

Weaverland Valley Authority

Meeting Minutes

March 11, 2019

The Board of the Weaverland Valley Authority (“Authority”) met at the East Earl Township building 4610 Division Hwy, East Earl, Lancaster County, Pennsylvania on March 11, 2019. Chairman Ken Witmer called the meeting to order at 6:30 p.m.

The following Board members were present: Ken Witmer, Harold Kilhefner, Jason Firestine, Scott Marburger (arrived late), Gene Pierce, and Randy Miller. Also present were Gary Martin, Becker Engineering; Jeff Sweater, ELA; Bruce Crabb, Operations Supervisor; and Denise Bensing, Administrator.

MINUTES: A motion was made by Gene Pierce, seconded by Randy Miller, that the minutes of the February 11, 2019 meeting be approved as submitted. The motion carried unanimously.

PUBLIC COMMENT:

Linda Marburger, 422 W. Main St., Terre Hill – Ms. Marburger explained that she recently applied to the zoning hearing board for an apartment in the lower portion of her residence. She explained that, prior to her purchasing the property, there was a doctor’s office that was converted to an apartment. She was wondering if there was any proof that 2 tapping fees weren’t paid for the property. If she is required to purchase more capacity she is ok with purchasing sewer capacity but considering she has very little water pressure, she has a problem with purchasing more water capacity. Bruce noted that there is a difference between water volume and water pressure. What Ms. Marburger is describing would be due to water volume. Gene noted that he also lives in that area and he also had low pressure which he solved by having a booster pump installed.

Harold explained that the former Terre Hill Authority originally didn’t have a tapping fee. He feels almost certain that when this property connected to the system, that a tapping fee wasn’t paid. Gene asked Gary if a property has a residence and a business is it required to have 2 EDU’s if nothing has changed in the configuration of the house. Gary explained that the current rules and regulations would require an EDU for each. Gene said since there is no probable record whether a tapping fee was paid, he would recommend no additional tapping fee to be paid but to transition to billing for 2 EDU’s. Gene Pierce made a motion that in the case of Linda Marburger, 422 W. Main St., Terre Hill to waive the need to purchase additional capacity and change the capacity to 2 EDU’s to represent the proper configuration, seconded by Harold Kilhefner. Motion carried unanimously.

Clifford Nolt, 795 Terre Hill Rd. – Mr. Nolt would like to connect to the public sewer. In order to do so, he would need to cross a stream. He is currently working on getting a DEP stream crossing permit. It was noted that there is a business on the property. Mr. Nolt explained that he is only interested in connecting the house to the sewer system. The business is a wholesale business and customers don’t come to his property. Gene asked what portion of the property is used for the business. Mr. Nolt replied that his business uses 4,000 sq. ft. of his property. He understands that he will need to install a grinder pump to connect. He would like to be allowed to install a simplex grinder pump. It was noted that if more than the house was connected and it had significant flow, Bruce would know because the pump wouldn’t be able to keep up. Ken asked if allowing only a simplex grinder pump would be too much of a deviation from the Rules and Regulations. Gary suggested, to protect the Authority for the future, Frank could write up an agreement stating that the business will not discharge to the public sewer. The key is that there is no sewage generated by the business. Gene Pierce made a motion the conditional approval of a simplex grinder pump and a single EDU for the dwelling only and no sewage generated by the business, seconded by Randy Miller. Motion carried unanimously. Frank will be asked to draft an agreement stating the business will not discharge to the public sewer.

CORRESPONDENCE:

1. M. J. Reider lab reports (Shady Maple) February. Gary noted that there will be a surcharge for February.
2. Cawley Environmental/Goodville Treatment Plant: January 2019. Everything operated normally.
3. L.A.B.S. Costs of Analytical Services for 2019 for both water and sewer testing. A motion was made by Randy Miller to accept the proposed prices, seconded by Jason Firestine. Motion carried unanimously.

