

Contract No.  
P2021-08

• Contract No. P2021-09 – Janitorial Services

Contract No.  
P2021-09

• Contract No. P2021-10 – Liquid Chlorine In One Ton Cylinder

Contract No.  
P2021-10

• Contract No. P2021-11 – Liquid Caustic Soda

Contract No.  
P2021-11

• Contract No. SW-2104-C – SWDCMA Sewer Inflow & Infiltration Removal

Contract No.  
SW-2104-C

Mr. Hurst stated that these contract advertisements were discussed at the Operations and Engineering Committee meeting, and it was the consensus of the committee to recommend Board approval.

It was moved by Mr. Mullen, seconded by Mr. Monaghan, and unanimously carried to advertise the above contracts.

AWARD OF CONTRACTS:

AWARD OF  
CONTRACTS

• Contract No. TCR-2103-O – Plant And Facilities Services: Mr. Hurst stated that Moore Outdoor Rejuvenation, Inc. dba Mor Construction Services, Inc. was the lone bidder with a bid amount of \$803,100.00 for a three year contract and was in full compliance with DELCORA's requirements.

Contract No.  
TCR-2103-O  
Plant & Facilities  
Services

It was moved by Mr. Mullen, seconded by Mr. Monaghan, and unanimously carried to award Contract No. TCR-2103-O to Moore Outdoor Rejuvenation, Inc. dba Mor Construction Services, Inc. in the amount of \$803,100.00 for a three year contract.

OLD BUSINESS: Mr. Lucas stated that there was no Old Business at this time.

OLD BUSINESS

NEW BUSINESS:

NEW BUSINESS

1. Authorization for Professional Services: (Capital Funds)

Authorization for  
Professional  
Services (Capital)

Mr. Lucas stated that there were no Authorizations for Professional Services using Capital Funds at this time.

2. Authorization for Professional Services: (Operating Funds)

Authorization for  
Professional  
Services (Operating)

Mr. Lucas stated that there were no Authorizations for Professional Services using Operating Funds at this time.

3. Authorization To Purchase:

Authorization to  
Purchase

• Purchase Of Five Teledyne ISCO Flow Modules For The Metering Program Through The PA CO-STARS Contract #016-031 (HARTCO) – Total Amount Not To Exceed \$31,131.00 (Capital Funds):

5 Teledyne ISCO  
Flow Modules

• Purchase Of Seven Flo-Loggers For The Metering Program Through The PA CO-STARS Contract #016-040 (Control Systems 21) – Total Amount Not To Exceed \$36,848.49 (Capital Funds)

Seven Flo-Loggers

• Purchase Of Ten Area Velocity Sensors For The Metering Program Through A Sole Source Provider (FloWav Quote No. DEL921-01) – Total Amount Not To Exceed \$24,970.00 (Capital Funds)

Ten Area Velocity  
Sensors

• Purchase Of One CLAROS Process Management And Optimization System (Hardware And System Support) To Automate The Chlorination / Dechlorination Process Through The PA CO-STARS Contract #020-002 (HACH) – Total Amount Not To Exceed \$49,404.00 (Capital Funds)

One CLAROS  
Process Mngmnt. &  
Optimiztn. System

- Purchase Of One Turbidity And Suspended Solids Inline Probe With Wiper (Hardware And Technical Support) To Upgrade The Solids Sensor Through The PA CO-STARS Contract #020-002 (HACH) – Total Amount Not To Exceed \$10,902.80 (Capital Funds) One Turbidity & Suspended Solids Inline Probe w/Wiper
- Purchase Of Phosphoric Acid 85% Through The PA CO-STARS Contract #015-12 (George S. Coyne Chemical Co., Inc.) – Total Amount Not To Exceed \$310,200.00 (Operating Funds) Phosphoric Acid 85%
- Purchase Of Primary Clarifier Spare Parts Through The PA CO-STARS Contract #016-154 (Iron Horse Environmental) – Total Amount Not To Exceed \$573,000.00 (Capital Funds) Primary Clarifier Spare Parts

Mr. Hurst stated that the above items were discussed at the Operations and Engineering Committee meeting, and it was the consensus of the committee to recommend Board approval.

