

**MINUTES**  
**LOWER SWATARA TOWNSHIP MUNICIPAL AUTHORITY**  
**LEGISLATIVE MEETING – NOVEMBER 28, 2022**

The November 28, 2022, Legislative 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 in attendance in person.

- Richard Wilkinson, Chairman
- Scott Spangler, Vice Chairman
- Chester Hartz, Secretary
- Frank Popp, Treasurer
- Don Bailes
- Jim Diamond, Eckert Seamans
- Caleb Krauter, Engineer
- Shawn Fabian, (HRG)
- Brain Davis, MS4
- Scott Washinger, Municipal Authority Representative
- Ronald Paul, Commissioner, Liaison for Authority
- Tracey Bechtel, Recording Secretary

Residents and visitors in attendance: See attached list for others in attendance.

**Public comments:** None

**Approval of Minutes:**

A motion was made by Mr. Hartz seconded by Mr. Bailes to approve the Minutes of Legislative Meeting October 24, 2022. The motion was unanimously approved.

Approve/reject/table Resolution No. 2022-R-7 – Special Purpose Fee for connection to the Sanitary Sewer System for the Lumber Street Interceptor Improvements Project.

A motion was made by Mr. Popp seconded by Mr. Spangler to approve Resolution No. 2022-R-7 – Special Purpose Fee for connection to the Sanitary Sewer System for the Lumber Street Interceptor Improvements Project. The motion was unanimously approved.

Approve/reject/table Application for Payment #4 to JVI Group, Inc. for the Cockley Road Culvert Replacement/LST 2021 Drainage Improvement and Swatara Drive Sanitary/Storm Improvements.

A motion was made by Mr. Hartz seconded by Mr. Bailes to approve the Application for Payment # 4, in the amount of \$119,661.52, to JVI Group, Inc. for the Cockley Road Culvert Replacement/LST Drainage Improvement and Swatara Drive Sanitary/Storm Improvements. The motion was unanimously approved.

Approve/reject/table Improvement Guarantee reduction for Buddy's Run Subdivision for Sanitary Sewer.

A motion was made by Mr. Popp seconded by Mr. Bailes to approve the Improvement Guarantee reduction for Buddy's Run Subdivision for Sanitary Sewer in the amount of \$13,499.27, reducing the Improvement Guarantee to \$0.00. The motion was unanimously approved.

Approve/reject/table Improvement Guarantee reduction for 250 Fulling Mill Road for Sanitary Sewer and Stormwater.

A motion was made by Mr. Spangler seconded by Mr. Bailes to approve the Improvement Guarantee reduction for 250 Fulling Mill Road for Sanitary Sewer and Stormwater in the amount of \$285,282.50, reducing the Improvement Guarantee to \$0.00. The motion was unanimously approved.

Approve/reject/table Financial Security Agreement between NB At Penn Preserve, LLC, and Lower Swatara Township Municipal Authority.

A motion was made by Mr. Hartz seconded by Mr. Popp to approve the Financial Security Agreement between NB At Penn Preserve, LLC, and the Lower Swatara Township Municipal Authority in the amount of \$493,634.00. The motion was unanimously approved.

Approve/reject/table Permanent Stormwater Management Facilities Easement between NB At Penn Preserve, LLC, and the Lower Swatara Township Municipal Authority.

A motion was made by Mr. Popp seconded by Mr. Bailes to approve the Permanent Stormwater Management Facilities Easement between NB At Penn Preserve, LLC, and Lower Swatara Township Municipal Authority. The motion was unanimously approved.

Approve/reject/table Operation and Maintenance Agreement Stormwater Management Best Management Practices between NB At Penn Preserve, LLC, and Lower Swatara Township Municipal Authority.

A motion was made by Mr. Popp seconded by Mr. Hartz to approve Operation and Maintenance Agreement Stormwater Management Best Management Practices between NB At Penn Preserve, LLC, and Lower Swatara Township Municipal Authority. The motion was unanimously approved.

Approve/reject/table Operation and Maintenance Agreement Stormwater Management Best Management Practices between UGI Utilities, Inc., and Lower Swatara Township Municipal Authority.

A motion was made by Mr. Spangler seconded by Mr. Bailes to approve Operation and Maintenance Agreement Stormwater Management Best Management Practices between UGI Utilities, Inc., and Lower Swatara Township Municipal Authority. The motion was unanimously approved.

Approve/reject/table final design proposal for the Lumber Street Sewer Interceptor.

A motion was made by Mr. Popp seconded by Mr. Hartz to approve Professional Engineering Services - Supplement No. 1 – Design, Bidding and Grant Funding Application Phases in the amount of \$69,700 for the final design proposal for the Lumber Street Sewer Interceptor contingent on the Proprietary Notice be removed from the document. The motion was unanimously approved.

