

**LOWER PAXTON TOWNSHIP
AUTHORITY BOARD**

Minutes of the meeting held on May 27, 2025

A meeting of the Lower Paxton Township Authority Board was called to order at 7:03 p.m. by Chairman Blain on the above date at the Lower Paxton Township Municipal Center located at 425 Prince Street, Harrisburg, Pennsylvania. Board members present, in addition to Chairman Blain, were David Ramsey, Allen McCormack, and Timothy Pramik. Also in attendance were Sam Miller, Assistant Township Manager/Finance Director, William Weaver, Morgan M. Madden, Solicitor, Melissa Smith, GHD, and Jason Hinz, HRG.

Pledge of Allegiance

Mr. McCormack led the Pledge of Allegiance.

Reorganization of the Authority Vice Chair Vacancy

Election of the Vice Chairman

Mr. Blain nominated David Ramsey as Vice Chair of the Authority. Mr. Pramik seconded the nomination. Mr. Blain moved to close the nominations. McCormack seconded the motion. Mr. Blain called for a voice vote, and the vote was unanimous.

Appointment of New Officer (s) as necessary

Mr. Blain motioned to appoint Timothy Pramik as Secretary of the Authority Board. Mr. Blain called for a voice vote, and the vote was unanimous.

Approval of Minutes

Mr. McCormack motioned to approve minutes of the February 25, 2025, meeting. Mr. Pramik seconded the motion. Mr. Blain called for a voice vote, and there was a unanimous vote of approval.

Public Comment

Alvin Q. Taylor, 1062 Acri Drive, advised that he is following up as he was at the last Board of Supervisors meeting regarding the stormwater drainage pipe and an erosion problem in his backyard from the rain coming down Acri Drive. He provided pictures to the Supervisors and asked that something be done before the entire bank caves in.

Board Member Comments'

There was none.

General Authority

New Business

Amendment #1 to the Management Agreement between LPTA and LPT

Sam Miller reported that the revisions of the agreement involve the allocation of costs which have changed overtime. The Authority sets the rates and handles all legal matters for the Authority fees and collections which are sewer and stormwater.

Mr. Pramik motioned to approve Amendment #1 to the Management Agreement between Authority and Township. Mr. Ramsey seconded the motion. Mr. Blain called for a voice vote, and there was a unanimous vote of approval.

Sanitary Sewer Fund

New Business

Resolution 25-01 authorizing submission of the COVID-ARPA PA Small Water and Sewer Grant Application for the Wilshire Sewer Extension Project

Mr. Weaver reported that the application for the grant was already submitted by GHD before the April 30, 2025, deadline. The Authority Board's action this evening is ratifying the submission of grant application to the Commonwealth Finance Authority. The Commonwealth Finance Authority allows thirty days for submission of the resolution.

Mr. McCormack motioned to approve Resolution 25-01 authorizing submission of the COVID-ARPA PA Small Water and Sewer Grant Application for the Wilshire Sewer Extension Project. Mr. Pramik seconded the motion. Mr. Blain called for a voice vote, and there was a unanimous vote of approval.

Presentation by GHD on the Beaver Creek DEP Corrective Action Plan

Alton Whittle, GHD provided a recap on Beaver Creek Corrective Action Plan, noting the completion of 19 mini basin projects to date, replacing 30 miles of main sewer line to date, with a 47% reduction in the peak flow during a big rainfall event. The goal is to create a new Corrective Action Plan for DEP, so there's no need for storage or significant updates on the Interceptor going down Nyes Road. The Annual Report submission is due at the end of June 2025 and the meeting with PA DEP in August.

