

**PUBLIC INFORMATION PACKET**  
**DELAWARE COUNTY SOLID WASTE**  
**AUTHORITY BOARD MEETING**

**ROSE TREE PARK**

**June 8, 2022**

**DELAWARE COUNTY SOLID WASTE AUTHORITY**  
**MEETING**  
**ROSE TREE PARK**  
**June 8, 2022**  
**3:00 PM**

1. Call to Order
2. Pledge of Allegiance
3. **Approval** of the Minutes of the Board of Directors Meeting held at Rose Tree Park on May 11, 2022.
4. Public Comment
5. Report: Interim CEO, Jim Warner  
**Updates:** Diesel price impacts, staffing update
6. Facility Operations  
**Review:** May 2022 Tonnage Summary  
**Action Item:** Approve SCS Engineer's Leachate Evaporation Evaluation Proposal  
**Action Item:** Purchase and Installation of HDPE Pipe for RHL Phase I Expansion
7. Accounting and Finance Report  
**Review:** May and YTD Operating and Capital Budget Report  
**Action Item:** Approval of Payment of Bills for May 2022 in the amount of \$ 4,207,031.81  
**Action Item:** Resolution 2022-4: Approve Reimbursement Authorization
8. Public Outreach and Communications  
**Review:** Website [www.delcoswa.org](http://www.delcoswa.org) has added new content related to haulers, recycling and board profiles
9. Strategic Planning  
**Review:** Discuss need to update Authority By-laws and Articles of Incorporation  
**Review:** Candidates for Ex-Officio designation at future meeting
10. Other Business
11. Executive Session: Personnel
12. Adjournment

**DELAWARE COUNTY SOLID WASTE AUTHORITY**  
**Rose Tree Park**  
**May 11, 2022**

The meeting was called to order at 3:00 PM.

The pledge of Allegiance was said.

Board Member Attendance:           James McLaughlin, Chairman  
  James Kelly, Vice Chairman  
  Robert Layden, Secretary  
  John Butler, Member  
  William Jones, Member  
  Christine Reuther, Ex-Officio

Others In attendance:               James Warner, Interim CEO  
  Joseph Crawford, Solicitor  
  Wendy Marburger, Landfill CAO

Guests:                                 Michael Clarke, Incoming Solicitor  
  Samantha Newell, Incoming Solicitor

Public Attendance:                 Charles Lacy  
  Mike Ewall  
  Kearni Warren

Upon motion duly made and seconded, and by unanimous vote **Approval** of the Minutes of the Board of Directors Meeting held at Rose Tree Park on April 13. Motion made by Robert Layden Seconded by James Kelly; motion was passed with no dissenting votes. Correction made to Christine Reuther's title from Member to Ex-Officio.

**Public Comment:**

Charles Lacy commented about the need for more detailed meeting minutes, also pleased that the Solid Waste Authority has a new Auditor.

Mike Ewall questioned when the Financial Model by GBB will be made available.

Jim Warner, Interim CEO updates on:

- Covanta Agreement
- Transfer Station # 3 Repairs
- Municipal Waste Management Plan
- Legislators meeting July 12, 2022 at 10:30

Upon motion duly made and seconded, and by unanimous vote **Approval** to purchase D6 Dozer, this piece of equipment is crucial to landfill operations and used primarily on the working face to cover trash with ash. Total purchase price: \$487,038. Vehicle to be delivered in 2022. Motion made by James Kelly; Seconded by Robert Layden, motion was passed with no dissenting votes.

Upon motion duly made and seconded, and by unanimous vote **Approval** to purchase D5 Dozer, this piece of equipment is crucial to landfill operations and used primarily in the building of the expansion project and for intermediate cover on outside slopes. Total purchase price: \$361,242. Vehicle to be delivered in 2023. Motion made by Robert Layden; Seconded by James Kelly, motion was passed with no dissenting votes.

Upon motion duly made and seconded, and by unanimous vote **Approval** of Payment of Bills in the amount of \$ 2,592,838.06. Motion made by Robert Layden; Seconded by James Kelly, motion was passed with no dissenting votes.

Upon motion duly made and seconded, and by unanimous vote **Approval** of the 2021 Audit, recommended by the Audit Committee. Motion made by Robert Layden; Seconded by James Kelly, motion was passed with no dissenting votes

Public Outreach and Communications: Website [www.delcoswa.org](http://www.delcoswa.org) Phase 2 development has begun.

Upon motion duly made and seconded, and by unanimous vote **Approval** of Public Resource Advisory Group (PRAG) as Financial Advisors to the Authority. Motion made by Robert Layden; Seconded by James Kelly, motion was passed with no dissenting votes.

Upon motion duly made and seconded, and by unanimous vote **Approval** of the Settlement Agreement and General Release pertaining to permit appeal of the Rolling Hills Landfill Expansion. Motion made by Robert Layden; Seconded by James Kelly, motion was passed with no dissenting votes.

Upon motion duly made and seconded, and by unanimous vote **Approval** of the Settlement offer pertaining to the Evergreen Power LLC litigation. Motion made by Robert Layden; Seconded by James Kelly, motion was passed with no dissenting votes.

Upon motion duly made and seconded, and by unanimous vote **Approval** of Rudolph Clarke, LLC as the new solicitor of the Delaware County Solid Waste Authority. Motion made by Robert Layden; Seconded by James Kelly, motion was passed with no dissenting votes.

There being no further business, the meeting was adjourned.

**DELAWARE COUNTY SOLID WASTE AUTHORITY  
MAY, 2022  
TONNAGE SUMMARY**

	Month				YTD			
	Budget	Actual	Variance	Variance %	Budget	Actual	Variance	Variance %
Delaware County Refuse								
Delco Residential	14,768	13,578	(1,190)	-8%	73,840	57,507	(16,332)	-22%
Delco Commercial	8,598	10,214	1,616	19%	42,991	46,984	3,994	9%
Delco Direct Residential	5,007	5,881	874	17%	25,035	28,645	3,609	14%
Delco Direct Commercial	5,007	4,142	(865)	-17%	25,035	18,911	(6,125)	-24%
<b>Total Tons</b>	<b>33,380</b>	<b>33,815</b>	<b>435</b>	<b>1%</b>	<b>166,901</b>	<b>152,047</b>	<b>(14,854)</b>	<b>-9%</b>
Rolling Hills Landfill								
Covanta Ash	31,953	30,717	(1,236)	-4%	159,765	131,299	(28,465)	-18%
Plymouth Ash	4,282	4,940	657	15%	21,412	16,652	(4,760)	-22%
Berks County	3,442	3,063	(380)	-11%	17,212	14,900	(2,312)	-13%
Montgomery County	6,912	10,346	3,434	50%	34,558	43,397	8,839	26%
Residual	0	1,943	1,943		0	2,745	2,745	
<b>Total Tons</b>	<b>46,589</b>	<b>51,009</b>	<b>4,419</b>	<b>9%</b>	<b>232,947</b>	<b>208,993</b>	<b>(23,953)</b>	<b>-10%</b>
<b>System Tons</b>	<b>79,970</b>	<b>84,824</b>	<b>4,855</b>	<b>6%</b>	<b>399,848</b>	<b>361,041</b>	<b>(38,807)</b>	<b>-10%</b>

May 16, 2022  
File No. 020307222

Mr. James D. Warner  
Interim CEO  
Delaware County Solid Waste Authority  
1521 N. Providence Road  
Media, PA 19063

Subject: Rolling Hills Landfill Leachate Evaporation Evaluation Proposal

Dear Jim:

It was a pleasure to meet with you, Dave, and Wendy last week to discuss ongoing challenges at the landfill, particularly in regards to liquids management. As discussed, the landfill currently generates some 40 million gallons per year of leachate, all of which is hauled via tanker truck for offsite disposal. This operation costs DCSWA about \$2.5 million annually. At the same time, you collect about 1,200 cubic feet per minute (cfm) of landfill gas (LFG), which is combusted in an enclosed flare. Given this onsite source of waste heat and the technology available to evaporate leachate, you asked us to evaluate the opportunity to effectively decrease your leachate management costs via onsite evaporation using LFG. Our proposal to perform this evaluation is presented below.