4. Fry Surveying – Fire Line as built plans. Bruce and Becker Engineering are reviewing them.
5. Becker Engineering – The Twin Springs sanitary sewer facilities maintenance guaranty expired Jan 14, 2019. Becker Engineering completed a site review on Feb. 14, 2019 and the sanitary sewer facilities are in compliance with the Authority standards.
6. Becker Engineering – 2018 Chapter 94 Report to NHBA.
7. PA DEP – Draft NPDES permit for Regional WWTP.
8. SRBC – Grandfathering registration fee waived.
9. Blakinger Thomas – lien satisfied, 322 Broad St., Terre Hill.
10. Court of Common Pleas – Notification of sheriff’s sale for 1263 East Earl Rd. It was noted that an intent to lien letter will be sent.

ADMINISTRATIVE REPORT:

Denise distributed the Statements of Financial Interest and asked that they be completed and returned by the next meeting.

Denise also reported she applied for fleet gas cards with Rhoads Energy. These gas cards will be able to be used currently and after Trailside is sold to Turkey Hill.

FINANCIAL REPORT:

The Financial report was read with \$103,198.12 (Sewer \$72,838.36 Water \$30,359.76) in bills for approval.

Water & Sewer Collection Fund	\$1,000.00
Business Checking Water Fund - ENB	\$100,000.00
FDIC Insured Sweep Account – Water	\$702,870.07
Construction Account – ETSA Upgrades	\$2,724.96
FDIC Insured Sweep Account - Sewer	\$2,702,072.40
Business Checking Sewer Fund - ENB	\$250,000.00
Business Checking – Fulton Bank	\$244.46
FDIC Insured Sweep Account – Fulton	1,003,622.78
Joint WWTP Business Checking – Fulton Bank	2,500.00
Fulton Bank Loan Balance	\$987,910.00

A motion was made by Randy Miller to approve the financial report and pay the bills, seconded by Harold Kilhefner. Motion carried unanimously.

ENGINEERS’ REPORT:

Gary Martin

Sewer:

Twin Springs Sewer Maintenance Guarantee: All follow up items have been addressed and the project has been closed.

Timberline Estates: The lines were re-televised. Becker Engineering is awaiting updated record plans.

Chapter 94 Reports: Jason Firestine made a motion to authorize the chairman to sign the Chapter 94 report for ETSA and the Chapter 94 report to DEP, seconded by Harold Kilhefner. Motion carried unanimously.

Cheltenham Dedication Status: Frank recently sent an email saying he had a change in opinion regarding the ownership of the facilities. Frank now believes the conditional acceptance of the water and sewer mains approved by the EESA and BBWA back in 2007 was satisfied by the provisions of the easement agreements and that ownership of the

water and sewer facilities was lawfully transferred to the authorities upon satisfaction of those conditions. The assignment from the EESA and BBWA would have properly transferred these assets at the closing in January 2018
Cedar Grove Estates Extenders Agreement – This agreement will expire April 28, 2019.

Water:

SRBC/DEP Permitting and Compliance Matters – The Corrosion Control and Treatment Feasibility Study was drafted and discussed the preliminary results with DEP. The cost and work scope for the water supply permit amendments and equipment upgrades was developed. Based on the preliminary results, the cost should be slightly below formal bidding requirements. Becker also responded to SRBC comments regarding Groundwater Level and Metering Plans for all the Terre Hill wells. Deadlines for the COA haven't been finalized yet.

Twin Springs Water Maintenance Guarantee - This guarantee will expire on May 20, 2019. The facilities should be inspected prior to this date.

Jeff Sweater

Regional WWTP: The draft NPDES permit has been received. One of the requirements of the permit is to set up a plan for how to receive and track hauled waste. With close tracking, the Authority can use offsets of the septage received from the Act 537 Planning Area. Within 60 days of the permit being final, the State will need to be notified that Bruce is the operator.