Mr. Whittle presented the Draft Report of what they intend to negotiate with PA DEP and requested approval to submit the draft report and negotiate with PA DEP. The approach comes down to four projects and based on the current evaluation, it is recommended that Authority and Township implement a program and schedule to eliminate overflows by 2028 and reduce the hydraulic overload by 2033. The recommended implementation schedule will address the following: Trunk H Rehabilitation of the area behind Locust Lane, Nyes Road Overflow Box, and Reconfiguration and Capacity Evaluation at the Beaver Creek Meter Chamber. By implementing the appropriate strategies within these project areas, it's projected to eliminate the need for a storage facility within the Beaver Creek basin. This draft report is due at the end of June. Mr. Blain thanked Mr. Whittle and the staff of GHD for the work they've done in partnership with the Township, starting back in 1999. He noted that Mr. Hoffer and Mr. Hornung former Board members, were also integral in making decisions to replace the lines.

Mr. Weaver noted that the Authority Board must act on the Corrective Action Plan (CAP), because it will go into the Annual Report. He pointed out that the CAP is the end of a program that started back in 2002, and provided some history on the CAP. The DEP CAP must be approved by Swatara Township because they are partners to the Consent Order, and they meet with the Township Authority at this annual meeting and discuss the CAP. In August, he will present a sewer rate table to the Authority Board and the impact of this plan, and CAP. He noted that they have been able to reduce the amount of projects because of their success; therefore, the amount of money needed to complete the projects has been reduced from \$12 million dollars to \$7 million dollars.

Mr. Pramik motioned to approve the submission of the third Corrective Action Plan, and negotiations with the Pennsylvania Department of Environmental Protection. Mr. Ramsey seconded the motion. Mr. Blain called for a voice vote, and there was a unanimous vote of approval.

Township Reports

BC-7A/B/C Sewer Replacement Construction Update

Mr. Weaver reported that the BC-7 sewer construction was completed last summer, and the meter data came back as 100 % I&I removal. However, there have been some delays with the contractor which were related to the storm sewer work, due to utility conflicts with PPL. The Board of Supervisors approved a Change Order extending the contract to May 15, 2025, but there was another delay by PPL from April 1, 2025, and the Change Order had an automatic extension for every day that PPL was late moving the electric lines. Therefore, Doli was given an extension of ten days, and the official deadline was May 25, 2025. However, two weeks ago Doli sent GHD a paving schedule indicating that they intended to pave Kenwood Ave and

Cloverdale Rd. today, but with the rain and the delays and other commitments in Halifax, they pulled everyone out and won't return for several weeks. Recently, the Solicitor sent Doli the official letter notifying them of May 25, 2025, deadline, and that the Authority would charge damages of \$1,300 a day each day after May 25, 2025. The total fees assessed to Doli for being late equate to \$70,000 in damages, unless they can provide something new for the extensions. Doli sent an email to Ms. Smith stating that their deadline for the completion of everything was July 13, 2025, this email was received before Doli received the letter from the Solicitor. As it stands, the project is slated to be done on July 13, 2025, and notices would be sent to residents who signed up to receive notices. Mrs. Smith added that Doli never signed the last Change Order, because they're still challenging it, and they are reviewing the delays and conflicts. In conclusion, they have passed the final completion date and they're not done, and GHD's position is to send the invoice to Doli for liquidated damages, and a letter was sent to Doli last Friday.

Morgan Madden explained that the Township must authorize Mr. Weaver and Mrs. Smith to send the invoice to Doli, beyond that, if they don't pay those fees, the Board must authorize the Solicitor to file it in Court of Common Pleas. Mr. Blain expressed some concern and wanted to know if Doli could counter sue the Township or delay the project any further. Ms. Madden explained that if they did counter sue, it would be something she'd evaluate to determine if there's any merit behind the suit and determine any risks behind it. Mr. Weaver added that a lawsuit wouldn't delay anything because the project would be complete before the Township sends the invoice.

A discussion followed on the project timeline and terms of the contract, invoices, time extensions, recent delays, and utility conflicts. The Board of Supervisors must approve the final invoice because the Township owns the contract.

