

WEAVERLAND VALLEY AUTHORITY

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

BOARD MEETING AGENDA

August 14, 2023

1. OPEN MEETING

- A. **Minutes approval (July 10th)**
- B. **Public Comment** (public comment otherwise at time of each agenda item)

2. REPORTS OF COMMITTEES & OTHERS

- A. **Correspondence**
- 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. Authorize the Chairman to execute the PADEP Construction Certification and submit the Certification to PADEP
 - b. Approve the Route 322 Properties (Pyle Tract) Phase 2 sanitary sewer and water facility design
 - c. Approve the 329 Broad Street sanitary sewer and water facility design
 - d. Award the Twin Springs Water System Contract 1 & 2
- E. **Solicitor's Report**—*Frank Mincarelli*
 - a. Execute Addendum to Sewer Easement Agreement
- F. **Operations Report**—*Bruce Crabb*

3. NEW BUSINESS

- Action Items:
- a. Appoint new treasurer/assistant treasure
 - b. Assign new budget committee member
 - c. Assign new Day-to-Day committee member
 - d. Execute Water and Sanitary Sewer Service Agreement with Weaver Realty Co III (Shady Maple RV)

4. OLD BUSINESS

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

5. ADJOURN

Weaverland Valley Authority

Meeting Minutes

August 14, 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 August 14, 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, Scott Marburger, Gene Pierce and Jason Firestine. Also, present were Dan Becker, Becker Engineering; Rob Hallman, Becker Engineering; Bruce Crabb, Operations Supervisor and Denise Bensing, Administrator.

MINUTES: A motion was made by Harold Kilhefner, seconded by Terry Zook, that the minutes of the July 10, 2023 meeting be approved as submitted. The motion carried unanimously.

Gene Pierce made a motion to amend the agenda to add Approval of the Lateral Installation Agreement for 10 Vine St. (329 Broad St.) due to it not being placed on the agenda because of a clerical oversight, seconded by Scott Marburger. Motion carried unanimously.

CORRESPONDENCE:

1. M.J. Reider lab reports (Shady Maple) July – There is no surcharge for July.
2. Becker Engineering – Phase 2 review letter for 322 Properties.

ADMINISTRATIVE REPORT:

Denise distributed a budget to actual for the 2nd quarter of 2023. Denise explained that there are still some line items slightly higher than would be expected but nothing out of the ordinary.

FINANCIAL REPORT:

The Financial report was read with \$113,375.24 (Sewer \$71,026.79 Water \$42,348.45) in bills for approval.

Water & Sewer Collection Fund	\$81,811.81
Business Checking Water Fund – ENB	\$100,000.00
FDIC Insured Sweep Account – Water	\$961,907.18
ENB Checking – Twin Springs Project	466,682.00
FDIC Insured Sweep Account - Sewer	\$4,089,804.46
Business Checking Sewer Fund - ENB	\$250,000.00
FDIC Insured Sweep Account – Fulton	\$1,036,030.27
Joint WWTP Business Checking – Fulton Bank	\$0.00
Joint WWTP Business Checking – Ephrata National Bank	\$ 76,059.41

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

Denise presented Payment Requisition #15F for the WWTP and Conveyance System project. The amount of the requested loan advance is \$2,357,138.43. Gene Pierce made a motion to approve the WWTF & System Project Payment Requisition #15F in the amount of \$2,357,138.43, seconded by Harold Kilhefner. Motion carried unanimously.

ENGINEER’S REPORT:

Rob presented current drone footage of the construction site for the wastewater treatment facility. Rob noted that the buildings/structures and tanks are all constructed.

Dan Becker reported:

CA/CM: HRI has been installing grinder pumps at properties. Substantial completion is currently scheduled for Aug. 28th. Pact is saying they are ready but Becker disagrees. Dan said the treatment plant will not be ready for startup on August 28th and all contractors are behind schedule. He expects substantial completion to be pushed back to the end of September or beginning of October. He noted that HRI appears to be the furthest behind schedule. Becker doesn't feel that any of the contractors are ready for startup. Becker is waiting on an updated schedule from HRI. There was a meeting with Aqua regarding startup. Seed sludge will be needed for startup. Earl Township has been contacted for the seed sludge. Dan anticipates notices to connect going out this fall for those that construction in the road has been completed. A PADEP Construction Certification needs to be completed and submitted to PADEP for startup. In the event the treatment plant is ready to startup between Authority meetings, Becker recommended that the Authority authorize execution of the Construction Certification by the Authority now, and Becker can submit the Certification to PADEP when the treatment plant is ready for startup. Jason Firestine made a motion to authorize the chairman to execute the PADEP Construction Certification & submit it to PADEP upon recommendation of Becker Engineering, seconded by Terry Zook. Motion carried unanimously.