## OBJECTIVE

The objective of these services is to evaluate leachate evaporation technology options for the Rolling Hills Landfill considering leachate volumes, LFG flow rates and heat content, and to develop an RFP to solicit quotes from qualified vendors. Note that there is a secondary objective of assessing the viability of a renewable natural gas (RNG) project by way of treating LFG to pipeline quality. RNG and leachate evaporation are mutually exclusive in that each option would likely consume all available LFG. As noted in our meeting, RNG is less likely than leachate evaporation to be viable at your facility. However, the initial tasks of the evaporation evaluation (gas modeling and testing) will be useful for obtaining an RNG "sanity check" from an energy developer.

## SCOPE OF WORK

To accomplish the above objectives, we propose to perform the following tasks.

1. Provide a list of gas constituents for lab analysis to evaluate energy content and potential contaminant levels that may require treatment. For budgeting purposes, we assume that we will collect the samples and ship them to the lab for analysis. The lab can be contracted through us or directly by you.
2. Review the lab data for use in discussions with technology providers.
3. Prepare an LFG recovery model to project the amount of gas that can be collected over time for either evaporation or RNG purposes. We will need waste tonnage history/projections and historic gas collection data.



Mr. James Warner  
May 16, 2022  
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4. Based on the results of Tasks 1 through 3, assess the approximate size of a leachate evaporation project in terms of gas consumption and leachate reduction.
5. In parallel with Task 4, discuss RNG project development potential with SCS Energy and a third-party energy developer with RNG experience. Our opinion is that such a discussion will provide a definitive answer as to whether RNG is feasible or not.
6. Prepare an RFP to solicit quotes from leachate evaporation technology providers using site specific information gathered in previous tasks. For budgeting purposes, we assume that you will provide standard procurement requirements for the RFP. Note also, the level of effort to prepare and RFP could vary significantly depending on how you want to structure it (e.g. RFQ followed by RFP, or just and RFP).
7. Assist you in evaluating proposals received including proposed technologies and cost structures.


If either an evaporator or a RNG project were to proceed, additional engineering work efforts would be required, including air and solid waste permitting, design of modifications to existing infrastructure to accommodate the new project, construction oversight, etc. These activities would be covered under a separate proposal as needed based on the direction pursued.

#### **FEE**

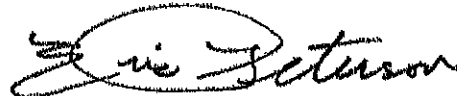
We propose to perform the above services on a time and materials basis in accordance with the attached fee schedule (Attachment A). A budgetary fee estimate is included as Attachment B. We would not exceed this budget without your prior authorization.

We appreciate the opportunity to work with you on this project. If you have any questions or desire additional information, please contact either of us.

Sincerely,



Paresh Desai, P.E.  
Project Manager  
SCS Engineers



Eric R. Peterson, P.E.  
Project Director/Vice President  
SCS Engineers

cc: Denise Wessels

Encl. Fee Schedule, Budgetary Fee Estimate

**ATTACHMENT A  
FEE SCHEDULE**

<b>April 1, 2022</b>	<b>Rate/Hour</b>
Project Director II .....	\$260
Project Director I .....	\$225
Senior Project Advisor.....	\$225
Project Manager.....	\$170
Senior Project Professional II .....	\$160
Senior Project Professional I .....	\$150
Project Professional.....	\$145
Designer.....	\$130
Staff Professional.....	\$125
Senior Technician.....	\$110
Associate Staff Professional II.....	\$110
Associate Staff Professional I.....	\$95
Technician .....	\$80
Project Coordinator .....	\$85
Administration .....	\$65

**General Terms:**

1. The hourly rates are effective through March 31, 2023. Work performed thereafter is subject to a new Fee Schedule.
2. The above rates include salary, overhead, administration, and profit. Costs for outside consultants, laboratory and subcontractors and for job related travel (current automobile mileage rate is \$0.585 per mile; SCS fleet vehicles billed at Equipment Fee Schedule rate) and subsistence, computer and administration fee (\$5.00 per billable hour for non-field work), equipment, supplies, etc., are billed at actual cost plus 15 percent.
3. Charges for equipment usage will be invoiced in accordance with SCS's Equipment Rates schedule, plus 15 percent.
4. Invoices will be prepared monthly for work in progress, unless otherwise agreed. Invoices are due and payable upon receipt. Invoices not paid within 30 days are subject to a service charge of 1.5 percent per month on the unpaid balance.
5. Payment of SCS invoices for services performed will not be contingent upon the client's receipt of payment from other parties, unless otherwise agreed to in writing. Client agrees to pay legal costs, including attorney's fees incurred by SCS in collecting any amounts past due and owing on client's account.
6. Rates for Senior Executives and Principals of the firm and special situations, such as litigation support and expert testimony, are negotiated on a project-specific basis.





**ATTACHMENT B**  
**Rolling Hills Landfill Leachate Evaporation Evaluation**  
**BUDGETARY FEE ESTIMATE**

	Rate (\$/Hr)	Task 1 Gas Lab Sample	Task 2 LFG Recovery Model	Task 3 Leachate Evaporation RFP	Total
<b>Personnel (hours)</b>					
Project Director II/Senior Project Advisor	\$ 260	0	4	12	\$ 4,160
Project Director I/Senior Project Manager	\$ 220	0	16	0	\$ 3,520
Project Manager	\$ 170	2	2	24	\$ 4,760
Senior Project Professional I	\$ 150	0	0	64	\$ 9,600
Project Professional	\$ 145	0	0	0	\$ -
Designer	\$ 130	0	0	0	\$ -
Staff Professional	\$ 125	0	0	0	\$ -
Senior Technician	\$ 110	8	0	0	\$ 880
Associate Staff Professional II	\$ 110	0	12	16	\$ 3,080
Associate Staff Professional I	\$ 95	0	0	0	\$ -
Technician	\$ 80	0	0	0	\$ -
Administration	\$ 65	0	0	4	\$ 260
<b>Subtotals (hours)</b>		<b>10</b>	<b>34</b>	<b>120</b>	<b>164</b>
<b>Subtotals</b>		<b>\$1,220</b>	<b>\$6,220</b>	<b>\$18,820</b>	<b>\$26,260</b>
<b>Other Direct Costs</b>					
Mileage/Truck		\$100	\$0	\$100	\$200
Computer/communications		\$8	\$136	\$480	\$624
Field Instruments		\$0	\$0	\$0	\$0
Sample Shipping		\$125	\$0	\$0	\$125
Gas Lab Analysis		\$0	\$0	\$0	\$0
<b>Subtotals</b>		<b>\$233</b>	<b>\$136</b>	<b>\$580</b>	<b>\$949</b>
General and Administrative	10%	\$23	\$14	\$58	\$95
<b>Totals, by task</b>		<b>\$1,476</b>	<b>\$6,370</b>	<b>\$19,458</b>	<b>\$27,304</b>
<b>TOTAL FEE ESTIMATE, USD</b>					<b>\$27,304</b>

## ISSUE PAPER

**Issue:** HDPE Pipe Supply & Installation  
Phase I Rolling Hills Landfill Expansion

### **Background:**

As part of the RHL Expansion project, one of the key construction components is the purchase and careful installation of Gas Collection Header System and Leachate Transmission Lines. The lines are comprised of HDPE Pipe and fittings. The purchase and installation of the pipe is a single component cost of completing Phase I. The purchase of the HDPE Pipe was included in the 2022 Capital Budget.

### **Discussion:**

Landfill gas header lines are required to get landfill gas that is collected from the disposal cells to the landfill flare. This HDPE piping is installed after the disposal cell liner system is completed for the future landfill gas collection system. This part of the project includes 1,420 feet of 10" HDPE pipe and associated fittings.

The leachate transmission piping is a double walled pipe used to convey leachate from the Phase 1 disposal cell to collection tanks for offsite disposal. All leachate transmission piping that is not located within the disposal cell is required to be dual contained. This pipe will be utilized in all phases and moved where required as the expansion proceeds. This part of the project includes supply and installation of 1,000 feet of dual contained 4"/8" force main, and 540 feet of dual contained 10"/16" piping as an emergency transmission line.

Also included in the scope is 1,000 feet of single wall 4" HDPE pipe to be used as conduit for an electric line to power pumps and controls at the Phase 1 sump.

### **Bid Results:**

The bid is to supply and install HDPE pipes. There were two responsive bidders and the results are summarized below.

