

Shippensburg Borough Authority Minutes

March 11, 2014

7:00 pm

Meeting to Order: 7:00 pm

Present: Geno Torri (GT)- absent Forest Myers (FM) Lance Hoover (LH)
 Dennis Fleagle (DF) Dan Hershey (DH)
 Troy Pomeroy (TP) Louis Larson (LL)
 Steve Brenize (SB) Michael Pimental (MP)

Geno Torri: We will call this meeting on March 11th to order of the Shippensburg Authority. We do have one change in the agenda we are going to move #6 up to #2.

Before we get to the agenda I do want to thank Michael for sitting in and taking care of things before and after the scene, so thank you!

PUBLIC COMMENT

CONSIDERATION TO APPROVE THE MINUTES FROM FEBRUARY 11, 2014

Denny Fleagle: Page 9,10,11

Geno Torri: Any other corrections, hearing none.

Dennis Fleagle: So moved.

Troy Pomeroy: Second.

Geno Torri: Motion carries.

CONSIDERATION FOR THE WATER SERVICE REQUEST FOR THE MOUNTAIN VIEW VETERINARY CLINIC PROJECT

Lance Hoover: I will start. The last meeting it was presented to the Authority for approval as a project and the escrow was established and set up and from that point in time it was turned to Dan and Louis for review and it is back on today with a letter from Dan in regard to his comments as well.

Geno Torri: That was on our desktop when we got here?

Lance Hoover: That is correct and as part as what was placed at your seat.

Geno Torri: So, the consideration is to approve them for 2 EDU's is that right Dan?

Dan Hershey: One additional EDU they have one existing EDU total.

Denny Fleagle: I make a motion that we approve this request for Mountain View Veterinary Clinic for 2 EDU's at this time.

Troy Pomeroy: Second.

Geno Torri: Motion and second to approve. Motion carries.

Trent Lartz: Now, does this cover the whole building?

Louis Larson: No. It only covers the veterinary clinic.

Trent Lartz: But, we put everything in there for the whole building. It was our understanding that filing for EDU's was for the entire building and we included all water usage for the entire building.

Lance Hoover: Ok, just so I am clear. In that request usage is for the entire complex not for just the side that will be..

Steven Brenize: In their request they did have it itemized for section 1 and section 2. That was my question too.

Dan Hershey: Is it two separate accounts or one service line and accounts?

Louis Larson: There is only one existing service line.

Forest Myers: It is a tenant situation.

Steven Brenize: It is a LLC, the building was purchased by LLC.

Forest Myers: Right.

Trent Lartz: There are 4 partners for the LLC.

Lance Hoover: I guess that my take on this is that it is owned by one and there will be two tenants. Now, by our codes that would require a separate service coming inside. So based on the request it appears as though the 2 EDU's would stand but it would be one per side. If that makes sense.

Denny Fleagle: No, that is not what you figured.

Dan Hershey: No, I figured that it was one service. Based on the flow numbers it still constitutes 2 EDU's and how you divide those up between the two is you will need a separate service if it is a separate owner? If it is a separate owner it should have a separate service line.

Forest Myers: The rules and regulations say if it is a tenant situation with two units each unit has to have a separate service line.

Steven Brenize: So because the 4 owners of the two businesses have created and LLC to purchase the building and then each two owners are renting half of it back from the ownership it is a tenant situation?

Forest Myers: Yes because it a separate entity owns the building and two separate entities are leasing it.

Steven Brenize: So we are approving two EDU's for the building but they will have to hook up separate lines?

Denny Fleagle: No, we approved two EDU's for Mountain View Veterinary Clinic, that is what Dan said is required for Mountain View.

Steven Brenize: Ok

Dan Hershey: Well, when I looked at that I was thinking it was just for Mountain View those calculations included the other building. So, it is still the total of two EDU's, one EDU for the other property and the other for Mountain View Clinic.

Geno Torri: We should have approved it for the address.

Forest Myers: Yes, not only that but for the owner because Mountain View Veterinary Clinic is not the owner. How was the request, did it come in as the LLC requesting it?

Lance Hoover: It came in as Mountain View.

Forest Myers: So, that is where the confusion came in.

Geno Torri: Okay that is why it was done the way it was done. I just need to be clear from our engineer that the two EDU's is enough to cover the building?

Dan Hershey: Yes.

