

**MINUTES**  
**LOWER SWATARA TOWNSHIP MUNICIPAL AUTHORITY**  
**OCTOBER 26, 2015**

Chairman Gingrich 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:

- James Gingrich, Chairman
- Todd Truntz, Vice Chairman
- Charles High, Secretary
- Thomas Mehaffie
- Samuel Monticello, Manager
- Peter Henninger, Solicitor
- Matthew D. Cichy, Engineer
- Tracey Bechtel, Recording Secretary

Absent: Richard Wilkinson, Treasurer

Residents and visitors in attendance:

Rick Smith (1884 Market St. Ext)  
Steve Severin, (LSTMA)  
Dan Wagner (LST Public Works)

Public Comments:

Rick Smith, property owner of 1884 Market Street Ext. Mr. Smith indicated that he just became aware that the rental property that he inherited from his father is quit delinquent. The tenant apparently was receiving the bills and hasn't paid since 2011. This tenant has since moved from the property. Mr. Smith is requesting relief from the penalty charges of \$230.55, since he was never aware of this bill.

After Board discussion, a motion was made by Mr. Mehaffie seconded by Mr. Truntz to accept payment in full for the sewer rents, but waive the \$230.55 penalty fee. The motion was unanimously approved.

A motion was made by Mr. Mehaffie seconded by Mr. Truntz to recommend to the Board of Commissioners to amend the Ordinance to have all sewer bills in the name of and directed to the owner of the property and not in the tenants name. The motion was unanimously approved.

A motion was made by Mr. High seconded by Mr. Mehaffie to approve the September 29, 2015 Meeting Minutes. The motion was unanimously approved.

**F. Lee Diskerson request for letter of support:** The Municipal Authority Board made no recommendation and took no action on this request. Solicitor Henninger noted that The Municipal Authority Board does not make recommendation to the Board of Commissioners on the issues related to rezoning. Solicitor Henninger indicated he will make contact with their council indicating this.

**Duane/Paula Rhodes – Approve/reject waiver for required control manhole and grease trap:** After discussion between Board and staff, a motion was made by Mr. Mehaffie seconded by Mr. High to table the waiver for required manhole and grease trap till further discussions take place with Township staff and the Mr. and Mrs. Rhodes. The motion was unanimously approved.

**Approve/reject 2285 W. Harrisburg Pike (Laundry Express) request for conveyance of 8 EDU's:**

A motion was made by Mr. High seconded by Mr. Truntz to approve Laundry Express-2285 W. Harrisburg Pike request for conveyance of 8 EDU's. The motion was unanimously approved.

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

**Pennsylvania Avenue (& Blacklatch Lane) Sewer Improvements Project:**

The Contractor, E.K. Service, Inc., completed the sanitary sewer main, lateral, and manhole replacement on the Pennsylvania Avenue portion of this project last week. The contractor is working on and should complete the Blacklatch Lane portion this week, meeting the Contract stipulated substantial completion date of November 1, 2015.

The Contractor then has some storm sewer repair work to complete for the Township on both Pennsylvania Avenue and Blacklatch Lane. Following the storm sewer repair work the Contractor will work on restoration. A meeting was held on October 22, 2015 with the Contractor, Township, United Water and HRG to review the pavement restoration requirements of Pennsylvania Avenue due to the concurrent work on the sanitary sewer, storm sewer, and water main. It was determined at the meeting that given the restrictions with placing of asphalt wearing course material due to weather limitations that the best course of action would be to have the Contractor install 19MM asphalt binder and 4.5" thick to the surface of the existing roadway, instead of the Contract required 3" of 19MM asphalt binder and 1.5" of 9.5 MM asphalt wearing courses on the sanitary sewer, storm sewer, and water main trenches. The Township will then overlay this roadway with asphalt wearing material sometime in the future.

Due to the wider trench to cover both the sanitary sewer and the storm sewer work, the Contractor has proposed revising the Municipal Paved Road Restoration price from a linear foot basis to a square foot basis. This would revise the unit price cost of \$34.00/LF to \$4.77/SF. The Contractor has offered a credit on the paving as well due to only difference in material price between 19MM and 9.5MM asphalt. The corresponding credit would revise the unit price from \$4.77/SF to \$4.51/SF. A decision from the Authority is requested on whether to accept the Contractor's proposed change of the Municipal Paved Road Restoration requirements as noted. HRG has reviewed this change and recommends approval.

A motion was made Mr. Truntz seconded by Mr. High to approve the proposed change for the Municipal Paved Road Restoration from a linear foot basis to a square foot basis. The motion was unanimously approved.