1. Atlantic Lining Company, Inc.: Total Contract Price **\$311,833**
2. Berg Construction, LLC: Total Contract Price **\$264,308**

### **Recommendation:**

It is recommended the Board of Directors award the contract to Berg Construction, LLC in the amount of **\$264,308**

### **APPROVED:**

James F. McLaughlin, Chairman

June 8, 2022

**DELAWARE COUNTY SOLID WASTE AUTHORITY**  
**MAY, 2022**  
**OPERATING BUDGET SUMMARY**

	Month				YTD			
	Budget	Monthly	Variance	Variance %	YTD Budget	YTD	Variance	Variance %
<b>REVENUE</b>								
Delco Residential	\$1,151,899	\$1,059,084	(\$92,815)	-8%	\$5,759,497	\$4,485,608	(\$1,273,889)	-22%
Delco Commercial	687,851	817,120	129,269	19%	3,439,256	3,758,740	319,484	9%
Delco Direct Residential	390,551	458,718	68,167	17%	1,952,753	2,223,471	270,718	14%
Delco Direct Commercial	400,565	331,360	(69,205)	-17%	2,002,824	1,523,888	(478,936)	-24%
Covanta Ash	639,059	625,710	(13,349)	-2%	3,195,294	2,599,942	(595,352)	-19%
Plymouth Ash	85,647	108,032	22,384	26%	428,235	337,822	(90,414)	-21%
Berks County	247,858	185,605	(62,253)	-25%	1,239,292	916,311	(322,981)	-26%
Montgomery County	449,259	601,697	152,438	34%	2,246,296	2,535,317	289,021	13%
Residual	0	101,060	101,060		0	142,735	142,735	
Grants	10,833	0	(10,833)	-100%	54,167	0	(54,167)	-100%
Miscellaneous	8,833	10,933	2,100	24%	44,167	74,245	30,079	68%
<b>Total Revenue</b>	<b>\$4,072,356</b>	<b>\$4,299,320</b>	<b>\$226,964</b>	<b>6%</b>	<b>\$20,361,780</b>	<b>\$18,598,080</b>	<b>(\$1,763,700)</b>	<b>-9%</b>
Discounts	104,506	76,906	(27,600)	-26%	522,529	\$355,389	(167,141)	-32%
<b>Total Net Revenue</b>	<b>\$3,967,850</b>	<b>\$4,222,414</b>	<b>\$254,564</b>	<b>6%</b>	<b>\$19,839,251</b>	<b>\$18,242,691</b>	<b>(\$1,596,560)</b>	<b>-8%</b>
<b>EXPENSES</b>								
Administration	\$168,139	\$190,598	\$22,459	13%	\$982,569	\$1,156,691	\$174,122	18%
Operations	421,912	383,663	(38,250)	-9%	2,164,296	1,848,441	(315,855)	-15%
Contract Hauling	693,973	727,180	33,208	5%	3,469,884	3,221,766	(248,118)	-7%
Covanta Processing	1,434,368	1,450,961	16,593	1%	6,833,104	6,343,764	(489,339)	-7%
Delco Host Fees	63,906	66,178	2,272	4%	319,528	297,031	(22,497)	-7%
RHL Host Fees	333,113	313,657	(19,456)	-6%	1,592,398	1,459,124	(133,274)	-8%
HHW Events/Recycling	8,750	2,559	(6,191)	-71%	43,750	12,357	(31,394)	-72%
<b>Total Expenses</b>	<b>\$3,124,160</b>	<b>\$3,134,795</b>	<b>\$10,635</b>	<b>0%</b>	<b>\$15,405,528</b>	<b>\$14,339,174</b>	<b>(\$1,066,355)</b>	<b>-7%</b>
<b>Operating Surplus (Deficit)</b>	<b>\$843,690</b>	<b>\$1,087,619</b>	<b>\$243,929</b>	<b>29%</b>	<b>\$4,433,723</b>	<b>\$3,903,517</b>	<b>(\$530,205)</b>	<b>-12%</b>

**DELAWARE COUNTY SOLID WASTE AUTHORITY**  
**BUDGET PERFORMANCE SUMMARY**  
**MAY, 2022**

<b>Capital Budget</b>	<b>\$10,807,000</b>
<b>Capital Expense YTD</b>	<b><u>\$4,254,896</u></b>
<b>Capital Budget Balance</b>	<b>\$6,552,104</b>

**Summary**

<b>Net Operating Surplus</b>	<b>\$1,087,619</b>
<b>Capital Expense</b>	<b>\$1,946,165</b>
<b>Capital Reserve Contribution</b>	<b>\$858,546</b>
<b>Operating Account Contribution from Operating Surplus</b>	<b>\$0</b>
<b>Capital Reserve Balance as of 5/31/22</b>	<b>\$7,291,718</b>
<b>Operating Account Balance as of 5/31/22</b>	<b>\$1,581,201</b>
<b>Closure Collateral Reserve Deposit</b>	<b>\$0.00</b>

**Delaware County Solid Waste Authority**  
**Check/Voucher Register**  
From 6/8/2022 Through 6/8/2022

Check Number	Check Date	Vendor Name	Check Amount
58578	6/8/2022	A Royal Flush Environmental	249.61
	6/8/2022	A Royal Flush Environmental	<u>124.81</u>
Total 58578	6/8/2022		374.42
58579	6/8/2022	A. N. Lynch Co., Inc.	<u>6,510.79</u>
Total 58579	6/8/2022		6,510.79
58580	6/8/2022	Airgas USA, LLC	154.67
	6/8/2022	Airgas USA, LLC	<u>749.45</u>
Total 58580	6/8/2022		904.12
58581	6/8/2022	Alex's Tire Center	160.00
	6/8/2022	Alex's Tire Center	1,214.40
	6/8/2022	Alex's Tire Center	4,880.00
	6/8/2022	Alex's Tire Center	<u>3,349.00</u>
Total 58581	6/8/2022		9,603.40
58582	6/8/2022	Andrews ArborCare	<u>4,650.00</u>
Total 58582	6/8/2022		4,650.00
58583	6/8/2022	AQUA Pennsylvania	234.94
	6/8/2022	AQUA Pennsylvania	<u>220.08</u>
Total 58583	6/8/2022		455.02
58584	6/8/2022	Arthur J. Gallagher Risk Manag	<u>8,893.75</u>
Total 58584	6/8/2022		8,893.75
58585	6/8/2022	Associated Truck Parts	27.36
	6/8/2022	Associated Truck Parts	72.73
	6/8/2022	Associated Truck Parts	<u>166.55</u>
Total 58585	6/8/2022		266.64
58586	6/8/2022	AT & T Mobility	<u>423.49</u>
Total 58586	6/8/2022		423.49
58587	6/8/2022	Atlantic Lining Co., Inc.	<u>292,339.65</u>
Total 58587	6/8/2022		292,339.65
58588	6/8/2022	Atlas Copco Compressors LLC	<u>550.40</u>
Total 58588	6/8/2022		550.40
58589	6/8/2022	Baur Electric, Inc.	849.20
	6/8/2022	Baur Electric, Inc.	<u>2,654.43</u>
Total 58589	6/8/2022		3,503.63
58590	6/8/2022	Berg Construction, LLC	<u>405,976.00</u>
Total 58590	6/8/2022		405,976.00