Geno Torri: So all we need to do is amend the approval to indicate the name of the owner.

Trent Lartz: The owner is Shippensburg Park Place, LLC

Louis Larson: We also need to add that it will need a separate service line from the main.

Steven Brenize: That is to ensure down the road that if you would sell it and someone else would buy it there are two different tenants that are not part of the ownership.

Geno Torri: Let me call for an amendment to the water approval for Mountain View Veterinary Clinic project to have it be assigned to Shippensburg Park Place, LLC for a total of two EDU's with the need for an additional service line from the main.

Steve Brenize: So moved.

Troy Pomeroy: Second.

Geno Torri: Any other discussion? Motion carries.

DISCUSSION RELATIVE TO THE WATER SERVICE REQUEST FOR UNITED BUSINESS PARK PHASE II

LH: I have it back on because there has been additional correspondence back and forth between our engineer as well as Scott Bert on the design so I wanted to place it in front of the Authority for two things really. Update on the water service request because there was a request that was provided and then any additional update to the design and the plans themselves. I will turn it over to Dan for his update on both.

DH: At this point we have reviewed the plans that Scott submitted and everything looks good and we reviewed the cost estimate and we agree with the numbers on there. The next step is to work on the developers agreement and if that hasn't been started yet?

FM: We did it and it is basically done and that is another item that needs to be reviewed by the Authority.

DH: I just wanted to bring that up because we were waiting until we were released from the grant. So that is where we are at with the plan review we are done on the engineering group. As far as the request for Exeter Properties we reviewed that and that was for 53 EDU's and we can serve that request at this time there wasn't a fire flow demand with that.

Scott Bert: I emailed you the fire flow demand on February 28th.

DH: We haven't had a chance to review that yet it wasn't part of this initial request. That was for the Exeter Properties Project. Is the letter in your packet?

LL: 1.2 million sq. ft. total.

Geno Torri: What we need to approve. Let's do the Exeter first.

Denny Fleagle: I move that we approve for the Exeter Properties Project for 53 EDU's.

Michael Pimental: I will second.

Geno Torri: Any other discussion?

SB: Do we need to note in that that it does not include anything for fire at this time? Approving 53 but pending fire?

LH: We could say for domestic usage and clarify that.

GT: We have a motion by Dennis and a second my Michael to approve 53 EDU's for domestic use for the Exeter Project. Any other discussion? Motion carries.

Scott Bert: Can I ask a question then? Will the fire flow be automatically put on for next month then or do you need more than my email request?

Dan Hershey: No, I do not need more. I will talk it over with Lance as far as getting it on the agenda. We will be in touch after we run the model.

Forest Myers: There is no infrastructure connected with this?

Scott Bert: The infrastructure is what you are getting ready to talk about now. We do need to do the Phase II water line improvements.

Steven Brenize: This is the one that you were saying is just a quarry right now?

Scott Bert: It is.

GT: Lance what do we need to do with #3? I hear that Forest has worked on a developer's agreement?

FM: You approved that to some extent. Now, you have the request in front of you in a letter that I got March 4 concerning how they want to secure the \$216,234.00 plus 10%. They are asking and this was done before in Phase I, to secure that by pledging well they don't even say pledging their grant from RCAP of 1 ½ million dollars and the line or letter of credit for 1 ½ million dollars from F & M Bank. I did indicate to Ms. Ables that in either event if the Authority

went along with this request that there would have to be some documentation from either or both that says that the Authority is a party to the letter of credit so that the Authority can go to the Commonwealth or the F & M Bank and get the \$216,234.00 dollars. I did not get a response back and I do not know how that will be handled. The RCAP grant I do not know if it is even possible. This is their request and it was done again and it is consistent with what the Authority approved for their Phase I project.

GT: The difference is that they still do not own this money. We have not gotten the signatures off of it yet so it is still our money. They are asking us to accept money that is not even their's officially yet.

DF: I make a motion that we table it.

GT: I was going to ask for a motion that we either accept or reject.

DT: Then I will make a motion to reject it then.

SB: Second.

GT: Motion to reject from Dennis and a second from Steven. Any other discussion?

Scott Bert: I am not here for the legal end of things I am here for the planning but just so I can report back.

FM: I will tell them.

SB: What the letter is asking is it to be okay with not getting \$216,234.00 in escrow?

Mike Pimental: Possibly.

FM: or a bond or a letter of credit.