Compliance Schedule – The schedule will be updated after the funding is in place.

Land Development Planning: The NPDES for Storm water should be approved soon.

Highway Occupancy Permit (HOP): -Comments were received and plans have been resubmitted.

Miscellaneous: ELA met with the Day to Day Committee on March 5th and discussed the budget and the additional services that have been needed for various reasons. ELA is requesting and additional \$45,000 toward the project for additional services. ELA is also looking for an additional \$10,000 to provide all the documentation the USDA is requiring. Harold explained that the Day to Day committee discussed this request and the request didn't seem unreasonable to the committee. Scott expressed that the Authority can't keep incurring these additional costs. Gene Pierce made a motion to authorize \$45,000 for additional services for designing and permitting services, seconded by Jason Firestone. Motion carried unanimously. Gene Pierce made a motion to authorize \$10,000 for additional efforts for the USDA application requirements, seconded by Harold Kilhefner. Motion carried unanimously.

SOLICITOR'S REPORT:

Frank reported (via email)

Draft Consent Order and Agreement with the DEP: On Feb. 19, 2019, Frank wrote DEP counsel and provided her with a timeline assessment made by the Authority engineers and operators. Frank has not received a response to date.

Mandatory Connections - Frank has only heard from one property owner since issuing the connection notices. Seven of the nine notices have been accepted. Two did not accept the certified mail so notices were sent first class mail and have not been returned. Bruce asked if the easements are in place. Denise will check with Frank.

USDA Funding: Frank signed and delivered a certification required by USDA to ELA.

Accounts Receivable – Frank served, by certified mail, a 30-day intent to lien for 1263 East Earl Rd. on Feb. 25, 2019. The property is scheduled for sheriff's sale on March 27th.

OPERATIONS REPORT:

Bruce is still waiting for another mowing quote but Bruce is ready to move forward with Curtis Frey. Gene recommended that if we don't hear anything by next month that we move forward. Jason suggested informing Terre Hill that the Authority will not need Norm to mow.

Bruce reported that there was a sewer lateral repair due to a failed T at a clean out. The operations staff noticed a problem when they were marking for a PA1 call.

For water, the operations staff replaced the aluminum sulfate piping on the tank. Bruce explained that something needs to be changed for next winter to avoid freezing. One option would be to switch to PAC because it doesn't freeze as quickly. Bruce reported that there were numerous call outs to Well 6 for check valve issues. He is waiting for the work to begin on the well. They are also working on replacing a 2" curb stop. In order to make the replacement, they will contract Zimmerman's Plumbing to freeze the line. Bruce would like to look into future budgeting for equipment to do this work ourselves.

Jason reported that some property owners in Terre Hill were notified that their sidewalks need to be fixed by the end of the year. He wanted to know if Bruce would be interested in which properties so he would be able to check if the

valves need replaced. Bruce would be interested in knowing which properties are involved. Jason will ask Bob to get the information to Bruce.

DAY-TO-DAY COMMITTEE:

Harold reported that he was at the Terre Hill Borough office the other day and he notified Valerie that a water meter needs to be installed by July 1, 2019. Bruce said, in order to better track water consumption, the Terre Hill Park should also be metered even if they aren't billed as well as the fire station.

Having no further business, Jason Firestine moved to adjourn the meeting at 8:52 p.m., seconded by Scott Marburger. The next meeting will be held on April 8, 2019 beginning at 6:30 p.m.

Respectfully submitted,

Denise A. Bensing

Cc: Scot Ash
Harold Kilhefner
Scott Marburger
Randy Miller
L. Eugene Pierce
Kenneth Witmer
Jason Firestine
Thomas McDermott
Bradford J. Harris, Attorney
East Earl Township
Terre Hill Borough
Robert Rissler
Jeff Sweater, Consulting Engineer
Gary Martin, Becker Engineering
Frank Mincarelli, Blakinger Thomas
John Stoltzfus