

EAWA WORK SESSION MEETING MINUTES
August 5, 2015 - 6:30 PM

1. CALL TO ORDER:

The EAWA Board meeting was held in the Meeting Room at 211 W. Hummelstown St. and was called to order at 6:30 P.M. by Dr. C. Dale Treese. Members present: John Buch, Del Becker, Keith Murphy, and Chuck Brewer. Absent: Jeff McCloud and Rick Erb. Also present were George Alspach, Solicitor; Peter Lusardi, Engineer; Gene Haldeman, Operations Manager; Mike Skelly, Manager; Grace Miller, Business Manager and Michele Powl, Administrative Clerk. **Other Attendees:** Rich Sheidy.

2. PUBLIC COMMENT: None.

3. REPORTS: Mid-Year CRIM Statement of Performance - Skelly said CRIM statement is provided for informational purposes. He noted that more information will be received closer to the pre-budget meeting. Skelly said staff will combine the vehicle, meter and unemployment fund on the statement to simplify and to satisfy the request of the auditors.

Status of SRBC Re-permitting - Skelly said Steve Fisher met with SRBC on 7/20/15 to address aquifer testing waivers for Wells 1, 3, and 4. This matter was originally postponed until testing was completed and reviewed for Wells 8 & 9 (10/14 and 6/15 respectively). Skelly said Fisher will provide an update to the Board in September. Skelly said one permit is evolving into another permit, which the next one would be for the Rheems Well. Haldeman said his understanding is that if a well would go down, EAWA could use another well to make up the difference to draw 1.2 MGD. Skelly said late 2015 or early 2016, he would like to have Lusardi re-visit the future development capacity and EDU count since different developments are coming to fruition. Skelly said with the SRBC potentially decreasing our capacity and new developments likely coming, it would be good to know where EAWA stands and project out for another 10 -20 years. SRBC has asked for the figures as well.

Designate M. Skelly to vote on behalf of EAWA for PMAA matters - Skelly said he will be attending the PMAA conference later this month and PMAA would like to have a designated delegate to vote on behalf of EAWA for any matters. Skelly said a notification of voting delegate form was included in the packet. Murphy asked if anyone else will be attending. Skelly said he asked staff to look at the agenda and provide times that they would like to attend. He noted that he will be providing a presentation on 8/25/15 regarding succession planning. Treese said Board will handle Resolution on Monday.

Selective Insurance - Skelly said he received information from Selective Insurance and despite what EAWA was hearing about having protection with sovereign immunity and based on the investigation EAWA did, they have provided the payout settlement for PPL. EAWA did not receive any pre-notification; a letter was received stating the item had been resolved and what Selective did. Skelly found out that

once the insurance was represented that Selective has full discretion to do what they deem appropriate. Skelly said Alspach and he are trying to get a clearer reason as to why Selective did this. The best thing they've been able to gather is that Selective deemed the payout was more expeditious than litigating it. Skelly said the email received from Selective stated that when EAWA was actually doing the work that immunity was not applied because of using the self-propelled excavator and PPL is self-insured. PPL doesn't have any policy insurers; therefore, all the costs were out of pocket for them and not eligible for reimbursement. Alspach noted there are several questions that he is trying to get answered and noted the claim was settled by Security Insurances In-House Council from New Jersey. Alspach stated he would advise the Board of any response received from Security Insurances.

Proposed Shopping Centre (Rt. 283 & 743) - Skelly said prior to tonight's meeting he received an application and initial payment for a proposed development located on the south side of Rt. 283 and east and west of Rt. 743. Skelly said a draft letter to the development representative was included in the agenda packet for the Board's review stating EAWA has the water capacity and to provide a general service arrangement for the developer to provide to MJT and ERSA. Skelly stated the total proposed plan consists of one or two large retail stores along with a mixture of small retail stores, restaurants, hotel, gas station, and 60 townhouse units. He said the entire proposed land development is estimated at 310 EDUs and approximately 52,725 GPD. Skelly said Mark Stanley (representative for large retailer) wanted a guarantee that EAWA has the water capacity for the one large, retail store. Skelly said EAWA can guarantee 44 EDUs for 5 years once payment is received in the amount of \$38K. Skelly said he hasn't heard anything from any of the other developments in this plan. Alspach said Mark Stanley is looking for a preliminary letter that meets their requirements to keep them moving in the planning process and see if they can sign up other merchants. Treese asked if the plan has been submitted to MJT. Skelly said not yet; they are trying to cover certain items prior to submitting the plan to MJT. Murphy asked when EAWA would know about sufficient water for fire flow protection for the proposed plan. Lusardi said it is up to the developer to conduct the test from the fire hydrants to provide fire flow. Skelly said the proposed schematic for the water line would connect to the 12" water line at Buckingham Blvd. and run along the new bypass road to Old Hershey Rd. Treese asked why the water line would not be extended on Rt. 743 and use the Buckingham tank. Haldeman said the Buckingham tank is on the Borough system and EAWA needs to utilize the Indian Rock tank to create a second feed for the Rockwood Development. Skelly will provide a revised letter to the development representative after the Board Chair has reviewed it.

Action: "That the Board approves 310 EDUs capacity for the proposed shopping centre and the Board Chairman reviews the letter prior to being sent to developer."

Motion: K. Murphy

Second: J. Buch

Approved

Operations Manager's Report: Haldeman mentioned the following items: 1) today was the first day of having a full staff in a month; 2) spoke to Dave at Kohl Brothers about the status of the pump for Well #1. It should be installed within a few days.

Haldeman said customers in the Borough and WDT area are noticing a difference in the water because it is 100% surface water from the Reservoir versus 75% well water and 25% surface water; 3) weekend coverage went well; 4) road work has been completed.

Public Works Director's Report: None.

Engineer's Report: None.

4. **UNFINISHED BUSINESS: Conoy Crossing** - Skelly said Conoy Crossing would like EAWA to sign off and approve Phase 2B plan. Skelly stated EAWA has the plans, no engineering/design issues and Lusardi has accepted the cost estimates for the improvements. Skelly said everything goes back to the agreement from 2007 that was revised in 2013, which would provide for the completion of the connecting loop for entire development. Skelly noted that this plan may postpone the agreement for another year. After some discussion, Board agreed to the following action.

Action: "That the Board agrees with changes to the Phase 2B plan and the deadline remains as October 2016."

Motion: K. Murphy **Second:** C. Brewer **Approved**

5. **NEW BUSINESS:** None.

6. **BOARD MEMBER'S COMMENTS:** Becker and Brewer both noted they will not be able to attend meeting on 8/10/15.

7. **EXECUTIVE SESSION:** None.

8. **ADJOURN: 7:29 pm**

Action: "That the Board adjourns the work session meeting."

Motion: C. Brewer **Second:** D. Becker **Approved**

Respectfully submitted,

M. Skelly, Authority Manager

Approved at 9/14/15 Meeting