



BOARD MEETING MINUTES FEBRUARY 27, 2024

The regular, monthly meeting of the East Cocalico Township Authority (ECTA) was held on Tuesday, February 27, 2024 at the East Cocalico Township Municipal Building, 100 Hill Road, Denver, PA 17517.

Those in attendance were as follows:

Members: Samuel Weaver, J. Bradford Fichthorn, Edward Nevling, David Lutz, Richard Shober, June Kinback and Noah Zimmerman (Absent: Daniel Becker and Gerald DeBalko)
Solicitor: Absent
Engineer: Adam Smith, CDM Smith
ECTA Staff: Scott Carl, Sr., Kenneth Spitler, Michael Galley, Tyler Pannebecker, Lisa Shaw, and Jodie Eberly
Visitors: Elizabeth Ditchcreek, AH Moyer and Benjamin Ried, Mette Evans & Woodside

Vice Chairman Samuel Weaver called the meeting to order at 7:00 p.m.

MINUTES: Minutes of the monthly meeting held on January 30, 2024 were approved as presented on motion by Richard Shober, second by Edward Nevling, and carried unanimously.

Minutes of the special meeting of the combined ECTA Water & Sewer Committees held on February 20, 2024 were approved as presented on motion by David Lutz, second by J. Bradford Fichthorn, and carried unanimously.

RECOGNITION OF VISITORS/PUBLIC COMMENT:

MEADOWBROOK AREA WATER & SANITARY SEWER PROJECT: Elizabeth Ditchcreek with AH Moyer came to the meeting to hear any concerns and answer any questions the Board (and residents if present) may have regarding the Meadowbrook project.

PENNVEST FUNDING (KURTZ ROAD WATER MAIN REPLACEMENT PROJECT): ECTA's Bond Counsel Benjamin Ried with Mette Evans & Woodside presented the Board with two Resolutions regarding the upcoming PENNVEST water loan for the Kurtz Road Water Main Replacement project, along with engagement letters for Bond Counsel Services and Solicitor Services for their required loan closing/project work. Mr. Ried was present to answer any questions the Board may have regarding the Resolutions, engagement letters or PENNVEST process.

- J. Bradford Fichthorn made a motion to adopt ECTA Resolution No. 2024-02-27-01 authorizing the issuance of a water revenue note to PENNVEST in the not-to-exceed principal amount of \$2,000,000 for the "Phased Programmatic Water System" project in connection with the Kurtz Road Water Main Replacement, second by Richard Shober, and carried unanimously.
- J. Bradford Fichthorn made a motion to adopt ECTA Resolution No. 2024-02-27-02 authorizing the Authority to reimburse itself from PENNVEST loan proceeds for out-of-pocket costs the Authority has spent prior to loan closing on the "Phased Programmatic Water System" project in connection with the Kurtz Road Water Main Replacement, second by June Kinback, and carried unanimously.
- J. Bradford Fichthorn made a motion to approve the Bond Counsel Services Letter and Solicitor Services Letter for the 2024 PENNVEST "Phased Programmatic Water System" Loan in

connection with the Kurtz Road Water Main Replacement, second by June Kinback, and carried unanimously.

TREASURER'S REPORT (see attached): Accountant Lisa Shaw reviewed the January 2024 financial reports. The reports were approved as presented subject to audit.

MONTHLY CAPACITY REPORTS (see attached): The January 2024 Monthly Capacity Reports were approved as presented on motion by Noah Zimmerman, second by J. Bradford Fichthorn, and carried unanimously.

ADMINISTRATOR'S UPDATE: A complete copy of the update is on file in the Authority Office. Administrator Scott Carl, Sr. discussed the following from his update:

WELL 10 (DENVER ROAD) TRICHLOROETHYLENE (TCE) TREATMENT PROJECT: ECTA was notified by DEP that the “running annual average” (RAA) was below the TCE sampling exceedance level of 5.0 ppb. As a result, a Tier 2 public notification was no longer required; Well 10 was put back on line on February 7, 2024; and required quarterly sampling will continue.

WELLS 4 & 12 ABANDONMENT: A meeting with the property owner will be scheduled in the coming months to discuss the possible options regarding the current ECTA property and easements.

SCADA & CONTROLS SYSTEM: Keystone conducted an on-site meeting with ECTA staff on February 21, 2024 to review completion of final punch list items, install new WIN 911 software upgrades and provide training/SOPs.

