

**Minutes
North Lebanon Township Municipal Authority
November 18, 2010**

The meeting of the North Lebanon Township Municipal Authority was held on Thursday, November 18, 2010 at 7:00 PM at the North Lebanon Township Municipal Building, 725 Kimmerlings Road, Lebanon, PA with the following Board members present:

Wynanne Demler	Chairperson
Richard Miller	Vice Chairperson
Brian Hartman	Secretary
Susan Switzer Pierce	Assistant Secretary
Tod Dissinger	Treasurer
Frederick Wolf	Solicitor
Scott Rights	Steckbeck Engineering
Sheila Wartluft	Assistant Manager

Also in attendance were Mike Kneasel, Wastewater Foreman; and two residents.

Public Comments:

There were no comments from the public.

Chairperson Demler asked for a motion to approve the October minutes.

MOTION: Motion was made and seconded to approve the October minutes. Motion approved.

Chairperson Demler asked if the Board would like to approve the minutes from the joint meeting with Swatara. The Board decided to wait until the next meeting when everyone had a chance to review them.

Chairperson Demler asked for a motion to approve the invoices and requisitions for payment all subject to audit.

MOTION: Motion was made and seconded to approve invoices and requisitions for payment all subject to audit. Motion approved.

SOLICITORS REPORT

Miller Street

Solicitor Wolf stated Scott had checked Miller Street for connections with two other people. He explained with the Board's approval he and Sheila would put together a

plan where everyone will be treated the same and they will have a letter prepared for the Board for approval by the next meeting.

Mase Development

Solicitor Wolf mentioned that it was reported previously that Ralph Mase and other adjoining property owners had filed a petition with the Township to rezone a large area to be residential. Solicitor Wolf further explained that if they do get the zoning approval they would need to come back to the Authority and do the usual developer agreement. He said they need to coordinate it with the Rockwood Project so that if he did a certain section it would relieve us of that part of the expense.

Hillside Pump Station

Solicitor Wolf stated they should final this project out. He reported there was an issue on restoration to which Scott replied he had gone out and looked at it and the stone looked like it had gotten harder. He said he asked Ed Brensinger to check it out with him but he believes it looks okay, and if Ed feels it is okay that they should close it out.

PA Natural Chicks

Solicitor Wolf said there had been a problem at PA Natural Chicks several years ago where Bobby Gerhart's Truck World said there was a contamination of their wells. He explained there was a determination that some of the water that was in process which was to have been dumped into a truck was washed into the stormwater system and crossed the road into his well. Mike explained it spilled out of the debris bin and it may have gotten into the stormwater. There is a lawsuit pending between Gerhart and PA Natural Chicks that the problem has not been solved. Mike was called for a deposition and review of the Authority records. Solicitor Wolf explained the background of the sewer connection in that area and that there was a detailed report in the file.

Pre-treatment Ordinance

Solicitor Wolf stated the Board of Supervisors have not passed a pre-treatment ordinance because it has not yet been completed. A joint meeting could possibly be scheduled early in 2011 between the two Boards.

Outstanding sewer issues

Solicitor Wolf explained we have two cases pending in bankruptcy and a third which is now finished in bankruptcy and we can proceed for collection of unpaid sewer bills. He explained with the one our claim should be discharged from being under the bankruptcy court so we could pursue collection. He further explained that we have been receiving

some payment from the bankruptcy court trustee but nothing has been received on the current bills for years. He explained they will be scheduling a hearing in December.

ENGINEER'S REPORT

Rockwood Sewer Project

Scott reported that PENNVEST met on November 9, 2010 and we did not receive any funding from them. H₂O met on November 16, 2010 with one item on the agenda to take action on the funding but this was delayed. He said they were going to schedule another meeting in the early to mid part of December. He stated he had spoken to Ed Corvo, DEP, and explained H₂O had been delayed and that we would want to ask for a time extension because of the delay. Scott explained the consent order today is to take our flows to Swatara and pump into the Jonestown Wastewater Plant because this was the only plan which was previously approved. He further explained the second consent order has not yet been issued. Solicitor Wolf explained we may want to go to USDA for funding through Holden's office. Scott continued by saying that the H₂O funds are a grant rather than a loan and we would need to wait to hear from them before pursuing other alternatives.