GT: Motion to reject this request. Motion carries.

CONSIDERATION TO APPROVE UPDATE EMERGENCY RESPONSE PLAN

GT: This is something that Louis has been working on.

LH: Yes, Louis has been working on this and Louis has gone through and updated the emergency response plan through the course of a year things do change. DEP does like and encourage an Emergency Response Plan and Louis has identified several changes. Part of that we are required to present that to the Authority and then it becomes official. It is very good concise and complete, I think he did a very good job.

LL: The other side of that this is the same emergency response plan with the updates that DEP has looked at for the last 5 years. They are completely happy with it and as long as they are happy then I am happy.

SB: So, they are happy and you are happy?

LL: Yes. I have to implement it.

LH: It is placed in front of the Authority for approval.

DF: I have some changes that need to be made to it. Page 25 Louis, Shippensburg Health Care is an assisted living. It is not an assisted living at all. It is a nursing home. Back in 51 you have it listed as a nursing home but you need to move Episcopal Home and Orrstown Rd Home to assisted living.

MP: Denny, I think Shippensburg Health Care is both. I think there is a wing on the left.

LL: It does have both nursing and assisted care in the three story brick building.

DF: Well, it definitely --- nursing is regulated and I think it needs to be listed as a nursing home. The water on a nursing home needs to have potable water.

FM: So, it is a skilled nursing home.

DF: So you need to just make that a nursing home on 25 and then go back and change on 51 you need to change Orrstown Personal Care as not a nursing home, that is an assisted living and Episcopal Home up to assisted living.

SB: Is there a certain size requirement like daycares and things? It looks like we might be a little light on the number of daycares?

FM: This is probably licensed daycares.

SB: So the church theirs wouldn't be?

LL: They are not listed as daycares though.

SB: This is a list that was provided to you from the state?

LL: Well, not necessarily from the state but it has been around and checked with some of these. If you look at some of them they are listed as daycares and then other ones they are listed as the church. They are not listed as a daycare although there may be a daycare in there.

DF: Page 29, is it the electric Penelec or is it First Energy now?

LL: It all depends on who you talk to and who answers the phone Denny.

DF: I think it should be Penelec or what are you referring to there on 29?

LL: It is Penelec that is how they answer the phone.

DF: Penelec? Or Penn Electric?

FM: I think it is Penelec which is a division of First Energy.

DF: So on 38 it needs changed also. Everybody got that?

FM: Should you not have on here on that same page under C, emergency interconnections, the connection with Southern Cumberland? It is not flowing to us it is flowing from us I don't know the document so I don't know if that is something that needs to be.

LL: If I understand this correctly it is us where we buy water.

FM: It says emergency interconnections on 38 I wasn't sure what that meant.

LH: I think we only place them there if it is actually identified and permitted as an emergency interconnection and we don't have any.

DF: I had a question on 51 the medical facility, is that the name of the one on Fayette St, Valley Medical Group? That was the old name that transferred to Summit?

LL: It was Valley Medical when Summit had it.

DF: But it is not that now. I don't think you can have Valley Medical now.

LL: I will have to change it.

DF: Page 53, Penelec is spelled wrong in a couple of places. Page 54 under the bottle water suppliers at Giant Food, the Harrisburg Pike Carlisle. I think that we need to write Giant Food over top of 397 Baltimore Rd just to be clear where we are getting that water from.

FM: Is that right for Roaring Springs?

LL: Yes, that is what is on their web page.

SB: As Denny was taking us through page 52 Township Government it is not a township government it is a Borough. Is Orrstown required to be on that list? They are a municipal government.

DF: They should be.

SB: I know that you got to call Shawn or somebody. They should probably be still listed on their or somehow covered.

DF: So, we are adding Orrstown.

LL: I will add them.

GT: Any other items for correction or clarification. Hearing none, is there a motion to approve as amended.

DF: I make a motion that we approve the Emergency Response Plan as amended for 2014.

MP: I will second.

GT: Any other discussion? Motion carries.

DISCUSSION RELATIVE TO FIRE HYDRANT MAINTENANCE PROGRAM

GT: We don't need a lot of discussion on that I will just direct Lance and Louis to get together with the Fire Chief and work on a plan and then come back to us at some time in the near future with their concept of that. In discussing it with the Fire Chief...do we know what the number is that affects our rates?

