



Livia Smith, Chair

Portia West, Vice Chair

Joan Neal, Secretary

William Riley, Treasurer

John Shelton, Board Member

Joseph Oxman, Solicitor

Dr. Horace Strand, Executive Manager

**Stormwater Authority of the City of Chester
Board Meeting October 8, 2019 - 10:00 a.m.
29 East 5th Street
Chester, PA 19013**

Agenda

- Executive Session
- Meeting Call to Order
- Verification of Published Meeting
- Roll Call
- Prayer/Pledge of Allegiance
- Public Comments on Agenda Items Only
- Action Items from Executive Session

- Approval of Minutes of August 13, 2019
- Approval of Report of Current and Most Recent Expenditures
- Approval for Vanessa Gosa to accompany Dr. Strand to the American Water Summit conference in Houston, TX on November 12-14, 2019.
- Solicitor's Report
- Executive Manager's Report
- Unfinished Business
- Board Matters
- New Business
- Public Comments on Other Matters
- Motion to Adjourn



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**MINUTES
Board of Director
STORMWATER AUTHORITY OF THE CITY OF CHESTER
October 8, 2019**

The Board of Directors of the Stormwater Authority of the City of Chester met at the Stormwater Authority of the City of Chester, 29 East 5th Street, Chester, PA 19013, on Tuesday, October 8, 2019.

The following persons were present: Dr. Horace Strand, Executive Manager; Livia Smith, Chair; Portia West, Vice Chair; William Riley, Treasurer; John Shelton (Board Member) Joan Neal, Secretary and Joseph Oxman, Solicitor.

Call to Order

The Stormwater Authority meeting was called to order at 10:11 a.m. by Chair, Livia Smith. It was stated by the Executive Secretary of the Stormwater Authority that prior to the Board meeting this morning, the Board held had an executive session. It was also mentioned that there was an executive session held on September 6, 2019.

The Executive Secretary of the Stormwater Authority provided verification of published meeting. Verification of published meeting was confirmed, and notice was given to Solicitor, Joseph Oxman. Notice of published meeting was verified by Solicitor, Joseph Oxman.

Roll Call of the Board

John Shelton (Board Member), William Riley (Treasurer), Livia Smith (Chair), Portia West (Vice Chair), Joan Neal (Secretary), and Joseph Oxman, Solicitor.

Prayer/Pledge of Allegiance

All those in attendance stood for prayer and the Pledge of Allegiance.

Public Comments on Agenda Items Only

None

Action Items from Executive Session

Livia Smith stated that on September 6, 2019 at the Executive Session there was a discussion about invoices presented by the City of Chester.

Approval of Minutes of August 13, 2019

Mr. John Shelton made a motion to approve the minutes of August 13, 2019. Ms. Portia West seconded.

Voice Vote of Approval of Minutes of August 13, 2019

All in favor and motioned carried.

Approval of Report of Current and Most Recent Expenditures

Ms. Joan Neal made a motion for the approval of current and most recent expenditures. Ms. Portia West seconded.

Poll Vote on Motion for Approval of Current and Most Recent Expenditures

All in favor. Motion carried.

Approval for Vanessa Gosa to accompany Dr. Strand to the American Water Summit Conference in Houston, TX to be held on November 12-14, 2019, and expenses not to exceed \$5,000.00

Ms. Portia West made a motion for approval for Vanessa Gosa to accompany Dr. Strand to the American Water Summit Conference in Houston, TX to be held on November 12-14, 2019, and expenses not to exceed more than \$5,000.00. Mr. John Shelton seconded.

Poll Vote for Approval for Vanessa Gosa to accompany Dr. Strand to the American Water Summit Conference in Houston, TX to be held on November 12-14, 2019, and expenses not to exceed \$5,000.00

All in favor. Motion carried.


SOLICITOR'S REPORT
October 8, 2019

To the Board of Directors,

The litigation in the Best Home, LLC vs. The Stormwater Authority of the City of Chester is finally concluded. Closing briefs were submitted to the Court last week. Mr. Oxman personally thanked the Board and Executive Office of the Authority for their patience in this matter. The suit was brought against the Authority in January 2018 and have taken almost two years to conclude. Mr. Oxman stated that he feels more than confident that the Authority will prevail.

Tom Musci, counsel for the Plaintiffs, Best Homes, again in two different trials before Judge Angelos and Judge Whelan, the Plaintiffs were unable to proffer any factual or expert derived testimony that the Authority was formed with malfeasants, that Delcora is really the Stormwater Authority, and that the Authority's fee structure was arbitrary and calculated without accepted engineering methodologies. In fact, Plaintiffs attempted to make their entire case by relentlessly cross-examining Dr. Strand without establishing any rebuttal evidence whatsoever. Plaintiffs case was always an outright sham

As soon as we get a ruling from the Court, a collection firm, Portnoff Associates, will be mailing out initial notices of default and lack of payment for fees to all outstanding bill holders, commercial and residential.



Joseph Oxman, Esquire

EXECUTIVE MANAGER'S REPORT
October 8, 2019

In August, we submitted a \$9,000,000 plan to PENNVEST, and are waiting for their response. If successful, we will receive funds to purchase needful equipment. We also hope that most of the funds will be given to us as a grant. The plan submitted calls for a purchase of a state-of-the-art street sweeper and a vacuum truck to clean inlets. We should hear from them in October.

We needed to repair sidewalks on 410 Welsh Street. The work has been completed and we are waiting final City inspection. The work on 29 East 5th Street is completed and is waiting for final inspection and a Certificate of Occupancy from the City.

The men are doing a great job keeping inlets clean and responding to many calls we get from rate payers throughout the City. We are working on plans to move into our new headquarters and have our ribbon cutting ceremony. A good portion of our times has been working to ensure that our Contractor is working well, and that all Chester residents are taken care of in every matter. Overall, things are going well, and we look forward to the future.

Respectfully Submitted:



Dr. Horace W. Strand, Executive Manager

Unfinished Business

None

Board Matters

Livia Smith stated that through this whole process that the Stormwater Authority has gone through and what you have heard in the Solicitor's report, the Authority has maintained to do the services that they were originally set out to do when the Stormwater Authority was first established. Ms. Smith made a public statement to everyone that Dr. Strand and his staff have done a very good job.

Mr. Shelton also applauded the entire staff for doing an outstanding job.

Portia West commended the Stormwater Authority and the Streets Department of the City of Chester for the great working relationship that they are doing together. Again, commended the Stormwater Authority staff for the great work they are doing.

New Business

Dr. Strand stated that he had spoken with Mrs. Delores Shelton and Mrs. Susan Dennis about organizing the ribbon cutting ceremony, if they would be kind enough to assist us in organizing the event. Will discuss with the Board about setting the date and time of event and will get back with them at the appropriate time since they will be doing the work.

Public Comments on Other Matters

None.

Motion to Adjourn

Ms. Portia West made a motion to adjourn the meeting. Mr. John Shelton seconded.

All in favor. Motion carried. Meeting adjourned at 10:45 a.m.