

**MINUTES**  
**LOWER SWATARA TOWNSHIP MUNICIPAL AUTHORITY**  
**JUNE 25, 2012**

Chairman Gingrich called the Regular Meeting of the Lower Swatara Township Municipal Authority to order at 7:09 P.M. The record indicated the following officials in attendance:

- James R. Gingrich, Chairman
- Todd Truntz, Vice Chairman
- Charles A. High, Secretary
- Richard Wilkerson, Treasurer
- Donald Martino, Asst. Secretary/Treasurer
- Peter Henninger, Solicitor
- Matthew D. Cichy, Engineer
- Harry Krot, Township Manager
- Tracey L. Bechtel, Recording Secretary

Others in Attendance: Mike Williams, Ron Paul, Commissioner Thomas Mehaffie and Commissioner Jon Wilt.

A motion was made Mr. High, seconded by Mr. Martino to approve the May 21, 2012 Meeting Minutes. The motion was unanimously approved.

Chairman Gingrich asked Solicitor Henninger to update the Board on The Amendment to the BW Partnership Agreement. Mr. Henninger stated that Mr. Williams had proposed through his counsel an amendment to the 2008 agreement to allow him some additional flexibility as far as potential transfer of the EDU's to which he would be entitled for the Bryn Gweld East Development upon completion of the sanitary sewer improvements on the Lumber Street interceptor. Mr. Henninger has proposed to the Authority Board as to the amendment is to have language that mirrors the original Messick Agreement which would basically allow BW Partnership to use those 26 EDU's for the Bryn Gweld East Subdivision or for other lands for which BW Partnership would have an interest or in the future may obtain an interest within the drainage basin or any principals of BW Partnership within the drainage basin.

The proposal proposed additional language that the 26 EDU's could be transferred to a third party; however, that was not part of the original Messick Agreement and Mr. Henninger discussed with Mr. Williams and his counsel that he could not recommend to the Authority Board the ability for anyone to create a secondary market in EDU use. The Board agreed that the amendment should be consistent with the Messick Agreement and Mr. Henninger indicated he would be in touch with Mr. William's Attorney and should have the Agreement prepared for next month's meeting.

A motion was made by Mr. Wilkerson, seconded by Mr. Martino to acknowledge receipt of the 2011 Municipal Authority Audit, DCED Report and Management letter prepared by Waggoner, Frutiger and Daub. The motion was unanimously approved.

**Engineer's Report:** Mr. Cichy distributed his monthly written report. Mr. Cichy reported that there were no invoices or updates to report with the Highspire Wastewater Treatment Plant upgrade project.

No invoices were received this month for the Middletown WWTP Upgrades, but Mr. Cichy received clarification from CET Engineering Services on the previously received invoices from Penn Waste, Inc. totaling \$9,742.00 of which Lower Swatara's share would be \$1,948.40. The Penn Waste invoices are for waste disposal during the startup period of the WWTP ATAD system; once the system is operational the waste disposal will cease. Based upon this information, this would be considered a capital expense and is eligible for reimbursement. The Authority toured the Middletown Borough Authority WWTP prior to tonight's meeting.

The design of the Jamesway Pump Station Improvements Project which includes the sewage grinder installation and associated components is nearing completion. HRG intend to have a set of design documents including project drawings and specifications available for Township Staff review next week. Township Staff comments would then be incorporated and Final design documents and a set of bid documents would be produced. Bidding schedule will be discussed with Township Staff.

No work has been performed during the past month for the Blacklatch Lane Sewer Replacement Project. HRG will schedule a field meeting with Township Staff to view the

proposed alignment of the sewer replacement to determine if there are any significant structures or trees which may be impacted.

**Solicitor's Report:** Nothing further to report.

**Manager's Report:** Mr. Krot reported receipt of two (2) Planning Modules, one from Phoenix Contact requesting conveyance of 4,320 gallons per day or 19 EDU's. To date Phoenix has purchased a total of 42 EDU's. Flow readings for the calendar year 2012 indicates that they have been averaging 55 EDU's equating to an additional 13 EDU's needed plus the 19 EDU's for the expansion for a total of 32 EDU's.

The second Planning Module received from Penn State Harrisburg requesting conveyance of 1,014 gallons per day or 4 EDU's for a new education building.

Mr. Krot noted that the Authority received an invoice from both Middletown Borough and their engineer for treatment charges for year 2011; however, we are still waiting for some backup information related to charges for the communication center and code enforcement. Tammy Blymire has been in contact with Ms. Felty, Middletown Borough's Finance Officer and we are hopeful to have verification on these charges in order to submit approval for payment at next month's meeting.

A motion was made by Mr. Wilkerson and seconded by Mr. Martino to approve the June expenses of the Sewer Revenue Fund in the amount of \$109,356.50. The motion was unanimously approved.

The next meeting is scheduled for Monday, July 23, 2012 at 7:00 P.M.

A motion was made by Mr. Martino and seconded by Mr. Truntz to adjourn. The motion was unanimously approved and the meeting adjourned at 7:29 P.M.

ATTEST:

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Tracey Bechtel  
Recording Secretary