LL: It is an ISO rating.

GT: The one item that needed boosted up was the maintenance plan for the hydrants, so if you guys would work on that and get back to us on what needs done right away then we can work on a plan together.

UPDATE REGARDING THE HUCKLEBERRY GENERATOR RELOCATION PROJECT

LH: I have this back on one last time as discussed from the last meeting. I did meet with Mr. Ginnick and we had a good discussion and I identified that the Authority has discussed everything and it is their desire to proceed as per the plans. I did also explain that the Authority would be open to potential changes at the cost of the Ginnicks and no cost to the Authority. Mr. Ginnick was not necessarily pleased with that however, that is what it is and I identified that we would be discussing it again for one final time at the meeting this evening. I don't see anyone present however he left it with me that he was going to check into his possibilities and get back to us if need be. At this point I simply wanted to provide an update and let everyone know that I had met with him. I will turn it to Dan as to what those steps to move forward would be. Mr. Ginnick does very adamantly believe that an additional easement will be required for the electrical. I will turn that to Dan.

DH: I had talked to Adams Electric and actually it is still in the engineers report, they will permit the electric service to remain in place and we will put the GenSet pad right on top of the existing electric line. Since the line doesn't need to be moved it is existing and we are not touching it we don't need an easement.

DF: I am ready to move forward then.

SB: Sounds good.

GT: I apologize for not going out to see this site. I know one of their concerns were seeing it and hearing it. Whether that is accurate or not, is there room on this location to plant some shrubs that might hide it.

LL: The problem that you will have with that Geno is that you got two water lines there.

GT: I am just asking.

LL: That being said, there is a possibility of putting up some kind of security fence, slatted fence to hide it on the noise factor right now where it sits we have two houses less than 75 feet away from it and when that generator runs neither one of them hear it and they are much further away from it.

GT: Okay

LH: I guess on top of that I did make the offer to Mr. Ginnick and his wife if they are ever interested we can take them to that site and start it and let them hear it and that offer has not been acted upon but the offer will stand until we move it.

SB: That is what we decided at the last meeting. What you presented is if he would like to make changes is how we would set this up that we would be more than willing to make those changes at his cost.

GT: I think we have already made the decision at past meetings to do this. We just give the directive to move ahead and get it accomplished.

CONSIDERATION TO APPROVE WATER SERVICE REQUEST FOR HOLIDAY INN EXPRESS PROJECT

GT: Again, you have that in front of you and that is for 29 EDU's.

LH: I think this was presented to the SBA two meetings ago. Again, the project was implemented and Dan and Louis have talked and reviewed.

DH: The request was for the 29 EDU's and they also needed 100 GPM at 80 PSI for domestic demand and 500 GPM at 95 PSI for fire demand. What we are suggesting is yes we can provide the 29 EDU's however to get those pressures that will require a domestic booster pump and a fire booster pump.

GT: We are looking for a motion for approval of the water service for 29 EDU's including the information about the booster pump.

DF: We need the name of the property owner since we discussed this so I am looking here from last month's minutes.

LH: We do not have a name and it has always been presented to us as the Holiday Inn Express.

GT: Someone had to sign the letter of request. The clarification that we need to make in the future is that we need to clear identification on the request letter.

DH: It is in the request letter and I can add that to the response.

LH: It was submitted by Hoover Engineering Services for a request for water service by the project engineer on behalf of the hotel. The only name that I can pull from this is Ekta-hospitality that is the only other name on this request.

GT: Motion to approve the 29 EDU's and the need for a booster pump for Holiday Inn Express project presented by Ekta-hospitality.

DH: You can add located at 122 Walnut Bottom Rd.

GT: So added

DF: I will make that motion.

SB: Second

GT: Any further discussion?

MP: When you talk about the pumps wasn't there two pumps?

LL: One fire and one domestic.

GT: Request for 29 EDU's and two pumps.

FM: Are they coming under Walnut Bottom Rd?

LH: At this point there are no plans.

GT: Anything further? Motion carries 5-0.

REPORTS

Engineer

DH: I think we have covered most of the items. #4. I did get a call from Tom Long and Brian Shifflet from Gannett Fleming, they called just to ask questions about it and along the same lines of why we are sticking with 40,000 GPD as a request versus some of the other requests. I directed them to contact Lance if they wanted to discuss this further and not to come back to the SBA to go into a full discussion so I have not heard anything since.

