

# WEAVERLAND VALLEY AUTHORITY

4610 Division Highway  
East Earl, PA 17519 (717) 354-5593

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## BOARD MEETING AGENDA

December 11, 2023

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### 1. OPEN MEETING

- A. **Minutes approval (November 13th)**
- B. **Public Comment** (public comment otherwise at time of each agenda item)

### 2. REPORTS OF COMMITTEES & OTHERS

#### A. Correspondence

Action Items:

- a. Eaby/Lehman Goodville Properties – Request to pay partial tapping fees in advance.
- b. J. Moua, 361 Farm View Dr. – Penalty Waiver Request (\$29.00)
- c. Weaverland Valley Fire Department – Request for waiver of all fees associated with connection to the new sewer system.
- d. Barton & Loguidice (Earland Dr. Lot 14) – Request to trans to Granite Properties

#### B. **Administrative Report**—*Denise Bensing*

#### C. **Financial Report**—*Denise Bensing*

Action Items:

- a. Approval of Financial Report and pay the bills
- b. Approve WWTF & System Project Payment Requisition

#### D. **Engineer's Report**—*Becker Engineering*

Action Items:

- a. Conestoga Wood Specialties – Recommended sewer capacity (16 EDU's) and 2 years of meter readings to verify sufficient capacity
- b. Certificate of Substantial Completion for Contracts 1, 3, 4 and 5
- c. 4933 Division Hwy. – Grant 1 EDU of sewer capacity
- d. Terre Hill System SRBC Docket Approval – Options provided by SRBC

#### E. **Solicitor's Report**—*Frank Mincarelli*

Action Items:

- a. Addendum to Sewer Easement Agreement
- b. Resolution 2023-10 6<sup>th</sup> Amendment to Sewer Rates
- c. Resolution 2023-11 6<sup>th</sup> Amendment to Water Rates

#### F. **Operations Report**—*Bruce Crabb*

### 3. NEW BUSINESS

Action Items:

- A. 2024 Meeting Dates – Motion to approve and advertise
- B. Resolution 2023-13 - Appreciation & Commendation – Frank Mincarelli

### 4. OLD BUSINESS

#### A. Sunset Ave. St. - Line Replacement (Water)

Action Item:

#### B. 2024 Budgets

Action Item:

Resolution 2023-12 2024 Budget

### 5. ADJOURN

# Weaverland Valley Authority

## Meeting Minutes

December 11, 2023

The Board of the Weaverland Valley Authority (“Authority”) met at the East Earl Township building 4610 Division Hwy, East Earl, Lancaster County, Pennsylvania on December 11, 2023. Chairman Kenneth Witmer called the meeting to order at 6:30 p.m.

The following Board members were present: Kenneth Witmer, Harold Kilhefner, Terry Zook, Craig Tomlinson, Gene Pierce, Jason Firestine, Scott Marburger, & Randy Miller. Also, present were Dan Becker, Becker Engineering; Frank Mincarelli, Blakinger Thomas; Rob Hallman, Becker Engineering; and Denise Bensing, Administrator.

**MINUTES:** A motion was made by Gene Pierce, seconded by Harold Kilhefner, that the minutes of the November 13, 2023 meeting be approved as submitted. The motion carried unanimously.

### **CORRESPONDENCE:**

1. M.J. Reider lab reports (Shady Maple) November weekly lab results.
2. Becker Engineering – 4933 Division Hwy Review Letter #1.
3. Becker Engineering – 2024 Hourly Rates. The 2024 rates represent a \$4.00 (3.6% - 3.7%) increase per hour for each.
4. Blakinger Thomas – Frank is retiring effective December 31, 2023! There are other attorneys at the law firm with municipal law experience. Also, if the Authority chooses to appoint a different firm, Frank is willing to answer any questions they may have. Frank thanked the board and said he regrets not being able to see this project to the end. If the board chooses to stay with Blakinger Thomas, Frank would recommend appointing Susan Peipher. She has a vast amount of municipal experience.
5. Moua, 361 Farm View Dr. – Mrs. Moua requested waiver of the penalty she was assessed. She said she dropped off her payment and was told by somebody in the office to put it on Ellie’s desk. The check did not clear the bank. Denise explained that she cannot verify that the payment was dropped off. She also noted that the customer has been late on numerous occasions with the most recent one being August 2021. A motion was made by Gene Pierce to not approve the waiver, seconded by Jason Firestine. Motion carried unanimously.
6. Weaverland Valley Fire Department (WVFD) - WVFD requested a waiver of all fees associated with the new sewer system (tapping fees, sewer hookup, and monthly sewer fees). Gene Pierce made a motion to waive the tapping fees and quarterly fees, seconded by Terry Zook. This waiver does not apply if the fire department would build a rental facility. Motion carried unanimously.
7. Barton & Loguidice, Lot 14 Earland Dr. – The developer will no longer be developing this property and would like the billing to be transferred to the property owner. Gene Pierce made a motion to transfer the quarterly billing fees to Granite Properties, seconded by Jason Firestine. Motion carried unanimously.