MEADOWBROOK AREA WATER & SANITARY SEWER PROJECT: Construction Progress Meeting No. 7 was held on February 14, 2024. The sewer main installation portion of the overall construction contract is estimated at 70% complete, and the water main installation portion is estimated at 68% complete. ECTA continues to update the status of the project on their website, and every customer complaint/comment continues to be addressed. CDM Smith and Administrator Carl recommend payment of AH Moyer’s Application for Payment No. 8 (Water Project) in the amount of \$127,283.65 and Application for Payment No. 8 (Sewer Project) in the amount of \$156,006.01. They are part of ECTA’s February 27, 2024 invoices to be paid for approval at tonight’s meeting.

STEVENS ROAD PENNDOT BRIDGE REPLACEMENT/WATER MAIN RELOCATION: CDM Smith’s as-built drawings remain outstanding. Reconciliation discussions with PennDOT on the final project costs and the 75/25 split are still outstanding.

STEVENS PUMPING STATION EXPANSION: CDM Smith’s as-built drawings remain outstanding. Because of prior damage to the variable frequency drives (VFDs), additional surge protection devices were installed at the station by Garden Spot Electric on February 7, 2024.

WATER TREATMENT PLANT (WTP) FILTER & PIPE REPAINTING: A Notice to Proceed was issued to Thomas Industrial Coatings, and a pre-construction meeting was held on February 1, 2024. On-site work began February 2, 2024 and is 30% complete. The final completion date is set for May 5, 2024.

RE-PERMITTING WELL 2A: Well 2A’s Withdrawal Application remains in the SRBC technical review phase. ECTA will be requesting a six-month operational testing plan to determine viable operational options that could justify ECTA’s withdraw request.

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PRIVATE WELLS: Two private well locations have recently been abandoned, so Entech has updated ECTA's private well location maps.

WICU'S INDUSTRIAL WAY/KURTZ ROAD WATER LINE LOOP: WICU's variance request regarding ECTA's one lateral per property requirement was discussed at the special meeting of the combined Water & Sewer Committees held on February 20, 2024. The Committees' recommendation will be discussed later at tonight's meeting.

SOURCE WATER PROTECTION PROGRAM (SWP): Michael Galley continues to manage the overall SWP program and ECTA's NFWF grant project. ECTA is coordinating proposals with PennDOT-approved contractors for the "watershed signage" project.

LANCASTER COUNTY WATERSHED ACADEMY GRANT: Thaddeus Stevens expects to issue their final design for the revised stormwater outfall at Well 10 by early March 2024.

PENNVEST FUNDING (MEADOWBROOK): ECTA submitted Request for Reimbursement No. 3 for water and Request for Reimbursement No. 3 for sewer.

KURTZ ROAD WATER MAIN REPLACEMENT PROJECT: Entech prepared and issued a Notice of Award and contract document package to the low bidder RIII Construction Inc. The contractor-executed documents were received, reviewed and found to be acceptable. Administrator Carl recommended Board execution of the contract documents at tonight's meeting.

- Richard Shober made a motion to execute the contract documents with RIII Construction, Inc. in the amount of \$1,427,611.00 for the Kurtz Road Water Main Replacement project and allow Entech to prepare and issue the Notice to Proceed, second by David Lutz, and carried unanimously.

ECTA EMPLOYEE ANNIVERSARIES: Michael Galley – two years on February 28, 2024

PENNVEST PROGRAMMATIC FUNDING: PENNVEST was notified that the programmatic funding will include the Kurtz Road Water Main Replacement only. Loan closing is scheduled for March 27, 2024. Loan terms are now interest only for 36 months in lieu of the 60 months previously offered on the multiple projects package.

WELL F/WABASH RETENTION BASIN SINKHOLE: ECTA began purging Well F on February 5, 2023, and completed on February 14, 2024. DEP conducted its Microscopic Particle Analysis (MPA) testing on February 14 & 15, 2024. Per DEP verbal notification on February 19, 2024, the MPA testing failed; and Well F is now considered under the influence of surface water. As a result, Well F cannot be run until appropriate treatment processes are in place for handling surface water. Treatment options are being discussed with WATEK Engineering.

