



SEDA-COG JOINT RAIL AUTHORITY MEETING
WEDNESDAY, AUGUST 19, 2009
SEDA-COG, LEWISBURG, PENNSYLVANIA
10:00 A.M.

**PRESERVING
RAIL FREIGHT
SERVICE**

-serving the counties of

Centre

Clinton

Columbia

Lycoming

Mifflin

Montour

Northumberland

Union

AUTHORITY MEMBERS PRESENT

John Gummo, Clinton County
Mike Hawbaker, Centre County
Bud Henry, Columbia County
Tom Herman, Montour County
Rick Jenkins, Columbia County
Don Kramer, Clinton County
Dennis Reitz, Northumberland County
John Showers, Union County
Dennis Shaffer, Union County
Jerry Walls, Lycoming County

GUESTS PRESENT

Al Bubb, NRHS
Mark Murawski, Lycoming County
Jeff Pontius, Railroad Operating Companies
Dick Robey, Railroad Operating Companies
Mimi Robey, Railroad Operating Companies
Gary Shields, Railroad Operating Companies
Russ Nicodemus, Railroad Operating Companies

STAFF PRESENT

Steve Hurvitz, Esq., McQuaide Blasko
Keith O'Brien, Esq., Baker & Miller
Jack Stover, Esq., Buckhanan Ingersoll & Rooney
Kay Aikey
George Fury
Steve Kusheloff
Jeff Stover

ADMINISTRATIVE ITEMS

Call to Order

Mr. Walls called the meeting to order at 10:00 a.m.

Pledge of Allegiance

Mr. Walls led the Pledge of Allegiance.

**SEDA-COG JOINT
RAIL AUTHORITY**

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Affiliated with
SEDA Council of Governments

Mr. Walls stated this meeting was convened as a regular meeting with the intent to go into executive session for the purpose of discussing legal matters with the legal team. The meeting recessed for lunch at 12:20 p.m.

The regular meeting reconvened at 12:45 p.m.

Approval of the July 8, 2009, Meeting Minutes of the SEDA-COG Joint Rail Authority

Mr. Henry made a motion to approve the July 8, 2009 meeting minutes of the SEDA-COG Joint Rail Authority; Mr. Showers seconded the motion; motion carried.

Mr. Reitz presented the Treasurer's Report for the month of July 2009.

Mr. Hawbaker made a motion to approve the Treasurer's Report for the month of July 2009; Mr. Kramer seconded the motion; motion carried.

Capital Budget Committee

Mr. Shaffer stated that the committee met recently and discussed the state's Capital Budget grant program. Projects are submitted, and if approved are placed on a list, but does not mean the projects are funded. The committee would like to recommend to the board that it wait until 2010 to make application for release of these funds. Mr. Shaffer stated the committee is recommending the addition of the Tallyrand Bridge replacement in Bellefonte and rehabilitation for the Bellefonte and Pleasant Gap branches to the next available PA Capital Budget.

Mr. Stover reviewed the projects on the JRA's Capital Budget 2007-2012 provided in the meeting packet.

Mr. Shaffer made a motion for the full board to approve the revised Capital Budget 2007-2010 summary dated August 2009; Mr. Reitz seconded the motion; motion carried with Mr. Hawbaker abstaining.

Mr. Shaffer made a motion for the full board to approve submission of formal request to Senator Corman for two Centre County projects: Tallyrand bridge replacement; and rehabilitation to the Bellefonte and Pleasant Gap tracks to be included in the next available PA Capital Budget; Mr. Herman seconded the motion; motion carried.

Legal Issues

Attorney Hurvitz stated the only issue he is involved with is the agreement with 20th Century Fox connected with the movie production.

Mr. Shields gave an update on meetings held with 20th Century Fox regarding the movie production. The next meeting is scheduled for August 20. Mr. Shields stated a representative from 20th Century Fox will be attending the September JRA Board Meeting.

Mr. Walls asked Attorney Hurvitz to keep him informed as to the action of the quiet title matter in the Williamsport area as it progresses.

Events Calendar/Projects Map/Staff Report

Mr. Stover presented the events calendar for August and September, the projects map, and staff report.

Mr. Fury showed a short PowerPoint presentation depicting the status of construction at Newberry South as well as other completed projects.

Mr. Hawbaker suggested holding the November meeting in Centre County at the Hawbaker office in Pleasant Gap and then tour Whiterock.

Mr. Walls replied that he would like to hold a dedication for the Bulk Transfer Facility in November and the December meeting could be held in Centre County.

Mr. Walls asked Mr. Stover to begin some planning of a dedication of the Bulk Transfer Facility and tour of the Newberry Yard. Mr. Walls stated the Lycoming County Commissioners have requested that an open house be done for the Newberry residents and the Neighborhood Improvement Group.

Operator's Status Report and Business Forecast

Mr. Robey referred to the Operator's Report included in the packet and provided members with a revised Operator's Monthly Report to reflect a revision of figures for last year to date revenue. Mr. Robey stated six month financial data for the five Authority railroads has been included in the meeting packet which shows a substantial loss of almost \$700,000 due to decline in traffic and revenue. Mr. Shields shared with board members that the geometry car was on the Nittany Main and there were zero defects.

Mr. Mike Hawbaker made a motion for staff to develop a resolution of appreciation for the competent work and commendation to the operator and his crew for zero defects on the Nittany and Bald Eagle Railroad; Mr. Showers seconded the motion; motion carried.

Mr. Walls stated that it would be helpful if the prior year total was included on the Consolidated Profit & Loss form.

OLD BUSINESS

2010 PA Rail Freight Seminar

Mr. Stover reported that the Rail Freight Advisory Committee and Keystone State Railroad Association have asked if the Rail Authority would consider serving as the local host for the 2010 PA Rail Freight Seminar.

Mr. Shaffer made a motion to authorize the Executive Director to negotiate with the Rail Freight Advisory Committee to handle the administration of the 2010 PA Rail Freight Seminar and for the SEDA-COG Joint Rail Authority to serve as the local host; Mr. Kramer seconded the motion; motion carried.

Newberry South Bulk Transfer Change Order (LVRR)

Mr. Stover reviewed the change order from Hepco and recommended by Larson Design Group for the Newberry South Bulk Transfer Facility. Much of the additional costs are due to special effluent handling fixtures that will be billed back to Bulkmatic.

Mr. Reitz made a motion for the full board to approve the Newberry South Bulk Transfer Change Order resulting in a Hepco contract increase of \$42,906; Mr. Herman seconded the motion; motion carried.

NEW BUSINESS

Public Forum

No comments from the public.

ADJOURNMENT

Mr. Walls adjourned the meeting at 2:10 p.m.

Respectfully submitted,



Jeffery K. Stover, Executive Director

I hereby certify these minutes were approved by the SEDA-COG Joint Rail Authority Board of Directors on September 9, 2009.



Secretary/Assistant Secretary