

LOWER PAXTON TOWNSHIP  
BOARD OF SUPERVISORS

Minutes of Board Meeting held July 1, 2014

The business meeting of the Board of Supervisors of Lower Paxton Township was called to order at 7:30 p.m. by Chairman William B. Hawk, on the above date, in the Lower Paxton Township Municipal Center, 425 Prince Street, Harrisburg, Pennsylvania.

Supervisors present in addition to Mr. Hawk were: William C. Seeds, Sr., William L. Hornung, Gary A. Crissman, and Robin L. Lindsey.

Also in attendance were George Wolfe, Township Manager; Steve Stine, Township Solicitor, Steve Fleming, Township Engineer from HRG; and Watson Fisher, SWAN.

**Pledge of Allegiance**

Mr. Crissman led in the recitation of the Pledge of Allegiance.

Mr. Hawk recessed the meeting at 7:32 p.m. in order to conduct the Sewer Authority meeting.

Mr. Hawk reconvened the meeting at 7:44 p.m.

**Approval of Minutes**

Mrs. Lindsey made a motion to approve the minutes from the May 13, 2014 workshop meeting. Mr. Crissman seconded the motion, and a unanimous vote followed.

**Public Comment**

No public comment was provided.

**Chairman and Board Member's Comments**

Mrs. Lindsey noted that Heroes Grove will have its groundbreaking ceremony, festival and parade on Saturday, July 5, with the parade starting at 9:30 a.m. moving onto Coventry and Danbury Roads to Brightbill Park at which time there will be ground breaking ceremony at 11:15

a.m. followed by a community festival. She noted that the festival will include music, food and children's activities. Mr. Hawk noted that Mr. Seeds will be one of the speakers.

Mr. Seeds noted that the fireworks in Linglestown will take place on Saturday, July 5, 2014 at Koons Park at dusk.

### **Manager's Report**

Mr. Wolfe noted with the two prior announcements made by the Board members he only has to report that National Night Out for Public Safety will be held on Tuesday, August 5<sup>th</sup> from 5 p.m. to 8 p.m. at George Park. He noted that this event is sponsored by the Lower Paxton Township Police, Colonial Park, Linglestown and Paxtonia Fire Companies and South Central Emergency Medical Service personnel.

### **OLD BUSINESS**

#### Resolution 14-17; amending the Stormwater Management permit requirements

Mr. Wolfe explained that this item was discussed in workshop session, the need to have an amendment to the permit requirement, changing that permit applications will not be required for impervious coverage less than 80 square feet. He noted the permit costs \$50 and it has other requirements and in many instances it has been deemed an inappropriate burden to property owners who may be doing a very small project such as a shed or a concrete pad for a heat pump or air conditioner. He noted that having an exemption for a stormwater management permit for up to and including 80 square feet, it will negate the need for relieve from completing an application for diminimus activities.

Mrs. Lindsey questioned if a person was putting in a swimming pool would they need a stormwater permit. Mr. Wolfe answered that any impervious area over 80 square feet would require a stormwater permit including a swimming pool, deck, patio, sidewalk, or out building

that is greater than 8 feet by 10 feet. He noted it would also include a garage as well as new construction of a house or commercial building.

Mrs. Lindsey questioned if the applicant must hire an engineer. Mr. Wolfe answered that the permit would not require it but depending on the size of the activity they may have to hire an engineer. He noted that the purpose for the permit is to ensure that the applicant has instituted Best Management Practices (BMP); to ensure that they have not encroached upon a right-of-way, stormwater easement or caused undue flooding or stormwater problems to their neighbors.

Mr. Hornung noted that he receives comments from customers who want to put in a swimming pool that they have to get a permit. He requested Mr. Wolfe to explain where the regulations are coming from, and the Township's lack of ability to nullify or change the regulations. Mr. Wolfe explained that the need for stormwater management is part of Pennsylvania Act 167 Plan requirements. He noted it is the State law that requires counties to undertake county-wide stormwater management plans and to develop regulation to implement those plans, and for municipalities to adopt ordinances in accordance with their county plan and model regulations. He noted that the Township is required by Act 167 to implement stormwater management and it has become far more restrictive in recent years due to issues with erosion and sedimentation control into the waters of the Commonwealth ultimately polluting both our rivers and stretching to the Chesapeake Bay. He noted that this involves the Department of Environmental Protection Agency (EPA) who further regulates through the Pennsylvania Department of Environmental Protection what municipalities can and can't do in regards to stormwater management. He noted that the Township is required to impose far more stringent regulations for stormwater management than it was a few short years ago.

Mr. Crissman made a motion to approve Resolution 2014-17; which amends Resolution 2013-30, amending the stormwater management permit in that it shall not be required for the

addition of new impervious on a lot wherein said area is not more than eighty square feet. Mr. Seeds seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

### **NEW BUSINESS**

#### Action on a Memorandum of Understanding with Dauphin County for the administration of a Disaster Recovery Community Development Block Grant project

Mr. Wolfe noted that Lower Paxton Township has been successful in obtaining a Community Development Block Grant (CDBG) to provide stormwater facilities in the Winfield Street area at an approximate price of \$1 million. He noted that the grant, through the Dauphin County CDBG Disaster Recovery Program is part of several projects in Dauphin County funded through the same source of revenue. He noted that Dauphin County has offered to distribute the funds and provide project management services to the municipalities and by this Memorandum of Understanding, the Board will agree to Dauphin County's project management services. He explained that it takes much of the work of the administration of the project including retention of an engineer, design work, and advertising for bids and project management out of the Township's hands to be completed by Dauphin County. He noted that Dauphin County has retained Herbert, Rowland and Grubic (HRG) to do the design work. He noted that it is to the Township's advantage to allow Dauphin County to administer this project on its behalf.

