

**POTTSTOWN BOROUGH AUTHORITY  
MONTGOMERY COUNTY, PENNSYLVANIA**

**RESOLUTION # 3 - 2021**

**A RESOLUTION ESTABLISHING A FLAT CHARGE OF \$1,000  
FOR LATERAL REPLACEMENT FROM THE NEW SEWER  
MAIN TO THE EDGE OF THE PAVEMENT/CURB PERFORMED  
UNDER THE 2021 SEWER AND WATER REPLACEMENT  
PROJECT CONTRACT. EFFECTIVE IMMEDIATELY.**

**WHEREAS**, the Pottstown Borough Authority (the “Authority”) has entered into the 2021 Sewer and Water Replacement Project Contract No. WS-1 (the “Contract”) with Joao & Bradley Co., Inc. (the “Contractor”) for the replacement of certain sanitary sewer and water mains and all other work as identified in the Contract documents in various locations within Pottstown Borough (the “Borough”) including Spruce Street between Oak Street and Jefferson Avenue, Henry Street between Beech Street and Morris Street, and Cherry Street between Mt. Vernon Street and Roland Street (the “Project”); and

**WHEREAS**, pursuant to §18-202.1 of the Borough’s Code of Ordinances: “It shall be the owner’s responsibility to maintain, repair and/or replace building sanitary drainage systems if the Borough determines that they do not meet the requirements of this chapter. All costs and expenses incidental to the maintenance, repair, replacement, installation, and connection of the building sanitary drainage systems to the Borough sanitary sewer main shall be borne by the owner”; and

**WHEREAS**, through the course of the Project, where sewer lateral material from the replacement sewer main to the edge of pavement/curb is found to be defective through inspection (cracks, breaks, collapsed pipe, infiltration, root intrusion, etc.) or found to be made of Vitrified Clay Pipe (VCP), Asbestos Pipe (ACP), or any material other than PVC where the Contractor may not be able to reconnect to the replaced sewer main, the owner will have 30 days after notice pursuant §18-202.1 to provide a plan of corrective action or to accept the lateral replacement from the new sewer main to the edge of pavement/curb by the Contractor; and

**WHEREAS**, the Authority desires to fix a flat charge of \$1,000 for the replacement of the sewer lateral from the new sewer main to the edge of pavement/curb by the Contractor.


**NOW, THEREFORE, BE IT HEREBY RESOLVED AND IT IS HEREBY RESOLVED**, that a flat charge of \$1,000 is hereby fixed and imposed for the replacement of each sewer lateral by the Contractor from the replacement sewer main to the edge of the pavement/curb.

**BE IT FURTHER RESOLVED**, that this Resolution shall be effective immediately.

**ADOPTED AND RESOLVED** this 20<sup>th</sup> day of July, 2021.

**POTTSTOWN BOROUGH AUTHORITY**

BY: \_\_\_\_\_  
Jeff Chomnuk, Chairman

ATTEST: \_\_\_\_\_  
Thomas Carroll, Secretary

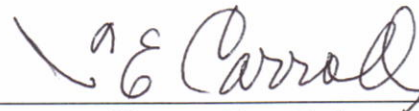
**CERTIFICATE OF SECRETARY**

I certify that:

I am the duly appointed and acting Secretary of the Board of Directors of the Pottstown Borough Authority, County of Montgomery, Commonwealth of Pennsylvania, a duly organized and existing municipal authority and body corporate and politic in the Commonwealth.

The foregoing is a true copy of a Resolution duly adopted by the Board of Directors of the said Authority at a public meeting legally convened and conducted on July 20, 2021 and entered into the minutes of such meeting.

Date: July 20, 2021

A handwritten signature in cursive script that reads "T. Carroll". The signature is written in black ink and is positioned above a horizontal line.

Thomas Carroll, Secretary