WATER & SEWER TAPPING FEE STUDIES: Keystone Alliance Consulting has completed the draft study, and a review meeting is scheduled for February 29, 2024. It is anticipated that the final draft will be presented to the Board at the March 26, 2024 meeting.

GRANT APPLICATIONS: ECTA awaits a response to the three grant applications that were submitted to the Pennsylvania Department of Community and Economic Development (DCED)'s Statewide Local Share Account program. Determination is not expected until late Summer/early Fall 2024.

WATER TANK EVALUATIONS (TANK #1, TANK #2 & TANK #3): ECTA awaits the final reports from MBA (the tank inspector) and Entech.

ADAMSTOWN 2024 BUDGET: ECTA received the adopted 2024 budget from Adamstown on February 12, 2024.

ENTECH ENGINEERING: Administrator Carl sent Entech their executed Basic Ordering Agreement that will cover all general consulting/miscellaneous engineering tasks previously provided by CDM Smith until a new ECTA Engineer is appointed. Entech provided an Engineer's Report giving an update on the projects Entech is currently working on.

COCALICO SCHOOL DISTRICT FUEL SHARING CONTRACT: ECTA awaits the School District's fully-executed Contract.

2023 AUDIT: Brown Schultz Sheridan & Fritz (BSSF) will return to the ECTA office on April 15 & 16, 2024 to continue their audit. The final audit report will be submitted for Board review before the June 30, 2024 deadline.

IMG MEETING: Chairman Becker and Administrator Carl attended the IMG Technical Committee meeting on February 20, 2024.

LOOSE (80 WEST CHURCH STREET): Administrator Carl requested the Board's approval to release the remaining Administrative Water Escrow in order to close out this project.

- Noah Zimmerman made a motion to return the Administrative Water Escrow in the amount of \$779.00 for the water connection project at 80 West Church Street, Denver, which has been satisfactorily completed; second by June Kinback; and carried unanimously.

HOOVER TRUCK REPAIR (987 NORTH READING ROAD): A Short Form Developer's Agreement was presented to the Board for their approval.

- Noah Zimmerman made a motion to accept and execute the Short Form Developer's Agreement from Cardinal Ridge Properties, LLC for its property located at 987 North Reading Road, Ephrata, PA for a commercial water and sewer project involving the proposed construction of Hoover Truck Repair and connection to the Authority's water and sanitary sewer systems in North Reading Road; second by David Lutz; and carried unanimously.

As a result of the special meeting of the combined Water & Sewer Committees held on February 20, 2024, the Board discussed the Committee recommendations from that meeting and took the following action:

PROPOSED WICU WAREHOUSE CONNECTION (INDUSTRIAL WAY):

- Richard Shober made a motion to grant WICU's variance request from the ECTA requirement of "one lateral per property" as long as the following requirements are met: the Industrial Way water line loop to Kurtz Road be installed; the existing site's sanitary sewer laterals (4) must be inspected/televised and repaired/replaced as may be required; the existing known private wells (2) must be abandoned along with any other unknown private wells on the property, so all water use would come from the public water system; and an agreement must be put in place and fully executed to cover all the above before moving forward with the project; second by J. Bradford Fichthorn; and carried unanimously.

PROPOSED 251 NORTH REAMSTOWN ROAD SUBDIVISION:

- Noah Zimmerman made a motion to require the Applicant to extend the 8-inch water main facilities from the North Reamstown Road/Lausch Road intersection, along Lausch Road to

the farthest extent of the subdivision at Lot 3 with a hydrant at the end of the line; restrict the Applicant from running water from the existing North Reamstown Road lateral connection to Lot 1 and continue said service through Lots 1, 2 and 3; and the pressure sanitary sewer in Lausch Road to be utilized for connection of new sanitary sewer laterals for Lots 2 & 3; second by J. Bradford Fichthorn; and carried unanimously.

LOT 2 NORTH READING ROAD (ADJACENT TO LNL MACHINE TOOLS):

- J. Bradford Fichthorn made a motion to allow project conceptual discussions to proceed with the developer and ECTA with the understanding that the developer would be required to install the sanitary sewer extension across LNL Machine Tools' property and install the sanitary sewer main tap and lateral to the LNL Machine Tools' property for future connection; and allow project conceptual discussions to proceed with the developer and LNL Machine Tools' property owner that upon sale of property, connection would be required as a condition of sale; second by David Lutz; and carried unanimously.

