

**MINUTES**  
**LOWER SWATARA TOWNSHIP MUNICIPAL AUTHORITY**  
**OCTOBER 24, 2016**

Vice Chairman Weikle called the Regular Meeting of the Lower Swatara Township Municipal Authority to order at 7:00 P.M. The record indicated the following officials in attendance:

- John Weikle, Vice Chairman
- Chester Hartz, Secretary
- Daniel Magaro, Treasurer
- Scott Spangler
- Peter Henninger, Solicitor
- Matt Cichy, Engineer
- Tracey Bechtel, Recording Secretary

Absent: Richard Wilkinson, Chairman

Residents and visitors in attendance:

Lester Lanman (LSTMA)  
Todd Truntz, (LST Commissioner)  
Chris DeHart, (Lower Swatara)  
Dan Schiavoni (2169 Rosedale Ave)  
Ron Semancik (Phoenix Contact)  
Kent Lichty (Phoenix Contact)  
Doug Ferguson (Guardian Co)

Public Comments: None

A motion was made by Mr. Hartz seconded by Mr. Spangler to approve the September 26, 2016 Meeting Minutes. The motion was unanimously approved.

Mr. Jay Wenger of Susquehanna Group Advisors discussed briefly with the Board on refunding opportunities for the 2012 General Obligation Bond. Vice Chairman Weikle recommended that the Municipal Authority prepare to refinance, but would like to wait till the Board takes a look at the budget for 2017 in order to see what needs there are. The other Board members were in agreement.

A motion was made by Mr. Magaro seconded by Mr. Spangler to authorize the change to Mid Penn Bank signature cards for the Sewer Revenue Fund as follows: Additions: Frank E. Williamson, Jr. The motion was unanimously approved.

A motion was made by Mr. Magaro seconded by Mr. Spangler to approve Resolution No. 2016-R-5: Appointing the Township Public Safety Director/Assistant Manager Frank E. Williamson, Jr., as the Municipal Authority of Lower Swatara Township Right to Know Officer to serve until his successor is appointed. The motion was unanimously approved.

A motion was made by Mr. Spangler seconded by Mr. Magaro to approve the O & M Agreement (SWM BMP's) for Avflight Harrisburg Corporation. The motion was unanimously approved.

A motion was made by Mr. Magaro seconded by Mr. Hartz to approve the Improvement Guarantee Reduction Request No. 1 for 140 Fulling Mill Road for Sanitary Sewer Improvements in the amount of \$27,200.00. This reduction from the current amount of \$32,000.00 will leave a balance of \$4,800.00 or 15% of the original amount for the maintenance guarantee. The motion was unanimously approved.

**Engineer's Report:** Mr. Cichy distributed the monthly written report.

**Richardson Road Sewer Relocation:** HRG continues to review shop drawing submittals received from the Contractor. As previously noted, the Contractor noted that work on the sanitary sewer will not begin until about two weeks prior to the scheduled delivery of the culvert which is planned to be in November or December 2016.

**Act 537 Plan Update:** The Commonwealth Financing Authority (CFA) met today and unfortunately the Authority's Sewage Facilities Planning Grant application was not selected to be funded. As noted on the award sheet attached to the Engineer's report the CFA awarded sewage facilities planning grants to only four applicants.

Vice Chairman Weikle requested that Mr. Cichy forward a copy of the previously submitted Task Activity Report (TAR) and plan to all the current Authority members, since many members have changed, in order for them to see what had been submitted and they can reevaluate before moving forward.

**Capital Improvements Plan:** No update to report. HRG will be meeting the Authority Manager to review manhole numbering scheme updates as Township Staff continue to update the GIS. Due to the DEP Corrective Action Plan (CAP) correspondence regarding the Jamesway Pump Station, HRG has been working the Township Staff to address the CAP. HRG will be working to complete the draft Capital Improvements Plan over the next month.

**Eisenhower Blvd – PennDOT Project:** HRG submitted draft drawings and technical specifications for the replacement of the sanitary sewer main impacted by the PennDOT work between MH-EB8 and MH-EB10 to PennDOT for review. PennDOT has reviewed and provided some minor comments which we are addressing. Once completed, final drawings and technical specifications will be submitted to PennDOT for their use in bidding.

