

MINUTES
LOWER SWATARA TOWNSHIP MUNICIPAL AUTHORITY
APRIL 23, 2018

The April 23, 2018 Regular Meeting of the Lower Swatara Township Municipal Authority was called to order at 7:00 P.M by Chairman Wilkinson. Chairman Wilkinson called for the pledge of allegiance. The record indicated the following officials in attendance:

- Richard Wilkinson, Chairman
- Daniel Magaro, Vice Chairman
- Chester Hartz, Secretary
- Scott Spangler, Treasurer
- Frank Popp
- Peter Henninger, Solicitor
- Frank Lynch, Interim Township Manager
- Matt Cichy, Engineer
- Tracey Bechtel, Recording Secretary

Residents and visitors in attendance:

Lester Lanman (LSTMA)

Todd Truntz, (LST Commissioner)

Donna Kreiser, (McNees, Wallace & Nurick)

Jay Wenger, (Susquehanna Group Advisors, Inc.)

A motion was made by Mr. Magaro seconded by Mr. Popp to approve the March 26, 2017 Meeting Minutes. The motion was unanimously approved.

Mr. Wenger updated the Authority Board on where the Board of Commissioners are in the process of the debt service through the issuance of general obligation bonds for wastewater systems projects.

Ms. Kreiser explained Resolution No. 2018-R-3 that is before the Board this evening, Authorizing the undertaking of a certain capital project; Approving the terms of, and authorizing and directing the execution and delivery of a Sixth Supplemental Lease Agreement by and between the Township of Lower Swatara and the Authority; Authorizing necessary or appropriate action in connection with the foregoing; and rescinding all inconsistent resolutions.

A motion was made by Mr. Popp seconded by Mr. Magaro to approve Resolution No. 2018-R-3. The motion was unanimously approved.

A motion was made by Mr. Magaro seconded by Mr. Spangler to approve the Sixth Supplemental Lease Agreement by and between the Township of Lower Swatara and the Authority. The motion was unanimously approved.

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

2018 Proposed Capital Improvement Projects - Green Plains FM Discharge Downstream Manholes Lining – Rehabilitation: No Update to report.

Land Development Projects Update:

The Pond at Fulling Mill (Retirement Community) – The Contractor provided a resubmittal for the Armorock Polymer Manhole Rehab Insert for MH TW-1. Mr. Lanman and HRG reviewed and provided comment back to the Contractor on April 5, 2018. HRG also requested an update on the revisions needed by the Developer for MH TW-2 at this time but have not received anything.

Enterprise Pre-Delivery Inspection Center – No correspondence was received over the past month.

Phoenix Contact LCA Expansion – No correspondence was received over the past month.

UPS Northeast Hub – A meeting to discuss a developer's agreement was held on April 3, 2018 with members of the Township, HRG, Solicitor Henninger, and UPS representatives present. The Township indicated they want UPS to determine if the North Union Street Pump Station can be eliminated by running a gravity sewer interceptor down to Swatara Creek and then paralleling Swatara Creek to the connection point with the interceptor in Fulling Mill Road that conveys flow to DTMA. If this is not possible, UPS indicated they would ask for the Township's assistance in acquiring property for the new pump station. UPS indicated that they anticipate a land development plan submission in early to mid-summer 2018 and requested that they be able to share in-progress updates to allow for comments as the design is developed in the meantime.

The Township also asked for UPS consideration of a financial contribution to support the completion of the Act 537 Plan Update.

Hershey Creamery Expansion – No correspondence was received over the past month.

William's Manor – No correspondence was received over the past month.

Buddy's Run Subdivision – Plan Review No. 4 has been completed and a minor update to the drawings is needed. Once this revision has been made, the drawings from a sanitary sewer perspective will be acceptable for construction purposes. In addition, a Developer's Engineer opinion of probable construction costs has been reviewed and we recommend financial security in the amount of \$89,995.13.

PSU Meade Heights – No correspondence was received over the past month.

Stoneridge Lot 1 – No correspondence was received over the past month.

SBC Pennsylvania Building Expansion (2755 Spring Garden Drive) – No correspondence was received over the past month.