### **FINANCIAL REPORT:**

The Financial report was read with \$298,083.10 (Sewer \$271,265.85 Water \$26,817.25) in bills for approval.

Water & Sewer Collection Fund	\$3,979.20
Business Checking Water Fund – ENB	\$100,000.00
FDIC Insured Sweep Account – Water	\$1,023,027.98
ENB Checking – Twin Springs Project	\$466,682.00
FDIC Insured Sweep Account - Sewer	\$4,449,986.16
Business Checking Sewer Fund - ENB	\$250,000.00
FDIC Insured Sweep Account – Fulton	\$1,041,360.38
Joint WWTP Business Checking – Fulton Bank	\$0.00

A motion was made by Terry Zook to approve the financial report and pay the bills, seconded by Scott Marburger. Motion carried unanimously.

Denise presented Payment Requisition #19 for the WWTP and Conveyance System project. The amount of the requested loan advance is \$780,841.90. Randy Miller made a motion to approve the WWTF & System Project Payment Requisition #19 in the amount of \$780,841.90, seconded by Jason Firestine. Motion carried unanimously.

### **ENGINEER'S REPORT:**

**Dan Becker** reported:

CA/CM: Gene, Harold, Frank and Rob met with Pact and their attorney on Nov. 20<sup>th</sup> to review the status of substantial completion. Pact proposed several temporary accommodations. The WWTF was started up on Dec. 4, 2023 and Becker issued a Certificate of Construction to PADEP on Dec. 1, 2023. Pact installed a sanitary sewer manhole to divert the flow from the Conestoga Wood treatment facility. Conestoga Wood's flow is now going to the new WWTF.

Becker reviewed the Conestoga Wood Service Application and recommends the Authority grant them 16 EDU's (4,000 GPD) and require them to provide the Authority with two years of flow data from the time of connection to ensure adequate capacity was allocated/purchased. Gene Pierce made a motion to approve the recommendation granting Conestoga Wood 16 EDU's of sanitary sewer capacity and to provide the Authority with two years of flow data, seconded by Scott Marburger.

Becker was notified that the Township has been receiving a lot of complaints pertaining to traffic delays within the SR023 work zone. Becker informed PennDOT and the PennDOT inspector will work with HRI to develop a plan to move traffic more quickly. If HRI does not comply, PennDOT may reduce HRI's work hours to 9:00 a.m. through 3:00 p.m. It was noted that HRI is not substantially complete. Rob is scheduled to meet with HRI on Dec. 13<sup>th</sup>.

USDA has reviewed the BSI contract price change orders for various items throughout the project. USDA is requiring additional information from BSI before they will authorize the change orders. BSI is refusing to provide the necessary information. Becker recommends the Authority execute the Certificate of Substantial Completion for Contracts 1, 3, 4, & 5 upon receipt from each contractor establishing the Substantial Completion date as December 4, 2023. Gene Pierce made a motion to execute the Certificate of Substantial Completion for Contracts 1, 3, 4, & 5 upon receipt from each contractor, seconded by Scott Marburger. Motion carried unanimously.

Gene suggested that the Authority should consider assessing liquidated damages against the Contractors for Contracts 1, 3, 4, and 5 from the original Substantial Completion date of Aug. 28, 2023 through Dec. 4, 2023. Becker will calculate the amount of liquidated damages. Since the Contractor for Contract 2 is not yet substantially complete, Becker will calculate the amount of liquidated damages since August 28, 2023.

New Holland Flow Restrictions: Dan reported that the capacity analysis has been received and he will review.

4933 Division Hwy.: Becker received and reviewed their sanitary sewer design. Becker recommends the Authority grant 1 EDU of sanitary sewer capacity. Gene Pierce made a motion to grant 1 EDU of sanitary sewer capacity, seconded by Scott Marburger. Motion carried unanimously.