The Authority funded the project, but the management agreement allows for the Authority to manage and take over all the contracts. The Township is still holding the retainer. Mr. Blain recommended that the Authority take over the contracts.

John Packer, 5723 Kenwood Ave., commented on the details of the contract, certificate of substantial completion, and Section 16.02 Owner May Terminate for Cause.

Steven Blain, 5732 Kenwood Ave., wanted to know if anything could be done to avoid dealing with Doli going forward. Mr. Weaver explained that it would be difficult because of case law. Dave Blain noted that the Authority has used Doli for other projects, and they have done a good job. Mr. Weaver noted that the projects are now over, the Authority will not be going into anymore neighborhoods digging up laterals.

John Packer, 5723 Kenwood Ave., commented on the contract and suggested that the Authority take over the contracts.

Mr. Weaver agreed and recommended that the Authority take over the contracts.

Township Crew 2nd Quarter Report – 2025 Paving Project Repair Work

Mr. Weaver reported on the 2025 paving project noting that the Township issued a Bid and it was awarded; prior to that bid, the Public Works Department staff worked with the Authority staff to TV all the storm and sanitary sewer, and they replace whatever is defective.

PC-3E/ Clermont Mini-Basin Construction Update/Schedule

Mr. Weaver reported that the Clermont project is the last project in Paxton Creek, and Doli is 45% done with the sewer work, base paving and concrete work. The final completion is November 26, 2025.

Mr. Weaver reported that the township owns the park site off Conway Road and Doli needs somewhere to place the fill, and under the contract they are to place the fill at the park site and the staff is working with the neighbors who've experienced issues with sediment.

Mr. Weaver explained that the Authority staff are going to repair the residents' driveway next week. Representatives of HRG are scheduled to meet with the Dauphin County Conservation District on Thursday, May 29, 2025. He mentioned that the site is difficult one and HRG designed and installed it, but they've had some blow outs, and there's been some designs to solve a solution that's not typical. Once the hill is stable, it will take care of the neighbors' issues.

PC-2E/F Trunkline/External Repairs Construction Update/Schedule

The PC-2E/F Trunkline is complete, but they've had some issues because it's getting wet. There's additional work to be done on Blue Mountain Parkway, but they're waiting for the schools to close due to traffic.

Shut down Mountainview Elementary School

Currently, they are working on some external repairs and had to shut down Mountain View School because they hit a water line. There's a meeting scheduled for Wednesday, May 28, 2025, to discuss replacing the sewer line, and moving it away from the water line. The contract is scheduled to be complete in the next two months.

Quarterly Financial Report

Mr. Miller provided a brief overview of operating and capital activities.

Engineer's Report

Melissa Smith, GHD, was present to answer questions.

Stormwater Fund

Township Reports

New MS4 NPDES Permit/HRG Proposed Asset Management Plan

The MS4 NPDES permit has been published in the Pennsylvania Bulletin, and the Township received the official permit.

The permit says that the Township has complied with the TMDL requirements, so there is no need to spend money on projects over the next five years; however, there are still monitoring requirements, and new study must be completed in four years. As part of the Stormwater Management Study, the stormwater fee was generated to satisfy the MS4 requirements, and now that all the stormwater projects are complete, how does the Authority spend the money. It was recommended by Mr. Miller that the Authority start an Asset Management Plan and the staff and HRG agreed. Therefore, the staff has requested that HRG prepare a proposal for the Authority Board, this proposal would be presented at the August 27, 2025, meeting.

Mr. Blain agreed that that an asset management plan makes sense and thanked Mr. Miller for the recommendation.

Township Crew 2nd Quarter 2025 Stormwater Projects

Mr. Weaver reported on the 2025 Budgeted Stormwater projects, 13 total, eight projects are in the design phase and five are under construction. HRG recently submitted a grant application requesting \$500,000 for the Colonial Park Basin project. The Friendship Center Basin project will start at the end of June 2025, and the staff will meet with the new Public Works Director to review the Public Works Basin project.