**Delaware County Solid Waste Authority**  
**Check/Voucher Register**  
From 6/8/2022 Through 6/8/2022

<u>Check Number</u>	<u>Check Date</u>	<u>Vendor Name</u>	<u>Check Amount</u>
58591	6/8/2022	Blazosky Associates, Inc.	1,294.40
	6/8/2022	Blazosky Associates, Inc.	277.00
	6/8/2022	Blazosky Associates, Inc.	20,215.71
	6/8/2022	Blazosky Associates, Inc.	126.00
	6/8/2022	Blazosky Associates, Inc.	5,565.10
	6/8/2022	Blazosky Associates, Inc.	<u>983.30</u>
Total 58591	6/8/2022		28,461.51
58592	6/8/2022	Borough of Pottstown	<u>53,046.40</u>
Total 58592	6/8/2022		53,046.40
58593	6/8/2022	Campbell Durrant, P.C.	<u>2,802.50</u>
Total 58593	6/8/2022		2,802.50
58594	6/8/2022	Chenango Contracting, Inc.	<u>788,407.45</u>
Total 58594	6/8/2022		788,407.45
58595	6/8/2022	Chester Water Authority	<u>696.16</u>
Total 58595	6/8/2022		696.16
58596	6/8/2022	Chorus Call, Inc.	<u>41.52</u>
Total 58596	6/8/2022		41.52
58597	6/8/2022	Cintas First Aid & Supplies	<u>152.25</u>
Total 58597	6/8/2022		152.25
58598	6/8/2022	Cleveland Brothers Equip. Co.	<u>296.09</u>
Total 58598	6/8/2022		296.09
58599	6/8/2022	CMT Laboratories, Inc.	<u>850.00</u>
Total 58599	6/8/2022		850.00
58600	6/8/2022	Comcast Cable	<u>458.04</u>
Total 58600	6/8/2022		458.04
58601	6/8/2022	Computer Center of North Ameri	<u>9,061.00</u>
Total 58601	6/8/2022		9,061.00
58602	6/8/2022	Cook's Material Management LLC	<u>3,555.00</u>
Total 58602	6/8/2022		3,555.00
58603	6/8/2022	Covanta Delaware Valley	<u>1,094,246.89</u>
Total 58603	6/8/2022		1,094,246.89
58604	6/8/2022	Crystal Springs	<u>288.47</u>
Total 58604	6/8/2022		288.47

**Delaware County Solid Waste Authority**  
**Check/Voucher Register**  
**From 6/8/2022 Through 6/8/2022**

<u>Check Number</u>	<u>Check Date</u>	<u>Vendor Name</u>	<u>Check Amount</u>
58605	6/8/2022	21st Century Media-Philly Clus	490.98
	6/8/2022	21st Century Media-Philly Clus	<u>642.64</u>
Total 58605	6/8/2022		1,133.62
58606	6/8/2022	Delaware Co. Solid Waste Auth.	3,496.44
	6/8/2022	Delaware Co. Solid Waste Auth.	<u>3,313.32</u>
Total 58606	6/8/2022		6,809.76
58607	6/8/2022	DELCORA	<u>1,283.81</u>
Total 58607	6/8/2022		1,283.81
58608	6/8/2022	Denney Electric Supply	83.32
	6/8/2022	Denney Electric Supply	150.60
	6/8/2022	Denney Electric Supply	33.68
	6/8/2022	Denney Electric Supply	35.87
	6/8/2022	Denney Electric Supply	149.65
	6/8/2022	Denney Electric Supply	<u>289.86</u>
Total 58608	6/8/2022		742.98
58609	6/8/2022	Federal Express Corporation	21.71
	6/8/2022	Federal Express Corporation	<u>52.49</u>
Total 58609	6/8/2022		74.20
58610	6/8/2022	Colliflower, Inc.	<u>3,860.05</u>
Total 58610	6/8/2022		3,860.05
58611	6/8/2022	Fraser Advanced Info. System	154.00
	6/8/2022	Fraser Advanced info. System	<u>142.00</u>
Total 58611	6/8/2022		296.00
58612	6/8/2022	Geotechnics	7,723.98
	6/8/2022	Geotechnics	<u>6,782.14</u>
Total 58612	6/8/2022		14,506.12
58613	6/8/2022	Gershman,Brickner&Bratton, Inc	<u>10,330.00</u>
Total 58613	6/8/2022		10,330.00
58614	6/8/2022	Gilbertsville Auto Supply	209.95
	6/8/2022	Gilbertsville Auto Supply	195.47
	6/8/2022	Gilbertsville Auto Supply	188.02
	6/8/2022	Gilbertsville Auto Supply	256.29
	6/8/2022	Gilbertsville Auto Supply	99.80
	6/8/2022	Gilbertsville Auto Supply	95.32
	6/8/2022	Gilbertsville Auto Supply	318.34
	6/8/2022	Gilbertsville Auto Supply	<u>125.79</u>
Total 58614	6/8/2022		1,488.98
58616	6/8/2022	Foley, Inc.	290.23
	6/8/2022	Foley, Inc.	86.40
	6/8/2022	Foley, Inc.	<u>1,151.63</u>

**Delaware County Solid Waste Authority**  
**Check/Voucher Register**  
From 6/8/2022 Through 6/8/2022

<u>Check Number</u>	<u>Check Date</u>	<u>Vendor Name</u>	<u>Check Amount</u>
	6/8/2022	Foley, Inc.	7.60
	6/8/2022	Foley, Inc.	631.02
	6/8/2022	Foley, Inc.	32.55
	6/8/2022	Foley, Inc.	63.21
	6/8/2022	Foley, Inc.	88.11
	6/8/2022	Foley, Inc.	440.66
	6/8/2022	Foley, Inc.	130.42
	6/8/2022	Foley, Inc.	49.44
	6/8/2022	Foley, Inc.	129.60
	6/8/2022	Foley, Inc.	158.91
	6/8/2022	Foley, Inc.	<u>9.46</u>
Total 58616	6/8/2022		3,269.24
58617	6/8/2022	Golden Equipment Co.	<u>3,209.62</u>
Total 58617	6/8/2022		3,209.62
58618	6/8/2022	Grannetino Trucking Co.	67,236.32
	6/8/2022	Grannetino Trucking Co.	63,364.53
	6/8/2022	Grannetino Trucking Co.	<u>51,469.78</u>
Total 58618	6/8/2022		182,070.63
58619	6/8/2022	Health Physics Assoc., Inc.	<u>103.19</u>
Total 58619	6/8/2022		103.19
58620	6/8/2022	Highmark Blue Shield	<u>40,955.00</u>
Total 58620	6/8/2022		40,955.00
58621	6/8/2022	Hollenbach Home Center	<u>184.17</u>
Total 58621	6/8/2022		184.17
58622	6/8/2022	Home Depot	19.92
	6/8/2022	Home Depot	95.36
	6/8/2022	Home Depot	110.74
	6/8/2022	Home Depot	73.43
	6/8/2022	Home Depot	<u>53.68</u>
Total 58622	6/8/2022		353.13
58623	6/8/2022	Interstate Battery System of R	124.95
	6/8/2022	Interstate Battery System of R	<u>134.95</u>
Total 58623	6/8/2022		259.90
58624	6/8/2022	J.K. Truck & Equipment	<u>26.00</u>
Total 58624	6/8/2022		26.00
58625	6/8/2022	John J. McIntyre Sons, Inc.	<u>750.00</u>
Total 58625	6/8/2022		750.00
58626	6/8/2022	Kathryn Sandone LLC	<u>1,445.92</u>
Total 58626	6/8/2022		1,445.92



**Delaware County Solid Waste Authority**  
**Check/Voucher Register**  
From 6/8/2022 Through 6/8/2022

<u>Check Number</u>	<u>Check Date</u>	<u>Vendor Name</u>	<u>Check Amount</u>
58627	6/8/2022	Kistler-O'Brien Fire Protectio	<u>3,626.50</u>
Total 58627	6/8/2022		3,626.50
58628	6/8/2022	Land Air Water Legal Solutions	<u>654.50</u>
Total 58628	6/8/2022		654.50
58629	6/8/2022	Levan Machine Co., Inc.	<u>303.79</u>
Total 58629	6/8/2022		303.79
58630	6/8/2022	Martin & Martin, Inc.	166.00
	6/8/2022	Martin & Martin, Inc.	<u>312.50</u>
Total 58630	6/8/2022		478.50
58631	6/8/2022	Martin Stone Quarries, Inc.	107,166.03
	6/8/2022	Martin Stone Quarries, Inc.	52,874.74
	6/8/2022	Martin Stone Quarries, Inc.	53,533.44
	6/8/2022	Martin Stone Quarries, Inc.	53,164.42
	6/8/2022	Martin Stone Quarries, Inc.	<u>39,274.37</u>
Total 58631	6/8/2022		306,013.00
58632	6/8/2022	Maurer & Scott Sales, Inc.	<u>28,711.15</u>
Total 58632	6/8/2022		28,711.15
58633	6/8/2022	Wm. P. McGovern, Inc.	374.50
	6/8/2022	Wm. P. McGovern, Inc.	245.25
	6/8/2022	Wm. P. McGovern, Inc.	381.50
	6/8/2022	Wm. P. McGovern, Inc.	632.20
	6/8/2022	Wm. P. McGovern, Inc.	<u>626.75</u>
Total 58633	6/8/2022		2,260.20
58634	6/8/2022	Met-Ed	581.77
	6/8/2022	Met-Ed	56.21
	6/8/2022	Met-Ed	23.83
	6/8/2022	Met-Ed	<u>2,992.23</u>
Total 58634	6/8/2022		3,654.04
58635	6/8/2022	Moyer Indoor/Outdoor	297.75
	6/8/2022	Moyer Indoor/Outdoor	297.75
	6/8/2022	Moyer Indoor/Outdoor	<u>825.00</u>
Total 58635	6/8/2022		1,420.50
58636	6/8/2022	North American Benefits Co.	<u>1,250.23</u>
Total 58636	6/8/2022		1,250.23
58637	6/8/2022	Ott's Lawn Service & Landscapi	1,850.00
	6/8/2022	Ott's Lawn Service & Landscapi	6,363.50
	6/8/2022	Ott's Lawn Service & Landscapi	<u>7,290.00</u>
Total 58637	6/8/2022		15,503.50

