

POCONO TOWNSHIP SUPERVISORS
MINUTES OF THE SEWER PROJECT MEETING
MARCH 7th, 2012 AT 6:00 P.M.

A Sewer Project Meeting was held by the Pocono Township Supervisors on March 7, 2012, at 6:00 p.m. at the Pocono Township Municipal Building, Tannersville, Pennsylvania, and was opened by Vice Chairman, Harold Werkheiser, followed by the Pledge of Allegiance.

ROLL CALL: Frank Hess, absent; Harold Werkheiser, present; Henry Bengel, present. Timothy J. McManus, Sewer Project Solicitor; and Russell D. Scott, IV and Samuel M. D'Alessandro, both of R.K.R. Hess Associates, Inc., Sewer Project Engineers, were present.

BUSINESS OF THE MEETING:

A. PHASE II SEWER LINE CONSTRUCTION

1) Contract No. 4, Pioneer Construction Co., Inc., Payment Request No. 22: Henry Bengel made a motion, seconded by Harold Werkheiser, to approve Contract No. 4, Payment Request No. 22, in the amount of \$2,851.88, to Pioneer Construction Co., Inc., for work completed through January 31, 2012. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes. Motion carried.

2) Contract No. 4, Status: The Sewer Project Engineer advised that the Contractor has completed paving of all areas with the exception of the cuts across Route 611 in Tannersville, which will need to be milled and overlain in the spring.

3) Contract No. 7, Status: The Sewer Project Engineer advised that this contract is substantially complete and that PACT Construction has completed all paving. The Project Engineer has requested PADOT to release the Highway Occupancy Permit.

4) Contract No. 8, Pioneer Construction Co., Inc. Payment Request No. 10. Henry Bengel made a motion, seconded by Harold Werkheiser, to approve Contract No. 8, Payment Request No. 10, in the amount of \$12,592.25, to Pioneer Construction Co., Inc. for work completed through January 31, 2012, related to Pump Station No. 1. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes. Motion carried.

5) Contract No. 10, Doli Construction Corporation, Payment Request No. 8. Henry Bengel made a motion, seconded by Harold Werkheiser, to approve Contract No. 10, Payment Request No. 8, in the amount of \$52,932.10 to Doli Construction Corporation for work completed through January 18, 2012. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes. Motion carried.

6) Contract No. 10 – Time Extension. Henry Bengel made a motion, seconded by Harold Werkheiser, to approve the request of Doli Construction Corporation to extend (i) substantial completion of Contract No. 10 until March 30, 2012, (ii) final completion of Contract No. 10, including paving, restoration, stabilization and clean-up until May 13, 2012; and (iii) submission of all contract closeout documents until July 14, 2012, due to the review and approval of the proposed corrections to Encroachment No. 28, and the actual work for corrections to be completed. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes. Motion carried.

B. PHASE III SEWER FORCE MAIN TO STROUDSBURG

1) Contract No. 11 – Change Order. Harold Bengel made a motion, seconded by Harold Werkheiser, to authorize PACT Two, LLC to proceed with work to elevate Pump Station No. 4 critical components approximately 2 feet above the new flood plain elevation recently established by the updated Flood Insurance Rate Maps issued by FEMA, and to charge for that work on a time and materials basis at a cost not to exceed \$15,000. Toll call vote: Harold Werkheiser, yes; Henry Bengel, yes. Motion carried.

2) Contract No. 10 – Change Order. Harold Werkheiser, made a motion, seconded by Henry Bengel, to authorize Doli Construction to change the existing standard manhole frames and covers for the four gravity manholes that are now located within the revised flood plain per newly issued Flood Insurance Rate Maps issued by FEMA, to watertight frames and bolted down covers, at a cost not to exceed \$13,032. Roll call vote: Harold Werkheiser, yes, Henry Bengel, yes. Motion carried.

3) Contract No. 11 – PACT Two, LLC, Payment Request No. 7. Henry Bengel made a motion, seconded by Harold Werkheiser, to approve Contract No. 11, Payment Request No. 7, in the amount of \$453,082.56 to PACT Two, LLC, for work completed through February 24, 2012. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes. Motion carried.

4) Contract No. 14, status: The Project Engineer advised that the Contractor, PACT Construction, is currently working in the area of the intersection of Pipher Lane and Wigwam Park Road in Stroud Township.

5) Contract No. 14, PACT Construction, Inc., Payment Request No. 3. Henry Bengel made a motion, seconded by Harold Werkheiser, to approve Contract No. 14, Payment Request No. 3, in the amount of \$1,020,716.03, to PACT Construction, Inc. for work completed through February 24, 2012. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes. Motion carried.

