



**CapCOG Board of Delegates**  
**Monday, October 16, 2023 - 7:00 PM**

**DELEGATES IN ATTENDANCE: 14**

Camp Hill Borough - Bonnie Bentz East Pennsboro Township, Terry Watts Hampden Township - Nate Silcox Harrisburg City , Hillary Green Highspire Borough, Mark Stonbraker Londonderry Township, Anna Dale	Lower Paxton Township, Robin Lindsey, Norm Zoumas Middle Paxton Township, Jim Fisher New Cumberland Borough, Gennifer Richie Royalton Borough, Terry Watts	Silver Spring Township, Harry Kotzmoyer South Hanover Township, Nora Blair Upper Allen Township, Ken Martin Wormleysburg Borough, Sue Stuart
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**MUNICIPALITIES NOT IN ATTENDANCE: 29**

Annville Township Carlisle Borough Carroll Township Conewago Township Dauphin Borough Derry Township Dillsburg Borough East Hanover Township Fairview Township Goldsboro Borough	Hummelstown Borough Lemoyne Borough Lower Allen Township Lower Swatara Marysville Borough Mechanicsburg Borough Middletown Borough Monaghan Township Monroe Township Newberry Township	North Middleton Township Paxtang Borough Penbrook Borough Shiremanstown Borough South Middleton Township Steelton Borough Susquehanna Township Swatara Township West Hanover Township
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**NON-VOTING IN ATTENDANCE:**

<b>Speakers</b> <ul style="list-style-type: none"> <li>• Vince DiFilippo, Cumberland County</li> <li>• Ryan Prater, Central PA Food Bank</li> <li>• Morgan Flood, Central PA Food Bank</li> <li>• Timothy Horstman, McNees Wallace &amp; Nurick</li> <li>• Ade Bakare, McNees Wallace &amp; Nurick</li> </ul>	<u>CapCOG STAFF</u> Gary Myers, Executive Director Rhonda Campbell, Program Director
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The meeting was called to order at 7:00 PM by President Robin Lindsey.

The Pledge of Allegiance was led by Mark Stonbraker.

Roundtable introductions were made.

## Presentations

Timothy Horstmann and Ade Bakare, McNees Wallace & Nurick, LLC

Leveraging Power Purchase Agreements - Renewable Energy Power Purchases

- Horstmann - There is a lot of interest in renewable energy due to changes in state and federal policies, constituent/customer interest, sustainability goals
- Few years ago solar was 2-3% of market. Projecting growth to 20% or more by 2050.
- Great way to diversify the energy portfolio of municipality.
- Bakare - The statistic that solar last year was 75% of new electricity generation is misleading - that's *new* electric generation. It is more realistic to estimate 3% in 2020 because it reflects total energy landscape.
- Option 1: Directly-owned renewable self-supply - traditional route but capital intense upfront so not always practical. Net metering - allow you to offset your power consumption with what you produce with solar.
- Option 2: Virtual Power Produce Agreement - You aren't buying physical delivery of power; financial transaction - you pay a fixed price for power output and you take on the risk if the contract price is high, you have to pay them the difference; if below market price, they pay you. Developer is guaranteed the fixed price you agree to. Sophisticated. Not a process most municipalities want to get involved in. Operates as a financial hedge of the energy market.
- Option 3: Most popular. Power Purchase agreement - you find a 3rd party who will install solar on your property; you don't own it. You buy power directly produced by the solar on your property. Typically fixed prices. Terms range 7-10 years to as many as 25-30 years. Vey flexible.
- Most municipalities form a team - Solicitor; special counsel; technical consultant. You can partner up and form a working group - geographic limits - Public Utility Code only allows within two miles of generation site. Cost-sharing agreement - who is responsible for what costs.
- Important to know volume and usage commitments before entering into agreements/contracts.
- You may run into issues with who owns mineral rights and if the installation violates any contracts related to mineral rights.
- Hillary Greene - What is the specific or niche term for developers? Bakare - Developers is the pretty commonly used term. Greene - Is there a map showing centralized locations of existing solar projects? Bakare - Federally may be available through EIA solar generation projects of certain sizes. But size of projects they track, they are larger. Greene - where would you find locations of those projects for the two-mile radius? Bakare - I am not aware of any of those.
- Ken Martin - What is the typical contract life for ppa? Bakare - 20-25 years. Beyond 30 years is atypical.
- Bonnie Bentz - Multiple ways a municipality could go; own, lease. With these agreements or your experience with PPA's have you come across situations where after 20 years you purchase solar panels - are there issues with maintenance? Or panels that were leased, were sold to another company and then maintenance issues occur. Recommended path to prevent maintenance issues during or after leasing/purchase issues. Bakare - I've not had to litigate an issue like that. First, up front, address in contract in lease or PPA. If you own the solar system, it wouldn't be an issue. But if you lease a PPA and then purchase, you'd most likely terminate the PPA when you purchase it and enter into a maintenance agreement. Review the terms very carefully. Put protections in agreement up front. If problems occur, hire right counsel right away.

