

JACKSON TWP WATER AUTHORITY

DECEMBER 22, 2009

WALTER DITCHCREEK, CHAIRMAN OPENED THE MEETING WITH A PRAYER AND THE PLEDGE OF ALLEGIANCE. Others board members in attendance were Robb Piper, Vice Chairman; John Wallet, Secretary; Ray Dodson, Treasurer; Don Hrapchak, Assistant Tres./Sec; Jim Potopa, Engineer; Jim Deter, CPA; CJ Webb, Solicitor; Karl D. Smith, Authority Foreman; and Debra Buksa, Billing Secretary. Amanda Deibler, reporter from the Nanty Glo Journal and Rich Wray, consulting engineer for the Swigle Mountain project also attended.

THE MINUTES DATED NOVEMBER 17 AND DECEMBER 3, 2009 WERE APPROVED AS PRINTED.

PUBLIC COMMENTS: None

ENGINEER'S REPORT: (Jim Potopa) Nothing to report.

CPA'S REPORT: Jim Deter distributed the 10-month Statement of Income.
ON MOTION BY DON, SECOND BY ROBB AND APPROVED BY ALL TO ACCEPT THE CPA'S REPORT.

ATTORNEY'S REPORT: C.J. Webb will be present later in the meeting.

FOREMAN'S REPORT: (Karl Smith) Karl read his report. (attached)

OLD BUSINESS:

Walter asked if anything new with the agreement between the gas well drilling company and JTWA. John informed the board that he had a message from the gas well drilling company and that he would talk to Bill Barbin (consulting attorney) where JTWA stood before he would return the call.

ON MOTION BY ROBB, SECOND BY DON AND APPROVED BY ALL TO PAY THE BILLS FOR NOVEMBER INCLUDING THE INVOICE FOR YEARLY SENSUS SUPPORT AND THE PENNDOT PERMIT FEE OF \$450.00.

NEW BUSINESS:

JTWA's re-organization meeting was set for Thursday, January 7, 2010 @ 7pm.

JTWA's budget meeting was set for Thursday, January 7, 2010 @ 7 am. Both will be held at the Authority's office.

Rich Wray updated the Board on the Swigle Mt. Road project. There are three steps to PennVest: 1. Application, 2. closing, 3. Disbursements
He has also received the account # for the construction account today.

ON MOTION BY JOHN, SECOND BY RAY AND APPROVED BY ALL TO SIGN THE SIGNATURE AUTHORIZATION FOR PENNVEST TO MAKE PAYMENT TO HEGEMANN & WRAY CONSULTING ENGINEERS

Robb asked if Karl investigated the pins on JTWA's property located at Burkhart's Crossing. Karl had talked to Al Gailey (Pristine Mining), and Mr. Gailey said that they were reference points in the event there would be a mining mishap. If there was a problem, just remove the pins and let the mining company know. These pins are approximately 3 feet high and are actually roof bolts, a possible insurance liability. After several minutes of discussion, the Board wants a letter drafted to AmFire Mining requesting that they notify JTWA and request permission before hand.

ATTORNEY'S REPORT: (CJ Webb)

The Board went into executive session at 7:40 pm to discuss possible litigation. The regular meeting resumed at 8:23 pm.

ON MOTION BY DON, SECOND BY RAY AND APPROVED BY ALL TO ADOPT RESOLUTION 12-2009-01 AUTHORIZING THE COMPLETION OF THE COMMITMENT LETTER AND CLOSING OF THE \$600,000 LOAN BETWEEN THE AUTHORITY AND FIRST NATIONAL BANK OF PENNSYLVANIA

ON MOTION BY DON, SECOND BY JOHN AND APPROVED BY ALL TO SIGN THE LEGAL SERVICES AGREEMENT BETWEEN ATTORNEY ROBERT LONG AND JTWA FOR FEES IN THE AMOUNT OF \$13,000 WITH OUT OF POCKET DISBURSEMENTS NOT TO EXCEED \$500 RELATED TO THE \$600,000 PERMANENT FINANCING.

ON MOTION BY DON, SECOND BY JOHN AND APPROVED BY ALL TO SIGN THE LEGAL SERVICES AGREEMENT BETWEEN ATTORNEY CALVIN WEBB AND JTWA FOR FEES IN THE AMOUNT OF \$13,000 WITH OUT OF POCKET DISBURSEMENTS NOT TO EXCEED \$3,000 RELATED TO THE \$600,000 PERMANENT FINANCING.

ON MOTION BY DON, SECOND BY ROBB AND APPROVED BY ALL TO ADJOURN AT 8:26PM.