322 Properties: The developer's consultant submitted plans for Phase 2 sanitary sewer and water facilities and Becker recommends they be approved. Gene Pierce made a motion to approve Phase 2 sanitary sewer and water facility design conditioned upon the items noted in Becker's Aug. 7, 2023 review letter being adequately addressed, seconded by Jason Firestine. Motion carried unanimously.

PA Auction Center: Dan explained that there was an email issued on July 26, 2023 recommending the Authority close the valve in the street since adequate backflow and metering facilities are not in place. The valve has been closed. The property owner responded indicating that they anticipate having a new fire suppression system in the near future. It was noted that if they need the valve open, they will need to contact Bruce to open it.

329 Broad St. (10Vine St.): Becker received sanitary sewer and water facility design drawings and issued a review letter. Becker recommend approval. Gene Pierce made a motion to approve the sanitary sewer and water facility design conditioned upon the items noted in Becker's July 27, 2023 review letter being adequately addressed, seconded by Harold Kilhefner. Motion carried unanimously.

Harold Kilhefner made a motion to approve execution of the Lateral Installation Agreement for 10 Vine St., seconded by Gene Pierce. Motion carried unanimously.

Blue Ball Water System: Bids were received for the Twin Spring project. One bid was received for each construction contract (Contract 1 - General Construction & Contract 2 - Electrical Construction). Pact Two submitted a bid of \$973,000 for Contract 1 and A.N. Lynch submitted a bid of \$42,000 for Contract 2. Gene Pierce made a motion to award Contract 1 General Construction to Pact Two at a cost of \$973,000 and Contract 2 Electrical Construction to A.N. Lynch, Inc. at a cost of \$42,000, seconded by Jason Firestine. Motion carried unanimously.

SOLICITOR'S REPORT:

Frank reported that he prepared an Addendum to the Sewer Easement Agreement for the easement agreements that have already been recorded to add language noting that the Authority would be responsible to restore the properties as they were. Some property owners were reluctant to sign the easement agreement because this was not included although it is required by law. Gene Pierce made a motion to execute the addendum to the sewer easement agreement, seconded by Terry Zook. Motion carried unanimously. Frank also distributed a list of the properties that will need to execute easement agreements and those that have already been recorded.

OPERATIONS REPORT:

Bruce reported that the Linden St. pump station upgrade has been completed and they plan on starting it up tomorrow. Everything has been replaced and a line with necessary valving was added to bypass the wet well if necessary.

NEW BUSINESS:

Appoint a new treasurer/assistant treasurer – Jason Firestine made a motion to appoint Gene Pierce as treasurer and Scott Marburger as assistant treasurer, seconded by Harold Kilhefner. Motion carried unanimously.

Assign new budget committee member – Scott Marburger will replace Scot Ash on the budget committee.

Assign new Day-to-Day committee member – Gene Pierce will replace Scot Ash on the Day-to-Day committee.

Water and Sanitary Sewer Service Agreement with Weaver Realty Co III) Shady Maple RV – Jason Firestine made a motion to execute the Water and Sanitary Sewer Service Agreement with Weaver Realty Co. III, seconded by Harold Kilhefner. Motion carried unanimously.

Gene asked Frank for his opinion on the change orders from Pact 2. Frank explained that he expects there may be arbitration. Frank suggested that, if it does go to arbitration, an attorney who specializes in construction law should be consulted. In regard to the economic impact claim, Frank sees no legal basis for this claim. Frank also noted that a formal time extension has not been received from any of the contractors. If there is a delay that is because of a different contractor, the Authority would be able to collect any claims from the other contractor. Frank did recommend keeping the change order requests separate.

Having no further business, Jason Firestine moved to adjourn the meeting at 8:03, seconded by Terry Zook. The next meeting will be held on September 11, 2023 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
East Earl Township
Terre Hill Borough
Robert Rissler
Dan Becker, Becker Engineering
Frank Mincarelli, Blakinger Thomas
Terry Kauffman