



**GETTYSBURG BOROUGH STORM WATER AUTHORITY  
(GBSWA)  
MARCH 9, 2020 MEETING MINUTES**

**PRESENT: Members of the Board:** Michael S. Malewicki, Chair; John D. Lawver, Jr., Vice-Chair and Councilor; Wesley K. Heyser, Secretary and Councilor; Patricia A. Lawson, Member and Councilor; and Charles Strauss, Member; **GBSWA Officials:** Charles R. Gable, Administrative Manager; Solicitor Adam Boyer, Puhl, Eastman and Thrasher; Borough Engineer Chad M. Clabaugh, C.S. Davidson; Debra English, Director of Historic and Environmental Preservation; Nicolette James, Finance Director; and Karen Mesher, Recording Secretary; **Borough Staff:** Robert Harbaugh, Public Works Director; **Members of the Public:** Mike Gelner, Home Owner, 50 E. Broadway; and Mark Wherley from *Community Media*.

**GBSWA – Call to Order**

Mr. Malewicki called the meeting to order at 6:00 PM.

**Welcome and Opening Remarks**

Mr. Malewicki welcomed everyone to tonight's meeting and announced that a quorum of five members was present.

**Announcements**

Chair Malewicki announced that the third motion on tonight's Agenda under 'Approval of Agenda and Minutes' regarding the formal commitment letter from GBSWA supporting the HABPI construction application for the Phase B2 of the Gettysburg Inner Loop Project be moved to "Current and Old Business".

**Approval of Agenda and Minutes**

Chair Malewicki requested a motion to accept the March 9, 2020 GBSWA Meeting Agenda as submitted with the following correction: to move the third motion on the agenda to "Current and Old Business". Vice-Chair Lawver made a **motion** to accept the March 9, 2020 GBSWA Meeting Agenda as amended with the following correction to move the third motion on the meeting agenda from "Approval of Agenda and Minutes" to "Current and Old Business". Secretary Heyser seconded, and the motion carried **5-to-0** without dissention.

Chair Malewicki requested a motion to accept the February 10, 2020 GBSWA Meeting Minutes as presented. Vice-President Lawver made a **motion** to accept the February 10, 2020 GBSWA Meeting Minutes as presented. Secretary Heyser seconded, and the motion carried **5-to-0** without dissention.

**Public Comment for Items on the Meeting Agenda**

**Michael Gelner, Property Owner at 50 East Broadway**, discussed the GBSWA fees and their reduction requirements. He suggested that properties with a minimal impervious surface not be assessed a fee.

**Current and Old Business**

**A. Changes to RRRs-Updates and Discussion of Revisions – *Clabaugh / Gable / English***

Chair Malewicki discussed the GBSWA Rates, Rules and Regulations (RRRs) with the Board, and said that a final vote should take place at the April 13, 2020 meeting. Engineer Clabaugh gave an overview and requested that the Board email any changes to him in advance of the April meeting. He discussed the changes to the definitions to date: eliminate 'Developed Parcel', clean up language to 'Impervious

Area’, and add the ‘Lot Coverage’ definition. He also discussed the Changes to Chapter 14 with the Board that included program credits that would give 100 percent credit for BMP that would change the lot coverage by 20 percent, and that this change only affected Gettysburg College. He said that any Program Credits would not be 20 percent off the bill because the software is not able of making that calculation. He said that the 20 percent reduction would move the property in question into a lower category.

He discussed Rain Barrels, Urban Trees, and Environmental Clean-up with the Board. He noted that not one person applied for Rain Barrels as a credit; but that this could be looked at as a Structural BMP or Innovation Credit. He said that Urban Trees included both new and existing trees, and that owners who maintain trees on their property (10 trees with a 1-inch diameter) / ERU = 1 credit) can receive this credit; and only two people applied so far. He said that the Environmental Clean-Up and Brown Field Program is its own category and covers illicit discharge and agreements. He said that any program credits would require a completed Program Credit application from the applicant to include a Property Owner Statement. He said that the credit is not required by ordinance, but the property owner’s signature on the that statement verifies that they must maintain their credit in order to receive it. The property owner must also complete an Existing Credit form in order to receive credits in the future.

Engineer Clabaugh told the Board that he will clean-up the due dates and make the document more reader friendly.

Chair Malewicki called for a **motion**:

**A motion to issue a formal letter of commitment for the Gettysburg Borough Stormwater Authority to contribute a local cash match in an amount not to exceed \$70,000 in support of an application of HABPI for grant funding from Penn DOT Multimodal Transportation Fund to be used for construction of Phase B2 of the Gettysburg Inner Loop project, including related storm water improvements and components integral thereto.**

Engineer Clabaugh discussed the **motion** with the Board (and similar infrastructure projects in the Borough). Chair Malewicki said that the scope of the project is far from complete, and that the project is at least one year out.

Ms. Lawson made the **motion**, and it was seconded by Secretary Heyser. The motion carried 5-to-0 without dissention.

#### **B. Stevens Run Wall Collapse Repair (Tiber) Update on Wall Block Sections – *Harbaugh***

Public Works Director Harbaugh updated the Board on current Stevens Run Wall Collapse Repair (Tiber) Project. He said that the project is proposed to be completed by April 28, 2020. He told the Board that he had received the wall block, and that affected residents were notified verbally, by doorhangers, and through the Borough’s website about the project. He said that he had received a DEP Emergency Permit to remove debris; and on March 9<sup>th</sup>, his crew had paved the footer and dug out the radius in order to set the block by Wednesday, March 11<sup>th</sup>.

#### **D. NFWS Grant Update (resubmittal) – *Clabaugh***

Engineer Clabaugh discussed the National Fish and Wildlife Foundation (NFWF) Grant and updated the Board on its status. He told the Board that the grant was denied, and will meet with the consultant on April 1<sup>st</sup> to discuss the reasons for denial. He said that the Board should refocus funding revenues especially related to the design component for the Culp’s Run Project (behind the Borough Shed).

**E. 2019 Delinquent Bills Update – *English / James***

Ms. English, Director of Historic and Environmental Preservation, said that she is working with Freedom Systems to include the property owner account number on all bills and second notices.

**F. Finance Update - *James***

Finance Director James said that Board had received her finance report; and that the auditors would be onsite on March 10<sup>th</sup> to begin the GBSWA audit.

**C. Update on Railroad-Gettysburg Northern (CSX Paid) – *Chairman Malewicki***

Chair Malewicki told the Board that CSX Railroad had paid their Stormwater bill, and the Gettysburg Northern Railroad pushed back on their impervious calculations. He did a field walk and will send a letter to their representative within ten days to defend GBSWA's numbers.

**New Business**

**A. July 2020 Stormwater Fee Billing Update – *James / English***

Finance Director James said that the billing is on schedule, and that the Freedom program will be updated. She said that all accounts will be handled "in house". Solicitor Boyer said that the new Rates, Rules, and Regulations (RRRs) will reflect the new changes.

**Public Comment for Items Not on the Agenda**

There was no public comment at this time.

**Adjournment**

Chair Malewicki requested a motion to adjourn. **Motion** was made by Ms. Lawson, **seconded** by Secretary Heyser. Passed **5-to-0** without dissention. Meeting adjourned at 6:55 PM.

Respectfully submitted by:

Karen M. Mesher, Planning Management Assistant  
Recording Secretary