SUPERINTENDENT'S UPDATE: A complete copy of the update is on file in the Authority Office. Superintendent Kenneth Spitler discussed the following from his update:

WELL 2A: The Well 2A pump starter has failed. A new variable frequency drive (VFD) has been ordered and will be installed once it is received.

WATER ACCOUNTING AND LOSS CONTROL REPORTS: Superintendent Spitler presented the Water Accounting and Loss Control Reports for October 1, 2023 to December 31, 2023 as well as January 1, 2023 to December 31, 2023.

ENGINEER'S UPDATE: A complete copy of the update is on file in the Authority Office. Engineer Adam Smith discussed the following from his update:

PENNVEST PROGRAMMATIC FUNDING: Notification of Board decision regarding Tank No. 4 not being part of the Pro-Fi funding was given to PENNVEST on January 31, 2024.

STEVENS ROAD PENNDOT BRIDGE REPLACEMENT/WATER MAIN RELOCATION: CDM Smith's as-built drawings remain outstanding.

WATER TREATMENT PLANT (WTP): CDM Smith notified WATEK that WATEK is to complete any follow-up work regarding the WTP.

MEADOWBROOK AREA WATER & SANITARY SEWER PROJECT: Engineer Smith discussed the breakdown of costs for the upcoming Change Order No. 2 to be submitted by AH Moyer in the approximate amount of \$345,000.00. The bulk of this large expense (approximately \$245,000.00) is mainly due to the unexpected task of having to install/replace the cleanout, trap, and vents of approximately 60 sanitary sewer laterals that were not marked for replacement in the original plans and need to be replaced to accommodate CIPP lining.

VILLAGE AT EAST COCALICO: A resubmittal package was received on February 26, 2024 and is under CDM Smith review.

SWARTZVILLE ROAD/GRANDE DEVELOPMENT (PREV FOX BROOKE): CDM Smith expects to complete the evaluation of the receiving sewer interceptor in the coming weeks for ECTA review.

EARTH, TURF & WOOD: To facilitate progress, CDM Smith sent a markup of the current drawing to the project's engineer on February 26, 2024 for incorporation and closeout of the record drawings.

425 SOUTH MUDDY CREEK ROAD: With the Divert project being cancelled, final warranty items for the construction of the warehouse "as -is" were relayed to the developer on February 2, 2024.

36 MUDDY CREEK CHURCH ROAD APARTMENTS: Shop drawings received January 4, 2024 are under review by CDM Smith.

BLACK HORSE WAREHOUSE/PURECYCLE: Field work for the water tap/lateral and meter pit installation was conducted the week of February 19, 2024.

ROECHLING MEDICAL LANCASTER (44 DENVER RD): A resubmission was received on February 17, 2024, and is under review by CDM Smith.

TWO COUSINS PIZZA: The DEP stream crossing permit has been received. Per the Board's request at the previous meeting, CDM Smith is still researching the construction methodology for the sewer service line under the creek per DEP permitting.

STEVENS ROAD & LINE ROAD WATER MAIN REPLACEMENT PROJECT (2018): CDM Smith has submitted a draft of the record drawings to ECTA for review.

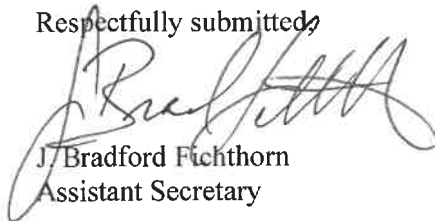
SOLICITOR'S UPDATE: Solicitor Lucy Dowd did not attend the meeting, and no update was provided.

INVOICES (see attached): Bills included on the February 27, 2024 ECTA invoice listing were approved for payment on motion by Edward Nevling, second by Noah Zimmerman, and carried unanimously.

EXECUTIVE SESSION: Vice Chairman Weaver called an Executive Session at 8:05 p.m. to discuss potential legal issues and personnel matters. At 8:38 p.m., Vice Chairman Weaver adjourned the Executive Session and reconvened the public meeting. No action was taken during the Executive Session

Since there was no further business to come before the Board, David Lutz made a motion to adjourn the meeting at 8:39 p.m., second by Edward Nevling, and carried unanimously.

Respectfully submitted,



J. Bradford Fichthorn
Assistant Secretary

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