Scott reported he and Sheila met regarding applying for a block grant but they won't do anything until they hear about the H₂O grant money. Scott suggested we send a letter to DEP stating that we may need to revise the schedule of breaking ground in the spring because we don't have an answer regarding the grant money yet. Solicitor Wolf explained the USDA loan and how it works.

MOTION: Motion was made and seconded authorizing contacting the USDA to see if we qualify for a loan. With no discussion motion carried.

Scott suggested a letter be sent to DEP stating we would be contacting USDA because we are under a consent order to do the project to let them know we can't meet the order because we do not have funding.

MOTION: Motion was made and seconded to send a letter to DEP telling them we will not be able to start the project due to not knowing what the funding is at this point and we will be pursuing alternative funding pending what grant money we get. With no discussion motion carried.

Grace Avenue

Scott explained Swatara had received several complaints from homeowners near the end of the Grace Avenue project that the road has some bumps. He further explained Marks will be going out to look at it. Solicitor Wolf asked if we had received payment from Swatara to which Sheila replied yes we had. He then asked if Marks had supplied

the bond to which Sheila replied she had not heard from them. Scott suggested that they not release all of the \$189,038.75 from Swatara because of the lateral issue and the paving. He suggested they retain \$3,600 until it was completed.

MOTION: Motion was made and seconded on the recommendation that Scott made to retain money for Marks at \$3,600 until the laterals are repaired. With no discussion motion carried.

Scott suggested they issue a substantial completion certificate. He said the request was made on September 17th and would be in effect for a year and then bonding will be in place for two years.

MOTION: Motion was made and seconded that we give Marks a substantial completion certificate for the Grace Avenue project effective September 17, 2010. With no further discussion the motion carried.

Plan Reviews

Scott stated that regarding the Crossings at Sweet Briar there were a few minor comments previously made and Landmark did resubmit and address our concerns. He explained we are at the point to recommend the Board approve the Phase I final plans for the Crossings.

MOTION: Motion was made and seconded to approve the developer plans for the Crossings at Sweet Briar Phase I. With no further discussion the motion carried.

Scott said there was a set of plans for the new Lenni Lenape Township Park regarding a pavilion and a restroom. The sewer would run down to Weavertown Road and connect there. He said he met with Mike and Sheila and everything looked okay.

MOTION: Motion was made and seconded to approve the Township park plans for Lenni Lenape Park per Scott. With no further discussion motion carried.

Abel Recon

Scott explained Abel Recon had done some rehabilitation for seventeen manholes in the system. He said they have a unit contract for a maximum of five years and they are requesting payment for \$23,310.18. He further pointed out Mike had inspected the work.

MOTION: Motion was made and seconded to pay Abel Recon \$23,310.18 per Scott's recommendation. With no further discussion, motion carried.

ASSISTANT MANAGER’S REPORT

Sheila asked if the letter for the Crossings has been completed because Landmark has not yet completed the developer’s agreement or purchased capacity. Scott replied Landmark would need to contact Solicitor Wolf to see that all legal issues are addressed.

SEWER DEPARTMENT REPORT

Mike reported that Duke’s Root Control was in October 14th and treated the lines that had been treated two years ago to get more warranty out of the contract and is working very well. He explained Scott had mentioned the manholes which were sprayed on October 29th. He reported they cleaned out the pump stations for the winter and Abel was back and started televising our lines.

MOTION: Motion was made and seconded to accept Mike’s report for November. Motion carried.

With no more business for the good of the Authority the meeting was adjourned at 8:10 p.m.

Respectfully Submitted,

Barbara Bertin, Recording Secretary