

MINUTES
LOWER SWATARA TOWNSHIP MUNICIPAL AUTHORITY
JULY 27, 2009

Chairman Gingrich called the Regular Meeting of the Lower Swatara Township Municipal Authority to order at 7:30 P.M. The record indicated the following officials in attendance:

- James R. Gingrich, Chairman
- James R. Brokenshire, Vice Chairman
- Charles A. High, Secretary
- Richard W. Wilkinson, Treasurer
- Donald Martino, Asst. Secretary/Treasurer
- Peter R. Henninger, Solicitor
- Edward Ellinger, Engineer
- Ronald J. Paul, Township Manager
- Darlene Stoudt, Recording Secretary

Absent: Matthew D. Cichy, Leslie A. LaVia

Others in Attendance: Rick J. Wareham, Phyllis Zimmerman

A motion was made by Mr. Brokenshire and seconded by Mr. High to approve the June 22, 2009 Meeting Minutes. The motion was unanimously approved.

Rick Wareham, Project Manager for the Penn State University Harrisburg's new student housing project was in attendance to discuss the permit fees for the project. JoAnn Coleman, the Housing Director, gave Mr. Wareham a letter dated March 1997, regarding the Meade Heights connections which were abandoned and noted that the capacity is not increasing with this new housing project.

Under the new treatment agreement with Middletown, the Township is now paying for capacity. With the new agreement, Lower Swatara Township is responsible for 20% of the Chesapeake Bay plant upgrades which have been estimated to cost approximately eighteen million dollars and also will be responsible for 20% of the annual Operations and Maintenance costs at the plant. Penn State University Harrisburg will be charged for the sewer connections for the new housing project because of the new agreement. Mr. Wareham asked for documentation outlining the terms of the new Middletown/Lower Swatara Township Treatment Agreement.

Engineer's Report: Mr. Ellinger distributed Mr. Cichy's written Engineering Report. PSI is completing the remaining punch list items for the Farr Pump Station Upgrade. However, final

completion of this project was to occur July 2, 2009. Liquidative damages can be assessed in the amount of \$120.00 per day for failure to complete the job on time. The contractor has requested via e-mail a thousand dollar credit to the Township Authority for not completing the project on time. Liquidative damages will be discussed at the next Authority meeting. No exact date is known for final completion, but the contractor stated that the work should be completed this week. It was noted that the operation & maintenance manuals and the record drawings have been received. It was noted that there was a defective piece of equipment which had to be replaced.

A motion was made by Mr. High and seconded by Mr. Wilkinson, to approve the Application for Payment No 1 to PSI Pumping Solutions, Inc. in the amount of \$103,961.16. The motion was unanimously approved.

A motion was made by Mr. Brokenshire and seconded by Mr. High authorizing HRG to prepare the Self Liquidating Debt Report for the General Obligation Bond issue at a cost of \$5,000.00. The motion was unanimously approved.

Solicitor's Report: Mr. Henninger stated that the Board of Commissioners approved Ordinance No. 515 at the Special Meeting held tonight at 6:30 P.M. Ordinance No. 515 authorizes the sale of the 2009 General Obligation Bonds and approves the Fourth Supplemental Agreement of Lease.

A motion was made by Mr. Wilkinson and seconded by Mr. Brokenshire to approve Resolution 2009-R-2 authorizing a Fourth Supplemental Agreement of Lease between the Municipal Authority of Lower Swatara Township (Lessor) and the Township of Lower Swatara Township (Lessee). The motion was unanimously approved.

Mr. Henninger reported that a municipal lien will be filed on a property located on Richard Avenue if the property owners do not pay the past due sewer charges in full within the thirty (30) day period. It was noted that the Donna Lauck property is listed for sale.

Mr. Henninger informed the Board that Middletown Borough Council and the Middletown Borough Authority are scheduled to meet on Wednesday, July 29, 2009. The Authority will monitor this situation.

Manager's Report: Nothing to Report.

A motion was made by Mr. High and seconded by Mr. Wilkinson to approve the July expenses of the Sewer Revenue Fund in the amount of \$237,206.98. The motion was unanimously approved.

Mr. Brokenshire reported that the Highspire Borough Authority has now received the permit for the Ann Street sewer project. Highspire will be sending out letters to the residents along Lumber Street regarding the upgrade work. It was noted that this project is not proceeding too quickly.

Mr. Brokenshire informed the Board that Highspire Borough was given an A+ credit rating by the underwriters. The contract amount for the Highspire Plant Chesapeake Bay upgrade project is \$8,693,500, less than what was anticipated. Highspire Borough Council and Highspire Borough Authority have scheduled a joint meeting to approve their borrowing issue. Highspire received a Five (5) million dollar CFA Grant; however no money was received from PENNVEST.

The next meeting of the Authority is August 24, 2009. A motion was made by Mr. Brokenshire and seconded by Mr. High to adjourn. The motion was unanimously approved and the meeting adjourned at 8:00 P.M.

ATTEST:

Leslie A. LaVia
Recording Secretary