DF: I understand that the University is moving forward without this project without the availability of the water. I thought that they had to have the knowledge whether or not the water was available to move forward.

DH: They should. I saw the township granted a conditional approval.

DF: I did too but they never came forward. I don't quite understand what is going on out there.

SB: I know that sometimes they like to just do things up there.

FM: Does the Dept. of General Services make the contract? So they awarded a contract?

DF: Yes they are already building. They are moving. L & I inspector was in and he said they are moving on that because I was talking to him about the water usage.

FM: The chiller? They can build it at their own peril.

SB: They just can't use it?

LL: It is coming from their private on site system.

SB: What their argument is that they will not increase their water usage. They have a certain amount for campus and they are not going to increase.

FM: That is what they have argued in the past. A lot of the argument has been smoke and mirrors.

DH: If you think of another commercial establishment and they did an improvement to their building and say, well we don't want to pay tapping fees because we don't think our water use is going up. It does sound like they are saying we know this needs to be done but we are not going to do it.

FM: They needed to get back to Lance and nothing has happened.

DH: I could talk to DGS?

DF: Pete Merlow.

DH: Last I talked to him they were working to find out how much they had to pay in tapping fees at the time.

LL: Would it do any good to write a letter to the President of the University?

FM: No. They would say that he is using their water system. That would be DGS opinion. We own the University and you just happen to be the tenant. In reality that is the status of it.

SB: Okay, if the state owns everything so then who is saying that they don't owe us any tapping fees?

FM: No, the representatives of the Commonwealth.

SB: So is the Commonwealth telling us that they don't need to pay tapping fees?

DF: No, I don't think that is it Steve I think the engineers even agree that they came to us for the amount of EDU's in the very beginning to get the water service approved once the township gave them the waiver to move forward then it falls back on the township.

FM: Just so you understand that this has happened a lot of times where the Authority faced with people coming and saying to the SBA that I have all the permits that I need from the township what's the problem and I need the water.

SB: What is the next step them to call Steve Oldt and tell him maybe he should call them and remind them that the permit was based on finishing everything up with us?

FM: Does anybody know that for a fact?

SB: That is how it looked in the newspaper.

LL: That is how it appeared.

FM: Well then I would say that would be the place to start. They could withdraw the permit. That is a political issue too.

LL: Don't we still have the right when all else fails we monitor their usage and when we see more I send them a letter and request the fees.

DF: Well, see they never had any EDU's assigned to them. That is where we were going to get a basis of EDU's.

FM: They had some for Luhrs Center and the Cub and the Fitness Center. They paid for EDU's for those?

LL: The only one that I remember was the Fitness Center. They didn't get any when they built the new Spiritual Center on the right as you go in and I don't remember if they got anything when they modified the restaurant.

GT: The thing to do using their records is set up a baseline at the next meeting then we have a baseline so when they start pulling 20-30,000 gallons their now over their baseline. We have the motion from the past months that set the baseline.

DF: I am not so sure if that is how we should do it though Geno. I think maybe we should have Lance if you are willing to contact them if they are moving forward toward building we have not been paid the EDU's. Why didn't we get EDU's for the new buildings that they are building now even though they tore down the old dorms we didn't have any EDU's assigned to them?

FM: You mean the new apartments?

DF: Why were we not assigned EDU's to those apartment buildings?

FM: Somewhat it was sort of a wash.

DF: It wasn't a wash they never had EDU's.

GT: They weren't vacant for over a year so they would have still fit into the fact that they had EDU's.

FM: To answer your question, the SBA has never taken the position except recently that if you don't build back within 2 years that you lose the EDU's you had whether you paid for them or not so under that theory even though they didn't have 100 EDU's they had the water usage so it transferred without any cost.

SB: That is their argument.

FM: One other consideration is when Dan and Louis first approached me about this fill of this tank it was like 500 GPM for enough to fill a 2 million gallon tank. I am not an engineer but I had a question of can this system support it? To take 500 GPM x how many days it will take to fill 2 million gallons.

TP: It was supposed to trickle in over 3 – 4 days.

LL: They were going to cut it down to a couple 100 GPM and fill it over a couple of days.

FM: But, the SBA doesn't have any documentation that they agreed to that?

LL: The only thing that they have is the verbal authorization from the Authority that the 40,000 GPD would be available and there is nothing formally approved in regards to filling the tank, it was essentially just verbally that we have the capability to do that but the details need to be worked out.