Approve/reject/table Lumber Street Interceptor Improvement Project CFA H20 PA and SWS Grant Applications.

Mr. Krauter recommended the Board table this item this evening.

A motion was made by Mr. Hartz seconded by Mr. Bailes to table the Lumber Street Interceptor Improvement Project CFA H20 PA and SWS Grant Applications. The motion was unanimously approved.

**Engineer's Report:**

**Act 537 Planning**

The flow metering activities have been completed by ADS and the final report received. HRG held a kickoff meeting with LSTMA on November 15, 2022. The Act 537 Report preparation activities have commenced and are anticipated to be completed in the fall of 2023.

**2023 Sanitary Sewer CIPP Lining Project**

The Project has been revised to include the sewer pipes within the Bryn Gweled neighborhood and remove the Capital Campus sewer interceptor, as requested by Authority Staff. Authority Staff have requested this project be included in a CFA Small Water and Sewer Project Grant Application.

**Lumber Street Interceptor Improvements Project**

HRG held a design review meeting with Authority Staff on October 25, 2022, to review the preliminary design. The Special Study is currently being prepared and the 30-day public comment period shall be coordinated with the Authority Staff. A resolution will also be prepared for adoption by the Township prior to submission to PA DEP.

HRG reviewed funding opportunities with the Authority Staff at the October 25, 2022, preliminary design review meeting and discussed applying for grant and loan funding applications to fund the project. Authority Staff requested a Commonwealth Financing Authority H20 Pay Application be prepared for the Project. A PENNVEST application is also anticipated to be completed for the May or August 2023 application periods.

**Highspire Borough Authority (HBA) – Biosolids System and Dewatering Improvements Project**

No update.

**2021 Storm Sewer Replacement Project (217 Delmont Ave, Scarlett Ave, Spring Garden Dr by Caterer, Cockley Road Culvert Replacement, Swatara Dr & Penna Ave, Nissley & Spring Garden, Greenwood Circle).**

Construction at 217 Delmont and repairs at Cockley Rd are both complete except for final wearing course restoration. Greenwood Circle construction restarted on October 25, 2022, and the replacement storm sewer has

been entirely set, replacement curb has been poured, and when the curb cures then back fill and restoration will be completed. We ran into issue with suitability of the excavated material for use as backfill and had the contractor bring in 2A modified stone for select backfill areas. We will begin the review of the remaining work and payment due to see if this additional material can be handled within the remaining contract value or if a change order will be necessary. We anticipate additional work this week to prepare the project for a substantial completion walkthrough, where a punch list of remaining work corrections can be established prior to contract close out.

Nissley and Spring Garden Subsurface Utility Engineering results found 3 water line clashes and 3 gas line clash that cannot be resolved through engineering adjustments. We have met with Veolia and pushed information to UGI for them to design and construct relocations of these utilities to allow us to complete the project. We found a new contact with UGI to be able to resolve those clashes with their system and pushed the highlighted plans of the conflict areas to them.

**Schedule:**

Substantial Completion      September 30, 2022 – Expected now November 18, 2022

Final Completion              October 28, 2022 - Expected now November 30, 2022

**Rosedale Manor Stormwater Project**

We are still waiting on re revised 4401 reports from DOLI. This is the last item we need from them to close out the contract and the PennVEST loan. They have submitted their application for payment #10 for our review and will process that request when we receive the revised report.

**Bryn Gweled Infrastructure Replacement Project**

Coordination with Veolia is complete, and they have agreed to replace their line through our project and remove all the clashes identified for our preferred design of the new storm sewer system.

The GP-11 permit submission was made to PADEP on September 20, 2022, and it is now in review. We received minor comments from PADEP on November 1, 2022, and were able to revise and resubmit a revised plan on November 7, 2022

**2024 CIP Stormwater Improvement Project (Burd & Richard Storm Sewer Replacement, Lumber St Storm Sewer Replacement, Richardson Road Stream Restoration & Fiddlers Elbow Road Bank Erosion Repair)**

We have begun to prepare the proposal for design, permitting, bid preparation, and PennVEST support for this project.

**Hanover St and Meade Ave Stormsewer Repairs**

We have finalized the permit package for Meade Ave, and it was submitted to PADEP for review on November 16, 2022. We can now prepare the project manual and bidding materials for these two sites.

**Land Development Projects**

*The Pond at Fulling Mill*

We received a revised land development plan on November 10, 2022 and are completing the review at this time.

*Hershey Creamery Expansion*

Startup of the pretreatment plant is currently being conducted and testing by the land developer is anticipated to be completed in the coming weeks. Industrial usage of the pretreatment plant is not anticipated until the spring of 2023.

