

MINUTES
LOWER SWATARA TOWNSHIP MUNICIPAL AUTHORITY
FEBRUARY 25, 2008

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
- Edward A. Ellinger, Engineer
- Peter R. Henninger, Solicitor
- Ronald J. Paul, Township Manager
- Leslie A. LaVia, Recording Secretary

Others in Attendance: Matt Cichy, HRG, Mike Williams

Chairman Gingrich opened the floor to Mike Williams. Mr. Williams informed the Board that he attended the February meeting of the Highspire Borough Authority. Mr. Brokenshire was also in attendance at that meeting. An agreement will be drafted between Highspire Borough Authority and the three developers regarding the Lumber Street sewer upgrade. It was noted that it appears that BW Partnership is not a registered name for doing business in the state of Pennsylvania. The attorneys will look into this matter. Mr. Brokenshire informed the Board that Highspire surveyed the sewer line and a sag was discovered. The Authority will wait to hear from Highspire Borough Authority regarding the Lumber Street upgrade project.

Mr. Brokenshire, seconded by Mr. High, made motion to approve the January 28, 2008 Meeting minutes. The motion was unanimously approved.

Engineer's Report: Mr. Ellinger distributed his monthly written report. Mr. Ellinger informed the Board that the notice to proceed with the Nissley Drive/Ray Road sewer rehabilitation project was issued to New Hope Pipe Liners, LLC. A pre-construction meeting was held February 11, 2008. Mr. Ellinger stated that he will see that the Board members get a copy of those minutes. The contractor will begin the root control work

this week and the slip-lining work will follow in a few weeks. The project must be completed by mid May.

Mr. Ellinger informed the Board that HRG continues to work on the design for the upgrade to the Farr Pump Station. The DEP Chapter 106 Water Obstruction and Encroachment Permit Application is completed and ready for execution. Mr. Wilkinson, seconded by Mr. High made motion to approve the application. The motion was unanimously approved.

The CAP report is completed and ready for submission to Highspire Authority Engineer. Highspire will submit the report to DEP. Mr. Ellinger stated that the Chapter 94 Reports are completed for the three treatment plants.

Mr. Ellinger stated that he will contact DEP and Highspire Borough Authority Engineer regarding Highspire and Lower Swatara Township's future obligations for the filing of the CAP report. It was noted that there have been no hydraulic overloads at the Highspire Wastewater Treatment Plant.

Mr. Paul, Mr. Henninger, Mr. Cichy, and Mr. Ellinger met February 22, 2008 to discuss the potential Middletown drainage basin build-out. This information is needed for calculating capacity for the Middletown treatment plant and the new treatment agreement. It was noted that in some areas there are options where the sewerage could be directed. The Jednota property is an area where the flow could be treated by any of the three treatment plants. Mr. Ellinger prepared a proposal for the build-out study. The study should be completed by the March meeting and should not exceed \$4,700.00.

Mr. Ellinger stated that the Board should consider revising the Township's ACT 537 Plan and stated that DEP reimburses for half the cost. DEP would also pay for 50 % of the cost for the GPS of the manholes.

Mr. Brokenshire, seconded by Mr. Wilkinson, made motion authorizing the Engineer to proceed with the Middletown Build Out Study at a cost not to exceed \$4,700.00. The motion was unanimously approved.

Solicitor's Report: Mr. Henninger reported that the Board members received a copy of Tom Wenger, Middletown Borough Authority Solicitor's response to Mr. Henninger's January 18th 2008 comment letter regarding the proposed Middletown treatment agreement. Mr. Henninger stated that he and Mr. Wenger have a tentative meeting

scheduled for February 29, 2008 (or March 4, 2008) to discuss the proposed agreement in greater detail. A target date of March 31, 2008 has been set for the proposed agreement. It was noted that Middletown would not be granted any extension by DEP for the Chesapeake Bay upgrades and Middletown Plant must meet a 2011 deadline. Mr. Paul informed the Board that he spoke with Steve Huntzinger, Middletown Borough Authority Engineer this week. Mr. Huntzinger indicated that he would like to talk to Mr. Ellinger.

Mr. Henninger commented that some municipalities have been granted an extension. It was noted that Harrisburg Wastewater Treatment Plant will be buying credits. Construction costs will be higher for those municipalities who wait; however there might be funds available at a later date. Mr. Henninger stated that Highspire upgrade costs have been estimated between seven and ten million and Middletown upgrade costs have been estimated between eleven and fifteen million. Lower Swatara Township will need to finance approximately eight million dollars for the Chesapeake Bay upgrades.

Mr. Henninger informed the Board that that the penalty provision in the proposed agreement needs to be discussed and the Lower Swatara Township Authority wants to review the 2006 O & M Budget for Middletown so Lower Swatara Township Authority has an idea what the Township's treatment costs would be based on the Lower Swatara Township's estimated percentage of the plant capacity.

Mr. Henninger stated that the Authority may receive payment soon from a municipal lien. The property was scheduled for settlement, Friday, February 22, 2008. Mr. Henninger informed the Board that he must renew a municipal lien that is over twenty years old. Mr. Henninger indicated he would have an updated sewer lien list for the next meeting.

Manager's Report: Mr. Paul had nothing to report.

Mr. Brokenshire reported on the Highspire Borough Authority meeting, Thursday, February 21, 2008. Mr. Brokenshire stated that Von Hess, the Highspire Borough Authority Chairman recently went to a briefing on the Chesapeake Bay Compliance Plan and distributed a packet of information from that meeting. Highspire will be joining the Council of Governments legal action, Highspire Borough Authority will not participate. Mr. Brokenshire reported that next month Highspire Borough

Authority will be discussing financing their portion of the upgrade. It was noted that permit approval with DEP could take six months.

Mr. Wilkinson, seconded by Mr. High, made motion to approve the February expenses of the Sewer Revenue Fund in the amount of \$120,482.18. The motion was unanimously approved.

The next meeting of the Authority is scheduled for March 24, 2008. Hearing no further business, Mr. Brokenshire, seconded by Mr. High, made a motion to adjourn. The motion was unanimously approved and the meeting adjourned at 8:25 P.M.

ATTEST:

Leslie A. LaVia
Recording Secretary