FM: That is my concern also as a customer because that is a lot of water in a day or two. I guess that my point would be to you that there is a whole lot of loose ends that really need to be resolved by the SBA and working together and from what Dan you say that doesn't sound like they are interested in doing. It may well be that the SBA would be advised that you need to write a letter to them and indicate....

DF: Would it be them or Shippensburg Township?

FM: Well it would be sent to them also. It would be to the Department of General Services and say there is a problem here and these are the issues that are unresolved and until they are resolved you should not proceed with this project.

DF: I was just shocked that they were moving forward with the project. We never granted them any water.

FM: Now would be the time that they need to be put on notice that the SBA has issues that need to be addressed before too much further along.

SB: We have to start somewhere. They can make the argument that yes it is the University but anybody could do that!

GT: How I direct the solicitor and Lance to work on that and some type of communication between those organizations.

MP: Well, Geno I think we need to talk about your idea too about creating a baseline if these avenues fail us at least having a baseline that we can look back and see the usage has gone up and we will be asking for an additional tapping fee.

TP: How far back do you have records on usage?

GT: They gave us a detailed 10 year usage.

LL: It all depends on what is in the billing system I have seen some of it go back 12 years. There should be records of at least 8 – 9 years.

MP: Not only consumptions because I have heard that buildings were put up and either EDU's weren't assigned or weren't billed so we need to clarify that. If they built the Luhrs Center and the Cub and other expansions without EDU's assigned.

LL: I know that there was one building that was built out there that had no EDU's. I remember asked that question a while back. I don't know whether it was to Bill or to Earl when they here. What about EDU's for this building? I never got an answer for this.

SB: So, is there only one line going into the University?

LL: No, there are two lines.

SB: Okay, so then all the other lines are their lines?

LL: Yes,

SB: So they can just tap onto their own lines and suck more water in.

LL: In Theory yes.

SB: So they never paid EDU's because they were already on the system before it became the Authority?

LL: Yes.

GT: Those two lines still come from us so no matter how they use it internally we still have a record of usage from those two lines.

LL: Yes.

GT: Once again, direct our management to look back 3-4 years and get a current reading.

LL: It seems that 3-4 years will be good if we go back 9 years we may see some of these additional structures coming into place so it will give us a more realistic.

GT: Why don't you come to the next meeting with a baseline usage recommendation whether it would be presented as one line or two lines or as total?

LL: I think it would end up being total.

GT: Do they get two bills or one bill?

LL: Actually they get three. One of them doesn't apply to the campus itself.

DF: You will still direct a letter to the township, DGS and the University.

GT: Correct. So you guys have two items to work on for this issue.

DH: Back to the engineers report.

FM: I will have a deed of dedication and an easement for the lines and the easements we need to operate. One thing that came up is as it turns out there is like two other owners. I was only dealing with Deerfield Development Co, LLC which is the company that bought the bankruptcy property which is S & A Homes. It turns out that there are rights of way and lines that are on properties that are owned by Deerfield Commons, Limited Partnership and Deerfield Commons II Limited Partnership and those are the lines that serve the existing apartments buildings and so forth. In order to get everything we need I had to go back and redo the document and I will send it to the fellow up at State College that has been working with me from Deerfield Dev. Co.

LL: The stuff for the Commons, they have a master meter.

FM: NO, they own land that the water line was built across. They still own land where our water lines are going across. By the next meeting we should have those documents in place and recorded.

DH: #7 was the Sheetz rebuild. Louis, I don't know if there are any updates on the construction if they put a service line in yet or not.

LL: No, as they proceed with construction they will put it in.

DH: 52 Gilbert Rd. That was the service line that was over 150' I think it was around 300' long and we recommended 1 ½ service line.

LL: That was approved at the previous Authority meeting and then pending the comments from Dan. They will be incorporated and sent to the property owners in letter form.

DH: #9, we discussed the Holiday Inn Express. #10, the permanganate for GWTP is underway. #11 The GIS mapping we are just completing those updates. #12 on February 20 we met with Louis and went over the SOC and PCB waivers and we will update those going forward and send those into DEP and we also reviewed the consumer confidence reports. #14, Exeter Property group we already discussed.

LL: On our Forest Ridge GenSet relocation. AT this point the SBA has directed a few times to proceed is that something you will coordinate and take care of with the contractor?