*UPS Northeast Hub*

Construction activities are being completed at the new N. Union Street Pump Station location and the force main tie-in is anticipated to take place during the last week of November. Startup and operations training for Authority staff

is anticipated to take place in the coming weeks, following successful startup of the Pump Station. The Developer has requested the Authority approve switching existing sewer flow to the new Pump Station prior to final acceptance of dedication by the Authority.

*William's Farm*

No update to report.

*Stoneridge Lot 5*

No update to report. Following the start of construction, HRG and LST were notified of building elevation changes from the approved plans. The design engineer will be providing revised plans for approval.

*Campus Heights Village III*

No update to report. The Developer has requested a reduction in the financial security. We completed our inspection on July 20, 2022, and noted minor improvements required for reduction of the financial security. We will provide a recommendation upon completion of all punch list items and reinspection of the facilities.

*Fiddler's Elbow Warehouse*

No update to report.

*250 Fulling Mill Road Warehouse*

HRG provided recommendation for the sanitary sewer IG Reduction on October 21, 2022, in the amount of \$67,534.50, or 100% of the original amount. Storm water reduction was previously sent by HRG for \$217,748.00. The total IG Reduction for the sanitary and storm is \$285,282.50.

*Kinsley Residential Subdivision*

No update to report.

*Union Knoll (Formerly Oberlin Road LD-Triple Crown)*

HRG met with Veolia Middletown on October 20, 2022, at which time they have not finalized the plan to provide public water to the development.

In response to the Developer's Capacity Request, we completed an analysis of the Capital Campus interceptor, which has been determined to at max capacity and in need of improvements to accept additional sewer connections. A meeting with Developer has been set up for early December 2022.

The Authority received updated Plans and we completed our review and provided comments on November 4, 2022.

*1801 Oberlin Road – 3 Lots*

No Update to report.

*Illuminated Integration*

The Developer's engineer has indicated that they are redesigning the sewer connection to include an on-lot grinder pump system that contributes flows to the gravity system along Fulling Mill Road.

*Penn Preserve*

No update to report.

*Aberdeen Subdivision*

No update to report.

*Colony of Old Reliance*

HRG and Authority Staff met on November 22, 2022, to discuss gravity sewer alternatives. Coordination with Developer's engineer continues, in relation to the feasibility of the pump station installation or gravity sewer main installation alternatives.

*UGI CNG Facility*

HRG provided Plan Review #2 comments on November 10, 2022.

*Buddy's Run*

HRG provided recommendation of the sanitary sewer improvement Guarantee Reduction on November 9, 2022, in the amount of \$13,499.27, or 100% of the original amount.

**Manager Report. (Liaison Commissioner Paul):** Commissioner Paul inquired on the status of the Phoenix Contact Agreement. Chairman Wilkinson indicated he was just talking with the Solicitor regarding that today.

**Municipal Authority Representative Report:** Mr. Washinger noted that he attended the Highspire Borough Authority Meeting and updated the Board on the Biosolids System and Dewatering Improvements Project.

Mr. Washinger reported that there have been some issues with the grinder at the Green Plains pump station. Envirep is scheduled to come out and look at it. Also Mr. Washinger was not aware that when the new pumps were installed at Green Plains that the electrical panels did not have VFD's. He is working on getting an estimate to get those in there.

**MS4 Report:** Mr. Davis reported that he heard back from DEP and they have accepted our Annual Report without comments.

Mr. Davis noted that calls have been coming in from residents about basins and grates that are clogged by the leaves. He has gone out to several BMPs this month to talk to the homeowners. We have had no flooding issues.

**Approve November Expenses for Sewer Revenue Fund:**

A motion was made by Mr. Popp seconded by Mr. Spangler to approve the November Expenses for the Sewer Revenue Fund in the amount of \$667,873.79. The motion was unanimously approved.

**Approve November Expenses for Stormwater Fund:**

A motion was made by Mr. Frank seconded by Mr. Bailes to approve the November Expenses for the Stormwater Fund in the amount of \$24,613.75. The motion was unanimously approved.

**Old Business:** Mr. Burkholder noted that on October 24, 2022, the Board approved an escrow deduction for 301 Fulling Mill Rd. That monies were deposited into the General Fund, so that \$25,000 will not be coming out of the Sewer Revenue Fund. It will go before the Board of Commissioners for approval and then refunded through the General Fund.

**New Business:** None

A motion was made by Mr. Popp seconded by Mr. Bailes to adjourn and convene into executive session. The motion was unanimously approved, and the meeting adjourned at 7:45 P.M.

ATTEST:

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Tracey Bechtel, Recording Secretary

11-28-22

ORGANIZATION (IF APPLICABLE) OR ADDRESS

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