**Delaware County Solid Waste Authority**  
**Check/Voucher Register**  
From 6/8/2022 Through 6/8/2022

<u>Check Number</u>	<u>Check Date</u>	<u>Vendor Name</u>	<u>Check Amount</u>
58638	6/8/2022	PECO Energy	69.71
	6/8/2022	PECO Energy	<u>827.94</u>
Total 58638	6/8/2022		897.65
58639	6/8/2022	PenTeleData	<u>914.90</u>
Total 58639	6/8/2022		914.90
58640	6/8/2022	PetroChoice LLC	636.50
	6/8/2022	PetroChoice LLC	1,904.00
	6/8/2022	PetroChoice LLC	<u>676.70</u>
Total 58640	6/8/2022		3,217.20
58641	6/8/2022	Wendy L. Marburger	<u>278.40</u>
Total 58641	6/8/2022		278.40
58642	6/8/2022	Michele V. Campellone	<u>157.20</u>
Total 58642	6/8/2022		157.20
58643	6/8/2022	Port A Bowl Restroom Co.	<u>484.00</u>
Total 58643	6/8/2022		484.00
58644	6/8/2022	Practical Waste Solutions, LLC	<u>26,538.06</u>
Total 58644	6/8/2022		26,538.06
58645	6/8/2022	PROP	<u>159.00</u>
Total 58645	6/8/2022		159.00
58646	6/8/2022	QED Environmental Systems	<u>1,490.00</u>
Total 58646	6/8/2022		1,490.00
58647	6/8/2022	R GOTWALS	<u>5,050.00</u>
Total 58647	6/8/2022		5,050.00
58648	6/8/2022	ReadyRefresh by Nestle	9.77
	6/8/2022	ReadyRefresh by Nestle	<u>4.50</u>
Total 58648	6/8/2022		14.27
58649	6/8/2022	Spotts, Stevens & McCoy, Inc.	4,713.26
	6/8/2022	Spotts, Stevens & McCoy, Inc.	<u>1,040.00</u>
Total 58649	6/8/2022		5,753.26
58650	6/8/2022	Suburban Testing Labs	2,534.50
	6/8/2022	Suburban Testing Labs	3,490.00
	6/8/2022	Suburban Testing Labs	2,142.50
	6/8/2022	Suburban Testing Labs	6,501.00
	6/8/2022	Suburban Testing Labs	<u>3,676.50</u>
Total 58650	6/8/2022		18,344.50

**Delaware County Solid Waste Authority**  
**Check/Voucher Register**  
From 6/8/2022 Through 6/8/2022

<u>Check Number</u>	<u>Check Date</u>	<u>Vendor Name</u>	<u>Check Amount</u>
58651	6/8/2022	Susan M. Cordes	<u>2,400.00</u>
Total 58651	6/8/2022		2,400.00
58652	6/8/2022	Talley Petroleum Enterprises	145.75
	6/8/2022	Talley Petroleum Enterprises	4,134.98
	6/8/2022	Talley Petroleum Enterprises	15,607.30
	6/8/2022	Talley Petroleum Enterprises	10,770.32
	6/8/2022	Talley Petroleum Enterprises	<u>12,478.37</u>
Total 58652	6/8/2022		43,136.72
58653	6/8/2022	United Concordia Co., Inc.	<u>1,650.42</u>
Total 58653	6/8/2022		1,650.42
58654	6/8/2022	VERIZON-NY	<u>79.99</u>
Total 58654	6/8/2022		79.99
58655	6/8/2022	Verizon Telephone	214.67
	6/8/2022	Verizon Telephone	<u>255.41</u>
Total 58655	6/8/2022		470.08
58656	6/8/2022	VISA	<u>7,222.26</u>
Total 58656	6/8/2022		7,222.26
58657	6/8/2022	W. W. Grainger, Inc.	<u>53.58</u>
Total 58657	6/8/2022		53.58
58658	6/8/2022	Waste Management	364,601.21
	6/8/2022	Waste Management	1,581.14
	6/8/2022	Waste Management	319,881.12
	6/8/2022	Waste Management	<u>41,116.76</u>
Total 58658	6/8/2022		727,180.23
58659	6/8/2022	Windstream Conestoga, Inc.	<u>850.84</u>
Total 58659	6/8/2022		850.84
58660	6/8/2022	Wireback Consulting LLC	<u>6,749.83</u>
Total 58660	6/8/2022		6,749.83
58661	6/8/2022	Phila. OccHealth/Dbw WORKNET	48.30
	6/8/2022	Phila. OccHealth/Dbw WORKNET	<u>48.30</u>
Total 58661	6/8/2022		96.60
Report Total			<u><u>4,207,031.81</u></u>

## DELAWARE COUNTY SOLID WASTE AUTHORITY

### RESOLUTION NO. 2022-4

**RESOLUTION OF THE BOARD OF THE DELAWARE COUNTY SOLID WASTE AUTHORITY DECLARING ITS INTENTION TO REIMBURSE ITSELF FROM THE PROCEEDS OF ONE OR MORE TAX-EXEMPT FINANCINGS FOR CERTAIN CAPITAL EXPENDITURES MADE AND/OR TO BE MADE IN CONNECTION WITH THE IMPROVEMENT AND EQUIPPING OF TRANSFER STATION #1, TRANSFER STATION# 2 AND THE ROLLING HILLS LANDFILL.**

**WHEREAS**, Delaware County Solid Waste Authority (the "Issuer") is a municipal authority organized and existing under the laws of the Commonwealth of Pennsylvania; and

**WHEREAS**, the Issuer has paid, beginning no earlier than June 1st, 2022, and will pay, on and after the date hereof, certain capital expenditures (the "Expenditures") in connection with the capital projects (the "Projects"), as more fully described in Appendix A attached hereto; and

**WHEREAS**, the Board of the Issuer (the "Board") has determined that the money previously advanced no more than 60 days prior to the date hereof and to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the Issuer for the Expenditures from the proceeds of one or more issues of tax-exempt bonds (the "Bonds").

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:**

**Section 1.** The Board hereby declares the Issuer's Intent to reimburse the Issuer with the proceeds of the Bonds for the Expenditures with respect to the Capital Projects. The Issuer reasonably expects on the date hereof that it plans to reimburse, all or any portion of, the Expenditures with the proceeds of the Bonds.

**Section 2.** Each Expenditure was and will be of a type properly chargeable to the capital account under general federal income tax principles (determined in each case as of the date of the Expenditure).

**Section 3.** The maximum cost of the Capital Projects is expected to be \$60,000,000.

**Section 4.** The Issuer will make a reimbursement allocation, which is a written allocation by the Issuer that evidences any of the Issuer's use of proceeds of the Bonds to reimburse an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the Projects are placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid.

**Section 5.** Exceptions are available for certain "preliminary expenditures," costs of issuance, and certain de minimis amounts.

**Section 6.** This resolution shall take effect immediately upon its passage.

## **APPENDIX A**

### **DESCRIPTION OF THE CAPITAL PROJECTS**

The capital projects include the replacement, renovation and/or improvement of both Transfer Station #1 and Transfer Station #3 and the expansion construction, capping, landfill gas, leachate treatment/storage and equipment purchase related to the Rolling Hills Landfill.