DH: Yes, I will contact them and tell them we are ready to go again.

Water Foreman

LL: The report is in the packet and the only additional thing that I have is and it was done today. We had an issue with the chlorination system over at Well#2 and it was functioning but we had a leak on one of the controllers and we were having trouble with one of the changeover valves on the chlorine cylinders and the people were down today and they changed out the injector body so that was leaking and they also changed out the changeover valve and they will be taking those back to the shop and doing repairs work on them and we will get them back for spares.

Solicitor

FM: You have a little report that I did. Everything else I think that we talked about. The only item that I had a question about is at the last meeting you had discussed \$290,000.00 that is owned by Schreiber and I wondered.

GT: We will get to that.

Manager

LL: A large part of everything has been covered already and will be covered in Exec. Session. There are two things to update. There have been issues at the WWTP, the most recent did involve the release of the plastic media and there are extensive remediation efforts as well as booms in the creek. As many as 50 in some locations, people are walking the stream banks and bringing them back. We did get reports yesterday that about 13,710 gallons of these have been brought back and what they are doing is collecting them either in 5 gallon buckets or 30 gallon garbage pails so that is how they are identifying and quantifying. That is a lot of media. We had meetings with the contractor and the remediation people as well today and that area is expanding and it will include parts of Carlisle on the Conodoguinet Stream so that number will grow. The staff and I have done an update on the website. There is a page on the website on there now with the bullet section now. I think as far the plan itself goes there is an intense investigation by special council Brian Salzman as well as DEP and the Fish and Boat Commission. They are doing their reviews as well and I hope that in the next two weeks or so we can identify what happened. Who is at fault and how to go forward. I wanted to give you the

basic update on where it stood and clean up. If you have any questions you can always give me a call.

GT: Thank you.

LH: In regards to the water source and the discussion we have had over the past couple meetings, we did sit down with Mike, Steve, Louis and myself and go over the history and the forward thinking. IN addition to that the proposal by the Authority I have reached out to Advantage and made the initial call to discuss timing and I haven't received a call back but I will provide an update as that continues to progress. I think that is the most of it.

DF: I have two questions? The Mitros properties is anything done on that water line?

LH: Not yet.

DF: The Post Office Billing, did Council act on that?

LH: They did not. Actually where that stands I have been requested by Council to send a letter back to them and request additional information and additional justification and why we should consider a change per our rules.

GT: Okay, very good. That takes us to Executive Session. This is for contractual issues to be discussed.

Executive Session began: 8:10 p.m.

Executive Session ends: 9:05 p.m.

GT: We left to go to Executive Session at 8:10 pm. We have a request from Southern Cumberland Water Association to in their terminology merge with Shippensburg Borough Water Authority. The question at hand is the word merger accurate? It is our feeling that the word merger is not accurate it would be an acquisition of their system and not a merger. Is their system a viable system? They do have water and they do have support services through us already. Are their lines appropriate? Their lines are marginally appropriate. Do they have any debt issues? Yes, they do. They have two loans currently that total \$345,000.00 and still have 34 years of payment. With that background, do I have a motion to accept the request to be acquired or to not proceed with the acquisition of this system?

DF: I make a motion at this time that the SBA does not move forward with the acquisition of Southern Cumberland Water Association

SB: Second.

GT: Motion by Dennis and a second by Steve to not acquire the Southern Cumberland Water Association at this time. Any further discussion?

SB: As part of the discussion I would like to bring up that the letter that we send them regarding this action points out the reasons that we are not interested in acquiring them at this time mostly the loan and to give them some suggestions how they could resolve that and the concerns on the effects on our rate payers. If they could resolve the loan that it might be something we would be willing to spend more time on.

GT: I will follow up on that and say that they do have money in the bank. If they said, fine we will liquidate that causing anymore money from the rate payers any less than the \$2000.00 contribution that would leave them being acquired with no money to support the acquisition. That would be another concern so I would think the only way we can approach them is that they do come with funds to support the acquisition also.

SB: I agree that the letter needs to cover that there would also be the fees for acquisition would be set aside.

GT: Any other comments on that. Hearing none. We have a motion to reject the request for the acquisition from Southern Cumberland Water Association. Motion carries. Thank you. Any other items.

Motion to adjourn: 9:16 p.m.


Secretary