It was moved by Mr. Mullen, seconded by Mr. Monaghan, and unanimously carried to approve the above purchases.

- Purchase of Roofing Material And Services For The Replacement Of The B-3 Metal Roof Through The OMNIA Partners Contract (Garland/DBS, Inc. Proposal #25-PA-210952) – Total Amount Not To Exceed \$119,822.00 (Capital Funds): Mr. Hurst stated that this item was added to the agenda and not previously discussed in committee. He stated a portion of the roof of Bldg. B-3 is past its useful life and needs to be replaced. Metal Roofing Material

- Purchase of Five Ford F-250 and One F-150 Pick-up Trucks (To Replace Current Fleet) Through The PA CO-STARS Contract #025-013 -Total Amount Not To Exceed \$193,834.00 (Capital Funds) (added to agenda): Mr. Hurst stated that this item was added to the agenda and not previously discussed in committee. Mr. DiSantis noted that he did not have the prices in time for the committee meeting. These are budgeted purchases to replace older vehicles (2006-2009) currently in service with very high mileage and at the end of their useful life. If ordered now, delivery will be in late spring of 2022. The current vehicles are then placed on govdeals.com with a minimum price and auctioned off, either as a whole vehicle or for the parts. Six Ford Pick-Up Trucks

It was the consensus of the Board to approve the above two purchases.

It was moved by Mr. Mullen, seconded by Mr. Monaghan, and unanimously carried to approve the above two purchases.

In response to a question from Ms. Nichols about the clarifier parts being purchased instead of the contract being re-bid, Mr. DiSantis stated that there was a problem with the bid documents and all bids were rejected. He received a proposal from the vendor for the same parts through a PA CO-STARS contract for a savings of approximately \$30,000.00 over the bid price.

4. Approval of 2022 Rates: Mr. Pileggi stated that this item was discussed at the Finance Committee meeting, and it was the consensus of the committee to recommend Board approval to increase rates 12.5% for 2022. 2022 Rates

In response to a request from Ms. Nichols to explain the rate increase as it relates to the capital budget, Mr. Pileggi stated that the \$42 million in capital costs to be spent in 2022 alone is due to the timeline given by the USEPA in the Consent Decree as well as the tight timeline to exit Philadelphia by 2028 to avoid their higher Long Term Control Plan costs. Those two items make up a major portion of the \$42 million. That amount also includes other projects that are on a tight timeline as well and completion of other projects that have already started. Mr. Pileggi also stated that we cannot borrow any money for two reasons: 1) DELCORA signed the Asset Purchase Agreement with Aqua in 2019 and our assets are encumbered meaning we have no clear title to the assets; the assets will be sold to Aqua pending PUC approval, and 2) DELCORA is currently in litigation with Delaware County and it was agreed that we would not borrow any more money, i.e. loans or bonds. DELCORA has not been able to borrow any money since 2019. Mr. Pileggi noted that in the past, we could borrow money and extend payment of those capital costs out 20 to 30 years. However, all of the \$42 million needs to be financed through rates and/or drawing down on cash reserves. If the \$42 million was financed by rates alone, the increase would need to be about 46% in 2022. At the Finance meeting, a range of rate increases were proposed and the committee decided upon 12.5% which still results in a significant drawdown of cash reserves.

It was moved by Mr. Knapp, seconded by Mr. Mullen, and unanimously carried that the 2022 Rates be increased by 12.5%.

EXECUTIVE SESSION: There was no Executive Session.

EXECUTIVE  
SESSION

ADJOURNMENT: It was moved by Mr. Knapp, seconded by Mr. Monaghan, and unanimously carried to adjourn the meeting at 4:01 P.M.

ADJOURNMENT

ATTEST  
Secretary