

**WAYNESBORO BOROUGH AUTHORITY**

**AUGUST 2, 2011**

**MINUTES**

Authority Chairman Jon Fleagle called the special meeting of the Waynesboro Borough Authority to order at 7:30 p.m., with the following in attendance:

Borough Authority Members – Jon Fleagle, Lee Layman, S. Allen Stine and Christopher Snively.

Borough Staff – S. Leiter Pryor, Director of Borough Utilities  
D. Lloyd Reichard II, Authority Solicitor.

**PROJECT BONDING ISSUES - BRIMINGTON FARM DEVELOPMENT:** Jon Fleagle reported to the Authority that he and Leiter Pryor recently met with Borough staff members to discuss the recent action of Borough Council regarding the bonding for the Brimington Farm Development. It was reported that Borough Council passed a resolution authorizing the Borough Solicitor to begin the process of calling the bond(s) for the project during their workshop on July 20, 2011. There are numerous outstanding items with regard to the infrastructure within the development that have not been completed by the developer, and the bond will expire in September 8, 2011. Jon Fleagle suggested that the Authority take similar action, as there is a bond for the water and sewer infrastructure in the Authority's name. Leiter Pryor presented a resolution for consideration authorizing the WBA to place the owner of the development (Gemcraft/DLM, LLC), and the bonding company on notice to complete outstanding work within thirty (30) days or the bond will be called. After some discussion, Christopher Snively made a motion to adopt the resolution as presented. Allen Stine seconded; and the motion passed unanimously. A copy of the resolution is attached hereto and hereby made a part of these minutes.

**WAYNESBORO BOROUGH AUTHORITY**  
**WAYNESBORO, FRANKLIN COUNTY, PA**

RESOLUTION NO. 2011-05

A RESOLUTION OF THE WAYNESBORO BOROUGH AUTHORITY, FRANKLIN COUNTY, PENNSYLVANIA,  
DECLARING A DEFAULT WITH RESPECT TO DLM, LLC, PRINCIPAL, AND LEXON INSURANCE  
COMPANY, SURETY BOND NO. 1012860 WITH RESPECT TO THE PLANNED RESIDENTIAL  
DEVELOPMENT KNOWN AS BRIMINGTON FARM DEVELOPMENT

Complete copy on file at Borough Hall.

**PENNVEST FUNDING OFFER - STP PROJECT:** Leiter Pryor reported that the funding offer from PENNVEST was received, he and Lloyd Reichard reviewed it, and it appeared acceptable. Leiter Pryor requested that the Authority authorize the acceptance of the funding offer so that we can begin the settlement process. Allen Stine made a motion to accept the PENNVEST funding offer. Lee Layman seconded; and the motion passed unanimously.

**ELECTRONIC FUNDS TRANSFER - INTERIM FINANCING PAYMENT:** Leiter Pryor requested that the Authority authorize him to set up EFT for the interim financing for the Sewer Plant project. This will eliminate the need for the processing of a monthly check for payment. Lee Layman made a motion to authorize the automatic EFT for the monthly interim payment. Christopher Snively seconded; and the motion passed unanimously.

Having no further business to discuss, the meeting adjourned at 8:45 p.m. on a Snively/Stine motion which passed unanimously.

Respectfully Submitted,

S. Leiter Pryor  
Director of Borough Utilities