Mr. Stepansky presented a quarterly review of the work projects completed from April to June and some scheduled projects. Mr. Weaver pointed out that there was a change with the stormwater crew because they had to get the paving done in the Clermont area.

Mr. Stepansky noted that currently, the crew are working at Dartmouth and Londonderry Rd until June and afterward they'll return to the Clermont area.

Mr. Pramik mentioned the recent problem on S. Arlington Ave. Mr. Stepansky explained that the staff also deal with the complaints about stormwater issues throughout the year in addition to working on the projects. One of those issues is the stormwater runoff on S. Arlington Ave. and that area is getting worse; they will evaluate the area with the help of Public Works. The plan is to install roll curbs to redirect the water away from homes and onto the streets into existing systems. However, it's very difficult to do by hand and they are looking to purchase a machine to lay 300 ft of roll curbs. Mr. Pramik wanted to know more about the permanent fix. Mr. Stepansky noted that the permanent fix is up to the Authority. Currently, he uses a ranking system to prioritize the issues.

Mr. Weaver explained that the Authority has 80 plus miles of storm sewer, and nothing has been done in over 50 years. Jason Hinz will present the Asset Management Plan, and that plan would address the best way to manage those assets. The Authority has hundreds of complaints that aren't part of the Asset Management Plan, and they are stormwater issues on private property and there's no funding available for it. The Solicitor would advise the Board not to do anything because once the water leaves the street, the Authority doesn't own it. These are some issues the Authority would be dealing with now that the Township gifted the Authority the stormwater system. Mr. Stepansky added that they would do what they can from cost perspective for those private properties and assured Mr. Pramik that he had received the complaints along with videos of the stormwater. He reiterated that they are planning to install roll curbs in that area.

John Packer, 5723 Kenwood Ave., commented on the work done Mayfair Drive and wanted to know if the road would be repaved. Mr. Weaver explained that PAC is doing repairs to the sewer line in that area, it was scheduled for storm sewer repairs but was recently removed from the list. The Authority staff are scheduled to meet with the Township staff to discuss paving that area.

Mr. Packer expressed some concern about the temporary paving. Mr. Blain assured Mr. Packer that someone would evaluate the area tomorrow.

Township Crew 2024 Savings compared to Bid Costs

Mr. Weaver provided a chart of cost savings, noting that Mr. Stepansky created the bid cost analysis and they saved \$500,000 in the past three years. The savings are a result of three factors; one the Authority doesn't have to pay for prevailing wages, there's no profit, or equipment costs. Mr. Blain wanted to know whether the buildup of costs and labor was fully loaded with pension and healthcare costs. Mr. Weaver explained that with the loaded rate, they saved \$403,000 and the FEMA rate is \$430,000.

Quarterly Financial Report

Mr. Miller provided an overview of the Quarterly Financial Report on the Stormwater Fund.

Engineer's Report

Jason Hinz, HRG, reported that the 2024-2025 MS4 Permit year ends June 30, 2025, and HRG will work closely with Mr. Stepansky and the team to ensure that all the requirements have been met for the year. The annual reports are due September 30, 2025, so there's a few months to document everything and submit it to PA DEP. He reviewed the Engineer's report noting that HRG staff are in the process of coordinating a meeting with the Authority staff to review preliminary design for Utah Avenue. HRG staff and Authority LPTA will be working on the framework to propose the Asset Management Plan in August 2025.

Adjournment

Mr. Blain thanked Sam Miller for his service to the Township and Township Authority. Mr. McCormack also thanked Mr. Miller for his exemplary work.

Mr. Blain announced that the next Authority Board meeting is scheduled for August 26, 2025.

Mr. Pramik moved to adjourn the meeting, Mr. Ramsey seconded the motion. Mr. Blain adjourned the meeting at 8:31 p.m.

Respectfully submitted,

Shellie Smith
Recording Secretary

Approved by,

Secretary

DRAFT