6) Contract No. 15 – JOAO & Bradley Construction Company, Inc., Payment Request No. 6. Henry Bengel made a motion, seconded by Harold Werkheiser, to approve Contract No. 15, Payment Request No. 6, in the amount of \$8,144.16 to JOAO & Bradley Construction Company, Inc., for work completed through January 28, 2012. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes.

C. ACT 537 SEWER CONNECTION REGULATIONS

- 1) Per the Sewer Project Engineer, based upon a meeting on September 16, 2011, with representatives of the Pa. Department of Environmental Protection and the Delaware River Basin Commission to clarify conditions for connection of properties to the sewer main, the Supervisors may wish to consider an amendment to the Act 537 Plan for Pocono and Hamilton Townships.
- 2) The Sewer Project Engineer also advised that if an amendment is prepared, Hamilton Township may also be interested in making some revisions to its immediate sewer service area, in the area of Larch Street and Cruver Alley.
- 3) The Sewer Project Engineer finally advised that if Pocono Township wishes to move forward with the preparation of a Task Activity Report for submittal to PADEP, which is the first step necessary in the Act 537 plan amendment process, the Project Engineer will require authorization from the Township to proceed. The cost estimate to prepare that report is \$1,500 - \$3,000. No action was taken with respect to this item at this time.

D. PHASE I DRY SEWER – MANHOL INSPECTIONS

- 1) The Sewer Project Engineer reported that on December 19, 2011, a meeting was held with Leeward Construction to discuss the failed manhole clamps, as well as deficiencies with some of the Manholes. Leeward Construction has agreed to address the deficiencies with the manholes and to inspect the clamps in these areas when the work is done. The manhole supplier, Monarch Precast, is also offering an extended warranty on the manhole clamps. The Project Engineer has requested Leeward Construction to provide the terms and details of that warranty for review.
- 3) The Sewer Project Engineer further reported that Leeward Construction has performed repairs to the manholes in the area of Lesh's Leather and Alfredo's Pizza along Route 611. The Project Engineer is waiting for Leeward Construction to flush the area near the Scotrun on-ramp so that the Project Engineer can get more accurate information on this section.

E. PUMP STATION NOS. 1&2 PROPANE BIDS

- 1) Notice of Intent to Award Contract. Henry Bengel made a motion, seconded by Harold Werkheiser, to authorize R.K.R. Hess Associates, Inc. to issue a Notice of Intent to Award the Contract for the purchase, installation and connection of 3 – 500 gallon propane tanks filled with propane and miscellaneous appurtenances, including a one year service contract with the option for an additional two years, to serve emergency generators located at Sewer Pump Stations No. 1 and 2, to the sole bidder, AmeriGas Propane, L.P., for the base bid amount of \$17,095.50. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes.
- 2) Henry Bengel made a motion, seconded by Harold Werkheiser, based upon the recommendation of the Sewer Project Engineer, that Pioneer Construction be authorized to install a reinforced concrete pad for the propane tank at the Pump Station No. 1 site, on a Time &

Materials basis, for a price not to exceed \$5,000. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes.

F. FINANCING

1) H2O PA Grant Payment Application #4. Henry Bengel made a motion, seconded by Harold Werkheiser, to authorize R.K.R. Hess Associates, Inc. to submit H2O PA Reimbursement Application No. 4 to the Pennsylvania Department of Community & Economic Development on or about March 16, 2012, which Application will be in the anticipated amount of \$2,000,000 - \$2,100,000, of which H2O PA will pay two-thirds. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes. Motion carried.

2) The Sewer Project Engineer reported that on January 20, 2012, the Pennsylvania Department of Community & Economic Development approved a one year time extension for the H2O PA Grant, until June 30, 2013.

G. UPDATED SEWER USER RATE CALCULATIONS AND CONNECTION POLICIES

It was decided to defer discussions on these matters until the full Board of Supervisors could be present at a special meeting to be scheduled in the near future.

H. PUBLIC COMMENT

1) Mark Nemitz of Sanofi Pasteur, Inc., inquired as to the status of Great Wolf Lodge's decision re: connection to the central sewer system.

I. ADJOURNMENT

Harold Werkheiser made a motion, seconded by Henry Bengel, to adjourn the meeting at 7:10 p.m. Roll call vote: Harold Werkheiser, yes; Henry Bengel, yes. Motion carried.

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