#### **Location:**

Transfer Station #1 is located at 2300 Concord Road, Chester, PA 19013

Transfer Station #3 located at Sussex Boulevard, Broomall, PA 19008

Rolling Hills Landfill is located at 583 Longview Rd, Boyertown, PA 19512

Adopted by the Board of Directors on June 8<sup>th</sup>, 2022

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Jim McLaughlin, Chairman

BY-LAWS

OF

DELAWARE COUNTY INCINERATOR AUTHORITY

ARTICLE I

THE AUTHORITY

Section 1. Name of the Authority:

The name of the Authority shall be as specified in its Articles of Incorporation, to wit:

Section 2. Seal of the Authority:

The seal of the Authority shall contain the name of the Authority and the year of its incorporation, and shall be in the form of the seal impressed in the margin hereof, opposite this section.

Section 3. Office of the Authority:

The office of the Authority shall be at the offices of Delaware County, Delaware County Government Center Building, Media, Pennsylvania, but the Board of the Authority, by proper resolution, may designate any other place as the office of the Authority.

ARTICLE II

OFFICERS

Section 1. Officers:

The officers of the Authority shall be a Chairman, a Vice Chairman, a Secretary, a Treasurer, Assistant Secretary and Assistant Treasurer, to be elected from the members of the Board of the Authority; provided that the Assistant Secretary need not be a member of the Board; and provided, further, that the offices of Assistant Secretary and Assistant Treasurer may be occupied by the same person.

Section 2. Chairman:

The Chairman shall preside at all meetings of the Board of the Authority. Except as otherwise authorized by resolution of the Board of the Authority, the Chairman shall sign all contracts, deeds and other instruments made by the Authority. At each meeting the Chairman shall submit such recommendations and information as he may consider proper concerning the business, affairs and policies of the Authority.

Section 3. Vice Chairman:

The Vice Chairman shall perform the duties of the Chairman in the absence or incapacity of the Chairman or the refusal of the Chairman to act, and in case of the resignation or death of the Chairman the Vice Chairman shall perform such duties as are imposed on the Chairman until such time as the Board of the Authority shall elect a new Chairman.

Section 4. Secretary:

The Secretary shall keep the records of the Authority, shall act as secretary of the meetings of the Board of the Authority and record all votes, shall keep a record of the proceedings of the Board of the Authority in a minute book of proceedings to be kept for such purpose, and shall perform all duties incident to his office. He shall keep in safe custody the seal of the Authority, and shall have power to affix such seal to all proceedings and resolutions of the Board of the Authority and to all contracts and instruments authorized to be executed by the Authority.

Section 5. Treasurer:

The Treasurer shall have the care and custody of all funds of the Authority, and shall deposit the same in the name of the Authority in such bank or banks as the Board of the Authority may select. The Treasurer shall sign all orders and checks for the payment of money, and shall pay out and disburse such moneys under the direction of the Board of the Authority. Except as otherwise authorized by resolution of the Board of the Authority, all such orders and checks shall be countersigned by the Chairman. He shall keep regular books of account showing receipts and expenditures, and shall render to the Board of the Authority at each regular meeting (or oftener when requested) an account of his transactions and also of the financial condition of the Authority. He shall give such bond for the faithful performance of his duties as the Board of the Authority may determine.

Section 6. Assistant Secretary:

The Assistant Secretary shall perform the duties of the Secretary in the absence or incapacity of the Secretary or the refusal of the Secretary to act; and in the case of the resignation or death of the Secretary the Assistant Secretary shall perform such duties as are imposed on the Secretary until such time as the Board of the Authority shall appoint such Secretary.

Section 7. Assistant Treasurer:

The Assistant Treasurer shall perform the duties of the Treasurer in the absence or incapacity of the Treasurer or of the refusal of the Treasurer to act; and in case of the resignation or death of the Treasurer the Assistant Treasurer shall perform such duties as are imposed on the Treasurer until such time as the Board of the Authority shall appoint a new Treasurer. The Assistant Treasurer shall give bond similar to that of the Treasurer for the faithful performance of his duties as the Board of the Authority may determine.

Section 8. Additional Duties:

The officers of the Authority shall perform such other duties and functions as may from time to time be required by the Board of the Authority or the By-laws or rules and regulations of the Authority.

Section 9. Election or Appointment:

The Chairman, Vice Chairman, Secretary, Treasurer, Assistant Secretary and Assistant Treasurer shall be elected at the annual meeting of the Board of the Authority and shall hold office for one year or until their successors are elected and qualified. Should any of the aforementioned offices become vacant, the Board of the Authority shall elect a successor at the next regular meeting, or may elect a successor at a special meeting, such election to be for the unexpired term of said office.

Section 10. Additional Personnel:

The Authority may from time to time employ such personnel as it deems necessary to exercise its powers, duties and functions, as prescribed by the Municipality Authorities Act of 1945, as from time to time amended, and all other laws of the Commonwealth of Pennsylvania applicable thereto. The selection and compensation of such personnel shall be determined by the Board of the Authority subject to the laws of the Commonwealth of Pennsylvania.



Section 11. Bonds:

The Treasurer and the Assistant Treasurer of the Authority shall each give bond in such sum as the Board may direct, which bonds shall be approved by the Board of the Authority and the premiums for which shall be paid by the Authority.

ARTICLE III

MEETINGS

Section 1. Annual Meeting:

The annual meeting of the Board of the Authority shall be held on the first Thursday in January of each year at 10:00 AM at the regular meeting place of said Board. In the event such day shall fall on a legal holiday, the annual meeting shall be held on the next succeeding business day.

Section 2. Regular Meetings:

Regular meetings of the Authority shall be held on the first Thursday of each month at 10:00 o'clock A.M. at the office of the Authority.

Section 3. Special Meetings:

Special meetings of the Board of the Authority may be held whenever called by the Chairman or by any two of the members of the Board. Notice of any such meeting shall be mailed to each member of the Board, addressed to him at his residence or usual place of business, not later than 2 days before the day on which the meeting is to be held or be sent to him at such place by telegraph, or be delivered personally, or by telephone, not later than the day before the day on which the meeting is to be held. Except as may otherwise be indicated in the notice of the meeting, any and all business may be transacted at any special meeting.

Section 4. Public Notice of Meetings:

The Secretary shall give public notice of meetings of the Authority as follows:

- (a) Public notice of the schedule of regular meetings shall be given once for each calendar or

fiscal year, and shall show the regular dates and times for meetings and the place at which meetings are held. Public notice of each special meeting or hearing and of each rescheduled regular or special meeting or hearing shall be given of the date, time and place of each meeting as the case may be.

(b) Public notice shall be given (i) by publishing the notice once in a newspaper of general circulation, as defined by the Newspaper Advertising Act, which is published and circulated in the \_\_\_\_\_ and the County \_\_\_\_\_, or such newspaper of general circulation which has a bona fide paid circulation equal to or greater than any newspaper published in the said Borough and Township; (ii) and by posting a copy of the notice prominently at the principal office of the Authority or at the public building in which the meeting is to be held.

(c) Public notice shall be given at least three days prior to the time of the first regularly scheduled meeting in the case of regular meetings, and at least twenty-four hours prior to the time of the meeting in the case of special or rescheduled meetings or hearings.

#### Section 5. Quorum:

At all meetings of the Board of the Authority a majority of the members of the Board shall constitute a quorum for the purpose of transacting business; provided, however, that a smaller number may meet and adjourn to some other time or until a quorum is obtained.

#### Section 6. Order of Business:

At the regular meetings of the Board of the Authority the following shall be the order of business:

- |   |                             |
|---|-----------------------------|
| 1. Roll call.   | 5. Report of the Treasurer. |
| 2. Reading and approval of minutes of previous meeting. | 6. Report of Committees.    |
| 3. Bills and communications.                            | 7. Unfinished Business.     |
| 4. Report of Secretary.                                 | 8. New Business.            |
|   | 9. Adjournment.             |

Section 7. Manner of Voting:

The voting on all questions coming before the Board of the Authority shall be by roll call, and the ayes and nays shall be entered upon the minutes of such meeting, unless the vote is unanimous of all members present, and in that case the minutes shall so indicate.

ARTICLE IV

AMENDMENTS

Section 1. Amendments to By-laws:

The By-laws of the Authority shall be amended only with the approval of at least a majority of the members of the Board of the Authority at a regular or special meeting.