#### SRBC/DEP Permitting and Compliance:

Terre Hill System: Jeff Bologna gave an update on the SRBC permitting on Well 6. He explained that in 2017 Terre Hill Borough submitted a renewal for Groundwater Withdrawal Application for Well No. 6. At the time of the system transfer from Terre Hill Borough to Weaverland Valley Authority, the Terre Hill system was using more than 100,000 GPD on a regular basis. Since the Authority has owned the system, the operations staff has repaired many water leaks which accounted for 30%-40% of the system use. The average water usage is now approximately 79,800 GPD which is below the threshold for requiring SRBC docket approval. Jeff reviewed the three options that SRBC has offered going forward.

Option 1 – Continue Review of the Alternative Hydrogeologic Evaluation (AHE) and pursue approval of Well 6 – This would be best if the Authority anticipates exceeding the 100,000 GPD threshold in the foreseeable future.

Option 2 – Continue review of Well 6 AHE but withdraw Well 6 renewal application – This would be best if the Authority doesn't anticipate exceeding the 100,000 GPD threshold in the foreseeable future. It would allow for future permitting of Well 6 without the need for completing another AHE and/or aquifer test.

Option 3 – Terminate all review of Well 6 and remain under the threshold – If this option is chosen and the system would exceed the threshold and required docket approval, a new aquifer/AHE would be required for wells, 1, 3, and 6. The effort to develop and execute the current AHE would be lost.

Becker recommends considering options 1 or 2. The board will review the information and discuss in January.

Blue Ball System: A preconstruction meeting was held on Nov. 1<sup>st</sup>. Pact anticipates initiating work on SR023 on Feb. 5, 2024 and will then move on to Rancks Church Rd. two weeks later.

Water Storage Tank Rehabilitation: Becker prepared and submitted a grant application to the Lancaster County Commissioners for ARPA funds for the rehabilitation of the elevated water storage facility on Aug. 31, 2023. It is Becker's understanding that the County Commissioners may discuss the potential projects at the December 12<sup>th</sup> commissioner's meeting. Becker plans to attend the meeting.

**SOLICITOR'S REPORT:**

Frank reported that there were a few more easement agreements signed with the old wording. Frank will be including them on the Addendum to the Sewer Easement Agreement that the board approved at the August 2023 meeting.

Frank presented the follow resolutions for execution:

Resolution 2023-10 6<sup>th</sup> Amendment to the Sewer Rates – Gene Pierce made a motion to execute Resolution 2023-10, seconded by Jason Firestine. Motion carried unanimously.

Resolution 2023-11 6<sup>th</sup> Amendment to the Water Rates – Gene Pierce made a motion to execute Resolution 2023-11, seconded by Harold Kilhefner. Motion carried unanimously.

**OPERATION'S REPORT:**

Bruce provided his report via email. Bruce noted that the Terre Hill WWTP is no longer in service. The flow from Terre Hill is now going to the new treatment plant effective Dec. 4<sup>th</sup>. It was noted that due to all the I and I issues in Terre Hill, the excessive rain over the weekend still caused issues at the former plant.

**NEW BUSINESS:**

2024 Meeting Dates - Denise distributed the meeting dates for 2024. Terry Zook made a motion to approve the 2024 Meeting dates for advertisement, seconded by Scott Marburger. Motion carried unanimously.

Resolution 2023-13 Resolution of Appreciation and Commendation for Frank Mincarelli – Gene Pierce made a motion to execute Resolution 2023-13, seconded by Harold Kilhefner. Motion carried unanimously

**OLD BUSINESS:**

Resolution 2023-12 2024 Budget – Gene Pierce made a motion to execute Resolution 2023-12, seconded by Terry Zook. Motion carried unanimously

Having no further business, Jason Firestine moved to adjourn the meeting at 8:25, seconded by Harold Kilhefner. The next meeting will be held on January 8, 2024 beginning at 6:30 p.m.

Respectfully submitted,

Denise A. Bensing

Cc: Harold Kilhefner  
Scott Marburger  
Randy Miller  
L. Eugene Pierce  
Kenneth Witmer  
Jason Firestine  
Terry Zook  
Craig Tomlinson  
East Earl Township  
Terre Hill Borough  
Robert Rissler  
Dan Becker, Becker Engineering  
Frank Mincarelli, Blakinger Thomas  
Terry Kauffman