

WAVERLY TOWNSHIP SUPERVISORS

Minutes of the May 9, 2022, Meeting

Attending Supervisors:

	Eric Parry, Chairman
	Drew Christian, Vice Chairman
	Bill Byron, Supervisor
	Malcolm MacGregor
Solicitor	Christine Capozzi
Twp. Manager/Secretary	Thomas James
Dir. Of Public Works	Ned Slocum – Not in attendance
Engineer	Kenneth James- Not in attendance
Police Chief	William Jones - Not in attendance
Planning Commission Solicitor	

Guests: None

SUPERVISOR MEETING

The Waverly Township Supervisors held their meeting in-person at the Waverly Township Building on May 9, 2022, at 6:00PM. The regular monthly meeting of the Waverly Township Supervisors was called to order at 6:00PM by Chairman Eric Parry.

On a motion by Drew Christian, seconded by Eric Parry, the minutes of the April 11, 2022, meeting was approved as circulated, and the police report was reviewed, approved, and all items recorded in the township records, all voting yes.

On a motion by Eric Parry, seconded by Drew Christian, the treasurer report and all bills were reviewed, approved, and recorded in the township records, all voting yes.

ROAD BIDS

ROAD PAVING BIDS: The following bids were received for the paving of School Street (Road #1), Church Street (Road #2), Starlight (#3) and Dearborn Road (Road #4). American Asphalt (1) \$84,344.30, (2) \$24,990.20, (3) \$103,044.70 and (4) \$21,792. New Enterprise: (1)\$75,247, (2) \$24,431.40, (3)\$97,349.25, (4)\$20,946; On a motion by Drew Christian, seconded by Eric Parry, the contract for the paving of roads was awarded to the lowest bidder, New Enterprise, (all bids were rejected for School Street and Church Street); pending review of accompanying documentation by Tom James.

SOLICITOR'S REPORT

THE ORCHARDS, NLMS, INC. LAND APPEAL & RTK APPEAL

- Township Solicitor Malcolm MacGregor spoke about the RTK NLMS, Inc., The Orchards appeal from Attorney Susan Smith. Attorney MacGregor reported we have a RTK mediation conference call this week.
- Attorney MacGregor mentioned that Attorney Pat Lavelle submitted a Petition to Intervene/Rule on behalf of Rick Florey.
- Attorney MacGregor also reported Township Manager Christine Capozzi completed the Writ of Certiorari documents for the NLMS, Inc., Land Use Appeal in Lackawanna County Court. Township Planning Solicitor Bill Jones submitted this information to the Lackawanna County court.

DEP DISCUSSION

- Township Solicitor Malcolm MacGregor mentioned there was a preliminary meeting with Township Engineer Ned Slocum and Township personnel, to discuss the Township's response to the letter from DEP's Attorney Sean Robbins.
- Township Solicitor Malcolm MacGregor mentioned the draft compliance ordinance to allow the Township to conduct the inspection of sewer laterals and sewer connections prior to the sale or transfer of property in the Township. The ordinance will be reviewed during a future supervisors meeting. There was a brief discussion about the Township's I&I plan, and past smoke tests results conducted in the Township.
- Township Manager Christine Capozzi reported that she will set up another meeting with Ned Slocum, Attorney Malcom MacGregor, Tom James to review what was discussed during the preliminary meeting and to review the details for the DEP response letter.

EASEMENT ISSUE & RESIDENT

- Township Solicitor Attorney Malcolm MacGregor reported that Attorney Mey is now handling this easement encroachment issue on the resident's behalf. Attorney MacGregor shared Township Engineer Ned Slocum's comments and said Attorney Mey seems amenable to working out an indemnification/reimbursement agreement should any work need to be done on the sewer line in the area where they encroached on our easement.
- Attorney MacGregor will follow-up with Township Engineer Ned Slocum to review the details of his survey review.

MANAGERS REPORT

STORMWATER MS4 VIOLET TERRACE BASIN RETROFIT ARPA FUNDS

- Township Manager Christine Capozzi discussed the Township's Stormwater Engineer's HRG agreement for the Violet Terrace Basin Retrofit project. After a brief discussion about the agreement and the RFP process Supervisor Bill Byron, will review the agreement. Christine mentioned that this project qualifies for American Recovery Act Funds. Christine will add this item to the next supervisors meeting.

TOWNSHIP 2ND BANKING ACCOUNT

- Township Manager Christine Capozzi mentioned she received an interest rate quote from a local bank for the Township's banking accounts. After a brief discussion, Christine will secure other bank rates and report back to supervisors during a future meeting.

COUNCIL OF GOVERNMENTS (COG) APPOINT MEMBER

- Township Manager Christine reported that the Council of Governments (COG) has started meeting again in June. Christine suggested to supervisors to appoint a resident to represent the Township. Christine will reach out to the resident.

SCHOOL STREET AND STORMDRAIN REPAIR

- DPW Director Tom James contacted the Townships municipal services representative manager from PennDOT about repairing the culvert stormdrain located in PennDot's ROW on School Street by the Waverly Elementary School. PennDot patched this stormdrain area. Tom contacted PennDot to see if they plan to fix it permanently.
- Tom will provide an update during a future supervisors meeting.

There being no other business to come before the Supervisors, the meeting was adjourned. The next meeting will be held on May 31, 2022, at 6:00 P.M. in the Waverly Township Municipal Building, Lake Henry Drive, Waverly, PA. Christine Capozzi, Township Manager/Secretary, transcribed the minutes of this meeting.