9/30.6

85231797

Filed in the Department of State on  
the 14<sup>th</sup> day of March 19 85  
*Spencer P. Quinn*  
Secretary of the Commonwealth

DELAWARE COUNTY INCINERATOR AUTHORITY

MAR 14 1985

ARTICLES OF AMENDMENT

TO THE SECRETARY OF THE COMMONWEALTH OF PENNSYLVANIA:

In compliance with the requirements of Section 3.2 of the Act of the General Assembly of the Commonwealth of Pennsylvania known as the "Municipality Authorities Act of 1945" (the Act of May 2, 1945, P.L. 382, as amended and supplemented) providing for amendments to the Articles of Incorporation of an Authority organized under said Act, the DELAWARE COUNTY INCINERATOR AUTHORITY HEREBY CERTIFIES under its corporate seal that:

1. The name of the Authority, prior to effectiveness of these Articles, is DELAWARE COUNTY INCINERATOR AUTHORITY, and its registered office is located at the Court House, Media, Delaware County, Pennsylvania.

2. The Authority was formed under the Act of the General Assembly of the Commonwealth of Pennsylvania, known as the "Municipality Authorities Act of 1945". (the Act of May 2, 1945, P.L. 382, as amended and supplemented) as shown by the Articles of Incorporation of said Authority approved and filed with the Secretary of the Commonwealth on April 22, 1954, as amended by the Articles of Amendment of said Authority approved and filed with the Secretary of the Commonwealth on October 15, 1956.

3. At a meeting of the Board of Delaware County Incinerator Authority duly held on December 27, 1984, at which time a quorum was present and acting throughout, a resolution was adopted proposing an amendment to sections 1 and 4 of the Articles of Incorporation of said Authority, and directing that said amendment be submitted to the County Council of the County of Delaware; the governing authorities of the County of Delaware, the municipality composing said Authority.

4. At a meeting of the County Council of the County of Delaware duly held on January 29, 1985, at which time a quorum was present and acting throughout, said Council adopted the aforesaid amendment to sections 1 and 4 of the Articles of Incorporation of Delaware County Incinerator Authority as proposed by the Board of said Authority.

5. The following amendments to the Articles of Incorporation of Delaware County Incinerator Authority were proposed by the Board of said Authority and duly adopted by the County Council of the County of Delaware:

(a) Section 1 of said Articles is amended to read in its entirety as follows:

"1. The name of the Authority shall be 'Delaware County Solid Waste Authority'."

(b) A new paragraph is to be added to Section 4 of said Articles to read as follows:

"(F) The term of existence of the Authority shall extend to January 1, 2034."

85231799

IN WITNESS WHEREOF, Delaware County Incinerator Authority has caused these Articles of Amendment to be duly executed on behalf of said Authority by its Chairman and its corporate seal affixed hereto duly attested by its Secretary this 8<sup>th</sup> day of March, 1995.

DELAWARE COUNTY INCINERATOR  
AUTHORITY

By *[Signature]*  
Chairman

(CORPORATE SEAL)

Attest:

*[Signature]*  
Secretary

85031800

COMMONWEALTH OF PENNSYLVANIA :  
COUNTY OF DELAWARE : SS.

On this 11 day of March, 1985, before me, a Notary Public in and for the Commonwealth and County aforesaid, personally appeared Joseph W. Vasturia and Christopher Barbero, who being duly sworn according to law, did depose and say that they are, respectively, the Chairman and the Secretary of Delaware County Incinerator Authority; that the foregoing Articles of Amendment were duly signed and sealed by them as the act and deed of Delaware County Incinerator Authority; that the seal affixed thereto is the common and corporate seal of said Authority; and that the statements set forth therein are true and correct, to the best of the knowledge and belief of each of them.

Joseph W. Vasturia  
Chairman  
Christopher Barbero  
Secretary

Sworn to and subscribed  
before me this 11 day  
of March A.D. 1985.

Edith A. Rundle  
Notary Public

Edith A. Rundle  
Notary Public Borough of Media  
My Commission Expires 1-1-86

25231801

# Commonwealth of Pennsylvania



91306

## Department of State

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, In and by Section 3.2 of the Act of 1945, P.L. 382, as amended, the Department of State is authorized and required to issue a

### CERTIFICATE OF AMENDMENT

evidencing the amendment of the Articles of Incorporation of a Municipal Authority organized under or subject to the provisions of that law, and

WHEREAS, The stipulations and conditions of the Law pertaining to the amendment of Articles of Incorporation have been fully complied with by

DELAWARE COUNTY INCINERATOR AUTHORITY,  
name changed to  
DELAWARE COUNTY SOLID WASTE AUTHORITY

THEREFORE, KNOW YE, That subject to the Constitution of this Commonwealth, and under the authority of the Municipality Authorities Act of 1945, as amended, I DO by these presents, which I have caused to be sealed with the Great Seal of the Commonwealth alter and extend the rights and powers of the corporation named above, in accordance with the terms and provisions of the articles of Amendment presented by it to the Department of State, with full power and authority to use and enjoy such rights and powers, subject to all the provisions and restrictions of the Municipality Authorities Act of 1945, as amended, and all other applicable laws of this Commonwealth.

GIVEN under my Hand and the Great Seal of the Commonwealth, at the City of Harrisburg, this 14th day of March in the year of our Lord one thousand nine hundred and eighty-five and of the Commonwealth the two hundred and ninth.

*Spencer R. Davis*

Secretary of the Commonwealth

vod



*[Signature]*

**DELAWARE COUNTY SOLID WASTE AUTHORITY of the Commonwealth**

91302

**AMENDMENT TO ARTICLES OF INCORPORATION**

In compliance with the requirements of 53 P.S. 5305 (relating to amendment of articles) the undersigned municipal authority, desiring to amend its articles, does hereby certify that:

1. The name of the authority is:  
**DELAWARE COUNTY SOLID WASTE AUTHORITY**
2. The address of its registered office in this Commonwealth is:  
**Delaware County Government Center Building, Media, PA**
3. The statute by or under which it is incorporated is:  
**"Municipality Authorities Act of 1945", 1945, May 2, P.L. 382 (as amended)**
4. The original articles of the authority were approved and filed:  
**March 30, 1954 and amended on March 14, 1985**
5. The resolution of the municipality adopting the amendment is as follows:  
**A Resolution of the County Council of the County of Delaware, Pennsylvania, adopted February 22, 1994, a certified copy of which is attached hereto and made a part of these Articles of Amendment.**
6. The amendment adopted by the municipality is set forth, in full as follows:  
**"Article 5, the Board of said Authority shall be increased to seven members from said present number of five members, the additional two members to be appointed for respective terms which shall commence on the date of appointment for terms expiring one and two years from January 1st next succeeding the date of such appointment, and thereafter all appointments to the said Board shall be in accordance with the said law."**

9424-1727

IN TESTIMONY WHEREOF, the undersigned authority has caused these Articles of Amendment to be signed by a duly authorized officer and its corporate seal, duly attested by another such officer, to be hereunto affixed the 24th day of March, 1994.

**DELAWARE COUNTY SOLID WASTE AUTHORITY**

By:   
JOSEPH W. VASTURIA, Chairman

ATTEST:   
THOMAS KILLION, Secretary

9/14/94

A RESOLUTION OF THE COUNTY COUNCIL OF THE COUNTY OF DELAWARE, PENNSYLVANIA, ADOPTING AN AMENDMENT TO THE ARTICLES OF INCORPORATION OF THE DELAWARE COUNTY SOLID WASTE AUTHORITY AUTHORIZING THE INCREASE OF THE NUMBER OF MEMBERS OF THE BOARD OF THE AUTHORITY FROM FIVE TO SEVEN, AND PROVIDING FOR THE APPOINTMENT OF SAID TWO ADDITIONAL MEMBERS OF SAID BOARD FOR AND ON BEHALF OF THE COUNTY OF DELAWARE.

WHEREAS, amendment of the Articles of Incorporation of the Delaware County Solid Waste Authority was proposed on February 17, 1994, by the Board of the Authority by the adoption of a resolution setting forth the proposed amendment increasing the number of members of the Board from five to seven and directing that it be submitted to the County Council of the County of Delaware, the governing body which created the Authority;

NOW, THEREFORE, BE IT RESOLVED by the County Council of the County of Delaware in the Commonwealth of Pennsylvania, and it is hereby resolved by the authority of the same as follows:

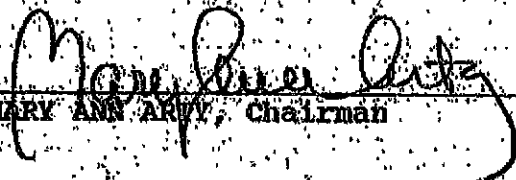
I. The Articles of Incorporation of Delaware County Solid Waste Authority shall be and are hereby amended by adding thereto the following paragraph:

"Article 5. The Board of said Authority shall be increased to seven members from the present number of five members, the additional two members to be appointed for respective terms which shall commence on the date of appointment for terms expiring one year and two years from January 1st next succeeding the date of such appointment, and thereafter all appointments to the said Board shall be in accordance with the said law."