**Solicitor's Report:** Solicitor Henninger updated the Board on the status of liens that have been placed.

**Phoenix Contact – Sanitary Sewer Capacity Issues:** Solicitor Henninger stated that a letter dated July 28, 2015 was sent to Phoenix Contact advising them of their excessive flows and the need to purchase additional EDU's. Phoenix Contact agreed to purchase 20 additional EDU's in September of 2015 and asked the Authority to give them a year to work on a corrective action plan. The year has passed and it appears, based on the data that Mr. Lanman provided, there are still significant flows coming from Phoenix which equates for the need to purchase more capacity.

Vice Chairman Weikle wanted to make a public statement before the representative from Phoenix addresses the Board, "Phoenix Contact is a great business for Lower Swatara Township, we welcome them with open arms and hope Phoenix understands the predicament we are in, it's not really us but we're selling it to someone else and we're delighted that your business is here in Lower Swatara Township"

Mr. Ferguson, Vice President of Operations, addressed the Board and explained what they have been doing in the past year to try to correct the high flow issues. Their chilled water system seems to be a contributor to the problem as well as the water supply from Suez. After further discussion, it was recommended by the Board in order to continue in good faith, Phoenix Contact would buy an additional 20 EDU's, (10 will be purchased now and the other 10 by the end of the year 2016). In the meantime a meeting between Phoenix Contact, Lower Swatara Township Municipal Authority, Derry Township and Suez will be scheduled to discuss the situation further.

**M.A. Manager's Report:**

1. Discussion – Proposed combined sewer lateral at 2169 Rosedale Avenue. Mr. Schiavoni is requesting to deviate from our Ordinance in order to connect a proposed new house to an existing sewer lateral. Mr. Schiavoni is hoping to avoid making a cut across Rosedale Avenue to connect the new house directly to the sewer main that is on the far side of the road.

Mr. Cichy responded that from his standpoint, from a flow capacity issue, a lateral can handle two houses. The issue that he sees is the Authority's responsibility is from the main under the street going back to the properties. If there is a blockage in the portion of the line that is combined and it backs up in the homes, which property owner is responsible for it and by chance, if there was a back-up that occurred into the neighbor's house, how would that issue be handled?

Solicitor Henninger commented that in order to do this, Mr. Schiavoni would need to do two things, one he would need a private easement agreement between 2169 Rosedale Avenue and 2173/2165 Rosedale Avenue setting forth the duties of the responsibilities in regards to the laterals. Two, he would need an agreement between the property owner of the new house and this Authority setting forth that if the operation fails, they have a duty too and must go across the road to make a separate connection at that time.

Mr. Schiavoni indicated that he has done these kind of easement agreements in the past in other Townships and will send Solicitor Henninger a draft copy so he can prepare, review and record these agreements. Solicitor Henninger noted that the cost of the fees associated with this will be billed to the developer.

2. Hamilton Drive Sewer Repair work Proposals – Mr. Lanman provided the Board with three (3) proposals for the Hamilton Drive sewer repair work. After looking over each proposal, Mr. Lanman is recommending that the Board approve the one submitted by CHN Site Construction for the sum of \$16,202.75, which includes the sinkhole repairs.

A motion was made by Mr. Magaro seconded by Mr. Hartz to approve CHN Site Construction proposal in the amount of \$16,202.75. The motion was unanimously approved.

3. Discussion – HRG's Wastewater Rate Study Proposal. HRG submitted a proposal for financial services regarding the preparation of a wastewater rate study (Study) designed to evaluate LSTMA's current revenue and expenses related to sewer service and develop appropriate user fees for the system. Due to the nature of this assignment, HRG proposed to complete this work on an hourly basis as follows:

Phase 1: Time and materials estimated fee of \$12,800

Phase 2 & 3: Time and Materials estimated fee of \$3,500 each

A motion was made by Mr. Spangler seconded by Mr. Magaro to approve the Lower Swatara Township Municipal Authority Wastewater Rate Study for Phase 1, 2 & 3. The motion was unanimously approved.

A motion was made by Mr. Hartz seconded by Mr. Spangler to approve October expenses in the amount of \$234,546.57. The motion was unanimously approved.

**New Business: None**

A motion was made by Mr. Weikle seconded by Mr. Magaro to adjourn the meeting and convene into executive session. The motion was unanimously approved and the meeting adjourned at 8:28 P.M.

ATTEST:

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Tracey Bechtel, Recording Secretary