Mr. Cichy also alerted the Board that we have exceeded the hours budgeted for the HRG RPR that is onsite for this project. As noted at the July 27, 2015 Municipal Authority meeting when the HRG CA and RPR scope was approved, Mr. Cichy is requesting Authority approval to increase the fee for the HRG RPR work. The construction progress of Pennsylvania Avenue has taken longer than anticipated. The Contractor's schedule had anticipated six (6) days to

complete the work on Pennsylvania Avenue and it has taken 14 days to complete, plus mandrel testing still remains. Based on the time spent onsite and an estimate of the contractor's remaining work, I am requesting an increase of the CA & RPR phase of the project from \$11,000 to \$17,300.

A motion was made by Mr. Mehaffie seconded by Mr. Truntz to increase HRG RPR work from \$11,000 to \$17,300, a \$6,300 increase. The motion was unanimously approved.

**Amtrak Middletown Station Utility Relocation:** PennDOT is requesting that the Authority obtain the easement needed for the sanitary sewer relocation from the property owner (Lawrence Street Partners LP). PennDOT will then reimburse the Authority for the easement. It is requested that the Authority authorize Township Staff, the Solicitor and Engineer to proceed with the work required to acquire the easement required for the sanitary sewer relocation.

In addition, PennDOT is also requiring that the Authority then submit a Real Property Interest Document for the easement. It is requested that the Authority authorize Township Staff, the Solicitor, and Engineer approval to prepare this document.

A motion was made by Mr. Truntz seconded by Mr. Mehaffie to approve the Authority to obtain the easement from the property on all required work provided that PennDOT provides an acceptable reimbursement agreement. The motion was unanimously approved.

Mr. Cichy also added that PennDOT's consultant has provided some additional comments regarding the drawings and specifications needed for the sanitary sewer relocation. HRG will be revising our documents as necessary and resubmitting to PennDOT's consultant.

**Richardson Road Sewer Relocation:** The Township will be replacing the storm sewer culvert across Richardson Road and the new culvert will impact the existing sanitary sewer that runs under the culvert. The sanitary sewer relocation portion of the project is included in the Township's overall project. Design work on the sanitary sewer relocation is progressing and a draft of the proposed sanitary sewer relocation plan is attached for the Board's review.

This project is scheduled for construction in 2016. The Township is funding the overall project through the Dauphin County Infrastructure Bank (DCIB) Loan Program, which has a 10 year term. The Authority will be responsible for reimbursing the Township the costs associated with the sanitary sewer relocation, which was estimated at approximately \$72,000 in 2013. Mr.

Cichy noted however, that we are seeing less bidding competition from water and sewer contractors presently due to increased backlogs and are seeing higher prices bid recently; if this continues into next year, the Authority's share of the project cost may be higher than anticipated. For the Authority's budgeting purposes anticipated 2016 loan payment, which may be approximately \$7,500, based on the \$72,000 estimate.

Mr. Cichy noted that there is a meeting scheduled for tomorrow at the Township building with some Authority members and Township staff to go over the Act 537 to talk about what direction the Township wants to go in regards to updating this.

**Solicitor's Report:** Solicitor Henninger requested an executive session immediately following the meeting to discuss issues with our intermunicipal agreement with Highspire.

**Manager's Report:** Mr. Monticello gave the Board members a printout of the 2016 Authority budget-estimates he received from Derry, Highspire and Middletown Authorities for review.

**Review Statement of Revenues and Expenditures compared to Budget:** Mr. Mehaffie indicated to the Board that there are also copies of the preliminary 2016 Budget included and he recommends that each Board member take time to look it, if there are any questions or concerns the Board can contact Lisa Mundis or Rebecca McClain. The proposed 2016 Budget will be discussed and up for approval to advertise at next month's meeting.

A motion was made by Mr. Truntz seconded by Mr. High to approve the October expenses in the amount of \$188,361.36. The motion was unanimously approved.

**New Business:**

Solicitor Henninger reported that based on information found, Nick Farr's lateral goes into a line that we cannot establish ownership of. The line also runs into a railroad right-of-way. Solicitor Henninger recommended that the Board take action to approve repairs to this line of unknown ownership not to exceed \$3,000.

A motion was made by Mr. High second by Mr. Mehaffie to approve repairs not to exceed \$3,000.00 to the line of unknown ownership down at Farr's. The motion was unanimously approved.

Mr. Severin updated the Board on Hershey Creamery. Their meter is installed and functioning. The Authority staff does have web access to the meter in order to collect the data needed for billing.

Mr. Severin also reported that the met with Mr. Nardo down at the Linden Centre and took action to correct I & I issues that were occurring there.

Mr. Wagner reported that he has a meeting scheduled with Middletown Borough and their code enforcement officer this Thursday to discuss having the owner of the Swatara Shores mobile home park to put in a meter. Middletown has a requirement that any flow coming to Middletown needs to be metered.

Mr. Wagner also requested an executive session for personnel matters following tonight's meeting.

A motion was made by Mr. High seconded by Mr. Mehaffie to adjourn and proceed into executive session. The motion was unanimously approved and the meeting adjourned at 8:35 P.M.

ATTEST:

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Tracey Bechtel, Recording Secretary