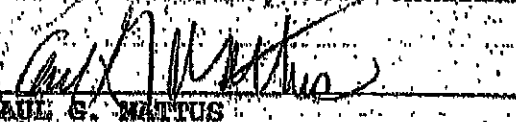
The name, addresses and terms of office of the said two additional members of the Board of said Authority are as follows:

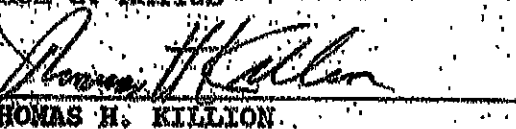
<u>NAME</u>	<u>ADDRESS</u>	<u>TERM OF OFFICE</u>
Edward J. Zetuský, Jr., Esquire,	202 East 21st Street Chester, PA 19013	One (2) year
David W. Woods	347 Spring Valley Road Springfield, PA 19064	One (1) year

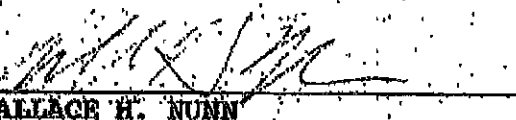
ADOPTED by the County Council of the County of Delaware this 22nd day of February 1994, in law session regularly assembled.

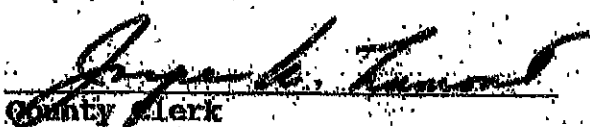
  
MARY ANN ARVY, Chairman

WARD T. WILLIAMS, Vice Chairman

  
PAUL E. MATTUS

  
THOMAS H. KILLION

  
WALLACE H. NUNN

ATTEST:   
County Clerk

I, JOYCE LAMONT, County Clerk of the County of Delaware, hereby certify that the foregoing Resolution was duly adopted at the regular meeting of the County Council of the county of Delaware, held February 22, 1994, a quorum being present.

  
JOYCE LAMONT, County Clerk

**DELAWARE COUNTY BAR ASSOCIATION**

Owner and Publisher of

**DELAWARE COUNTY LEGAL JOURNAL**

**PROOF OF PUBLICATION OF NOTICE**

STATE OF PENNSYLVANIA  
COUNTY OF DELAWARE } SS:

..... Rebecca D. Prince, Assistant  
....., editor of the DELAWARE COUNTY  
LEGAL JOURNAL, being duly sworn according to law, says that the  
DELAWARE COUNTY LEGAL JOURNAL is the duly designated legal news-

paper for DELAWARE COUNTY, Pennsyl-  
vania, which legal newspaper was  
established in 1948, and its place  
of business and publication is at  
Front and Lemon Streets, Media,  
Delaware County, Pennsylvania; and  
that a copy of the printed notice of  
publication is attached hereto  
exactly as printed or published in  
the issue or issues of said legal  
newspaper on the following date or  
dates:

Friday... March 25.....  
.....A.D. 1994.....

That affiant further states that she/  
he is the designated agent of the  
DELAWARE COUNTY BAR ASSOCIATION, the  
owner of said legal newspaper, that  
she/he is not interested in the sub-  
ject matter of the aforesaid notice  
or advertising, and that all the  
allegations of the aforesaid state-  
ment as to time, place and character  
of publication are true.

*Rebecca D. Prince*.....  
Sworn and subscribed before me this

25th day of March..... A.D. 1994..

*Judith L. Fluharty*.....  
Notary Public

MY COMMISSION EXPIRES:

**CHARTER AMENDMENT**  
NOTICE IS HEREBY GIVEN that the Delaware County Solid Waste Authority, by Resolution duly enacted on the 24th day of March A.D. 1994 signified the intention of said Authority to amend the Articles of Incorporation of DELAWARE COUNTY SOLID WASTE AUTHORITY, under the provisions of the Municipality Authorities Act of 1945 (the Act of May 2, 1945, P.L. 382, as amended and supplemented) to increase the Board of said Authority to seven members from the present number of five members and appointed the additional members of the Board of said Authority. The location of the registered office of said Authority is: Delaware County Government Center Building, Media, PA. Said Amendment to the Articles of Incorporation to be filed on or after April 1, 1994 with the Secretary of the Commonwealth of Pennsylvania.

NOTARIAL SEAL  
JUDITH L. FLUHARTY Notary Public  
Media, Pa.  
Delaware County, PA  
My Commission Expires March 16, 1998

9424-1710

Copy of Notice or Publication



# Proof of Publication of Notice in Delaware County Daily Times

Under Newspaper Advertising Act. No. 357, Approved May 16, 1929

State of Pennsylvania,  
County of Delaware.

} ss.

**Dorothy Macera** designated agent of CENTRAL STATES PUBLISHING, INC. being duly sworn, deposes and says that the DELAWARE COUNTY DAILY TIMES, a daily newspaper of general circulation as defined in the above-mentioned Act, published at Primos, Delaware County, Pennsylvania, was established September 7, 1878, and issued and published continuously thereafter for a period of 100 years, and for a period of more than six months immediately prior hereto, (under the name Chester Times prior to November 2, 1959) in the City of Chester, County of Delaware, and further says that the printed notice or publication attached hereto is an exact copy of a notice or publication printed and published in the regular edition and issues of the DELAWARE COUNTY DAILY TIMES on the following dates, viz. ....

..... March 25, .....

..... A.D. 19 ..... 94

and that said advertising was inserted in all respects as ordered.

Affiant further deposes that he is the proper person duly authorized by CENTRAL STATES PUBLISHING, INC. publisher of said DELAWARE COUNTY DAILY TIMES, a newspaper of general circulation, to verify the foregoing statement under oath and that affiant is not interested in the subject matter of the aforesaid notice or advertisement, and that all allegations in the foregoing statements as to time, place and character of publication are true.

*Dorothy Macera*

Sworn to and subscribed before me this ..... 25th .....

day of ..... March ..... 19 ..... 94

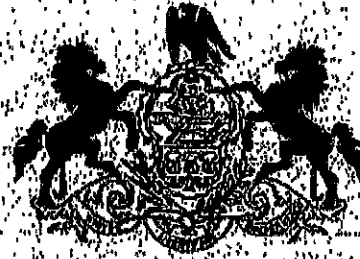
*Thomas Abbott*

Notary Public

Notarial Seal  
Thomas Abbott, Notary Public  
Upper Darby Twp., Delaware County  
My Commission Expires Aug. 23, 1997

Member, Pennsylvania Association of Notaries

COMMONWEALTH OF PENNSYLVANIA



Department of State

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

BE IT KNOWN THAT

CERTIFICATE OF AMENDMENT

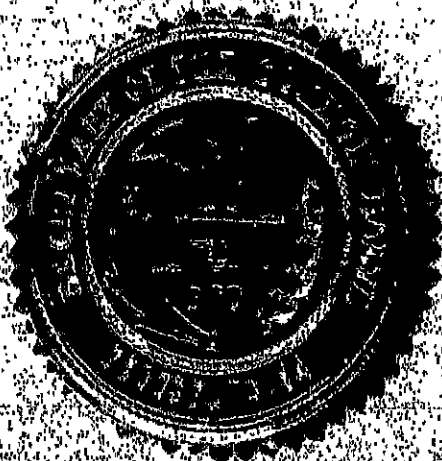
has been granted to

DELAWARE COUNTY SOLID WASTE AUTHORITY

whereby

increased its board members, from five members to seven members

under the authority of Section 32 of the Act of May 2, 1945 (P.L. 382, No. 164), known as the Municipal Authorities Act of 1945.



Filed this 18th day  
of April  
1994

*T. Bruce K. Whetzel*

Secretary of the Commonwealth

jak