Building #300-Capital Logistics Center – Plan Review No. 2 has been completed and the drawings from a sanitary sewer perspective are acceptable for construction purposes. In addition, a Developer’s Engineer opinion of probable construction costs has been reviewed and we recommend financial security in the amount of \$27,450.00.

Proposal for Professional engineering services: A presentation of a proposal for professional engineering services to complete a feasibility study to convey increased flow from the Derry Township Drainage Basin to the Middletown Drainage Basin. Solicitor Henninger recommended the Board table this item for 30 days.

A motion was made by Mr. Magaro seconded by Mr. Hartz to table the proposal for professional engineering services for a feasibility study to convey increased flow from the Derry Township Drainage Basin to the Middletown Drainage Basin for 30 days. The motion was unanimously approved.

Solicitor’s Report:

Solicitor Henninger noted that DTMA did respond to our letter requesting relief from their increase in capacity fees as of July 1, 2018. Unfortunately, they indicated legally they could not do anything like that and they advised us that we should take that into account when calculating our tapping fees.

Solicitor Henninger reported that there is still no agreement in writing with Suez regarding the North 29. He and Mr. Lynch will be checking with the Auditors to see if we can net out the approximate \$7,000.00 off our payment to Suez Middletown. He will also be in discussion with Suez Middletown on 2015, 2016 and 2017 regarding what they are charging us versus the end of the year actuals. A follow up letter to them will be sent shortly.

Solicitor Henninger indicated that he was not able to meet with Mr. Lynch and Ms. Bechtel regarding the delinquent letters, but will be doing that over the next 30 days and will have a report to the Board at the May meeting.

M.A. Manager’s Report: Mr. Lanman noted the correspondence from DTMA on the revision to the Local Limits Discharge Industrial Pretreatment Program (IPP). In our Ordinance in Chapter 18 it states that we follow whatever the treatment plant that we are sending the flow to does and we will enforce it through them. The letter requests that our Board review the information and adopt the revised Local Limits. Solicitor Henninger advised Mr. Lanman to send a letter back to DTMA confirming that the Board adopted the new Local Limits schedule.

A motion was made by Mr. Hartz seconded by Mr. Magaro to adopt the Local Limits Discharge Industrial Pretreatment Program (IPP) schedule set forth in the April 18, 2018 letter from DTMA. The motion was unanimously approved.

Mr. Lanman reported that he attended the Highspire Authority meeting on April 19, 2018. One of the issues that was discussed was the Clarifier Project. Mr. Lanman recalled, that based on our understanding on what we owed on that project, we have a balance due of \$16,347.61. Rettew is claiming we owe \$71,395.83 which is all

their engineering fees on top of the actual construction costs. Mr. Lanman suggested the Board send a check in the amount of \$16,347.61, the amount originally agreed to and the remaining amount due could be handled as a separate issue. Chairman Wilkinson disagreed with making that remaining money a separate issue because Highspire confirmed during a meeting between parties in 2015 that the \$432,477.00 was the overall cost of this project. Chairman Wilkinson agreed with paying the remaining balance due of \$16,347.61 and a letter written to Highspire stating that this is our payment in full to fulfill our agreed upon obligation.

A motion was made by Mr. Magaro seconded by Mr. Popp authorizing Mr. Lynch to draft a letter to Highspire Borough Authority along with the final payment of \$16,347.61. The motion was unanimously approved.

Mr. Lanman updated the Board on other items discussed at the Highspire Authority's monthly meeting.

Township Manger's Report: Mr. Lynch requested an executive session to discuss Inter-municipal issues immediately following tonight's regular meeting.

A motion was made by Mr. Spangler seconded by Mr. Hartz to approve April expenses in the amount of \$231,429.42. The motion was unanimously approved.

Next month meeting will be on Monday, May 21, 2018.

A motion was made by Mr. Magaro seconded by Mr. Spangler to adjourn the meeting and convene into executive session for inter-municipal issues. The motion was unanimously approved and the meeting adjourned at 7:38 P.M.

ATTEST:

Tracey Bechtel, Recording Secretary