Mr. Crissman made a motion to approve the memorandum of understanding with Dauphin County for the administration of a Disaster Recovery Community Block Grant project. Mrs. Lindsey seconded the motion. Mr. Hawk call for a voice vote and a unanimous vote followed.

#### Action on bids for the 2014 Storm Sewer Project

Mr. Steve Fleming, Township Engineer from HRG, noted that he is present to make a recommendation of award for the 2014 Storm Sewer Project to which was bid recently. He noted that the low bid contract was with Michael F. Ronca and Sons in the amount of \$1,383,000.

Mr. Seeds noted that the bid was above the Engineer's Estimate. Mr. Fleming answered yes. Mr. Fleming noted that there was quite a bit of interest in the project but it only received two bids. He noted that the other bidder was from Joao and Bradley Construction. He noted that the low bid came in within 15% of the estimate and he attributes that to the amount of work that is out in the market now. He noted that all the bids seemed to be higher than estimated as he used historic pricing to determine the estimate. He noted that his firm also does bid work for other municipalities within Dauphin County and other areas for storm sewer projects and that is where he obtained his construction cost estimates.

Mr. Seeds noted that the higher costs may be as a result of the time of the year and an improving economy. Mr. Fleming answered yes. He noted that these are the same contractors that are bidding on the Authority sewer work, taking up a huge amount of work and these contractors are trying to work these smaller projects into their schedule. He suggested that they are not quite as aggressive on bidding contracts at this time.

Mr. Seeds questioned if we should hold back from awarding the bid at this time. Mr. Fleming answered that we need to do this now, noting that one project, the Dowhower Stream relocation project has time constraints for the DEP permit and the funding as well. He noted that several other projects have been under design and permitting for the past year or two.

Mr. Seeds questioned if Mr. Fleming has the list of work in front of him. Mr. Fleming answered yes. Mr. Seeds requested Mr. Fleming to read the list of work.

Mr. Fleming noted that the list includes work on Marblehead Street for a new stormwater installation to provide drainage on the latter portion of Marblehead Street. He noted that Pearl Street is the installation of the stormsewer abutments to an existing culvert, He noted that Goose Valley Road is a long standing culvert project that the Township has had issues with for a long time. He noted that Bradford Road is an older culvert that has been extended on both sides and

the aging of those materials has reached the end of its life. He noted that South Carolina Drive is a culvert to be replaced that is south of Estates of Autumn Oaks project. He noted that Beaver Road culvert is a 36 inch pipe replacement. He noted that Earl Drive is a culvert pipe to be replaced that is west of the culvert and swale area near Harman Drive. He noted that the damage to this pipe occurred two years ago and the culvert has collapsed and attributed to roadside erosion and guiderail damage. He noted that the Dowhower Road project will move the stream further away from the edge of the road, remove the need for guiderail and be an improvement to the area which is the entrance to Kohl Park. He noted that the Catherine Street project entails slipping a sleeve inside the existing 36 inch diameter pipe to minimize the disturbance and damage to the neighborhood.

Mr. Crissman noted that the Township has used Ronca before and he assumed that the recommendation is based upon staff's past work. Mr. Fleming explained that the Township has not used Ronca in the past but they have done extensive work for the Authority and he is comfortable making a recommendation.

Mr. Crissman made a motion to approve action on the bid for the 2014 Storm Sewer project to Michael F. Ronca and Sons in the amount of \$1,383,000. Mr. Hornung seconded the motion. Mr. Hawk call for a voice vote and a unanimous vote followed.

### **Improvement Guarantee**

Mr. Hawk noted that there were seven Improvement Guarantees to approve.

#### Linglestown Fire Company

An extension and 10% increase in a letter of credit with Centric Bank in the amount of \$38,066.60, with an expiration date of July 1, 2015.

Kendale Oaks, Phase V

An extension and 10% increase in a letter of credit with Peoples Bank in the amount of \$225,843.89, with an expiration date of July 1, 2015.

Wyndhurst Manor, Phase 3

An extension and 10% increase in a bond with Developers Surety and Indemnity Company Bank in the amount of \$134,999.09, with an expiration date of July 1, 2015.

CGOH Parking Expansion

An extension and 10% increase in a letter of credit with Wells Fargo in the amount of \$189,754.62, with an expiration date of July 1, 2015.

Amber Fields, Phase V

An extension and 10% increase in a letter of credit with Mid Penn Bank in the amount of \$108,065.10, with an expiration date of July 1, 2015.

Autumn Oaks, Phase I

An extension and 10% increase in a letter of credit with F & M Trust in the amount of \$300,406.70, with an expiration date of July 1, 2015.

Bumper Cars at Meadow Frozen Custard

An extension in a letter of credit with Metro Bank in the amount of \$2,926.00, with an expiration date of July 1, 2015.

Mr. Crissman made a motion to approve the seven improvement guarantee as listed. Mrs. Lindsey seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

**Payment of Bills**

Mr. Seeds made a motion to pay the bills of Lower Paxton Township and Lower Paxton Township Authority. Mr. Crissman seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

## **Adjournment**

There being no further business, Mr. Crissman made a motion to adjourn the meeting, and the meeting adjourned at 8:03 p.m.

Respectfully submitted,

Maureen Heberle  
Recording Secretary

Approved by,

William L. Hornung  
Township Secretary