#### Central PA Food Bank - Morgan Flood and Ryan Prater

- Government Relations Manager - Prater
- Policy Research Coordinator - Flood
- 27 counties serviced; 200,00+ people serviced each month; 1000+ partner agencies and programs, 50M+ meals provided each year; 75% distributed food comes from corporate retail donations.
- Also work with USDA for food donations.
- Purchasing more food than previously.
- We are the wholesale distributor of charitable food.
- Flood - Food insecurity - access to adequate and nutritious food that a person or family buys with money. If you don't know where your next meal is coming from, you are food insecure.
- Can provide very specific information by municipality if interested.
- Community Hunger Mapping - Done for Lancaster; Lebanon almost done. Dauphin in progress. Did a modified study with Dickinson College for Cumberland County. If interested, reach out to food bank for Cumberland County report.
- Will do all 27 counties within the next 5-6 years.
- Gary Myers - Thank you for the work you do. Do you work with school districts? Flood - We do partner with agencies who serve school districts. We can't partner with them because they aren't non profits. There are 160 backpack programs through partner agencies. We do advocacy with school districts; free breakfast initiative last fall -20% increase due to free breakfast in schools.
- Nate Silcox - Robin thanks for adding them to the presenters. Hampden Township had Sadler Health come into the township. Charitable summit early in 2023; discussions with organizations serving the community. Make sure we are tuned in and aware so our police and fire can refer people to services/resources. Maybe COG could organize an evening event.
- Martin -Data collection is ongoing; right now if I wanted to try to determine food insecurity in my municipality how do I get it? Easiest way is to email Morgan at [mflood@centralpafoodbank.org](mailto:mflood@centralpafoodbank.org).
- Gennifer Richie - Is there information on website if we want to pull resources to list in our newsletters? Flood - We have a find food tab by zip code. May be better to reach out to us if you want whole county.
- Martin - How many warehouses? Prater - Harrisburg and Williamsport. 20-25 trucks that are out on road picking up from partner agencies and delivering to them.
- Rhonda Campbell - Especially in rural areas, are you seeing issues with transportation and internet challenges? Flood - That's a great question. Where there is low vehicle access; less food pantry participation. How do we address it? Still working on. Seniors - partner with door dash and some partners deliver to seniors. Internet access - Cumberland County asked in our interviews; how they heard about food pantry- heard about from word of mouth. Put information in quarterly printed newsletter or mailings.

#### **Consent Agenda**

August 2023 Minutes - Jim Fisher motioned. Anna Dale seconded. Unanimously approved.

September 2023 Treasurer's Report - Terry Watts motioned, Sue Stuart seconded. Unanimously approved.

## Executive Director's Report

- Ratify Salt Bids - Bids were opened on September 28, 2023 at 10:00 AM. Salt price Morton 73.87 delivered; 73 FOB. Silcox motioned to approve; Watts seconded. Unanimously approved.
- Potassium 6.24/gallon Cryotech. Dale motioned to approve. Watts seconded. Unanimously approved.
- The 2024 Draft Budget will be sent out this week to all Delegates and Alternates. Please review and get any questions to us prior to the November 20 Board meeting. Please attend the November meeting or send a representative so that we can approve the budget. If we are able to approve the Budget in November, we can motion to cancel the December 2023 meeting.
- Managers' Meeting on September 14, 2023 @ Camp Hill Borough
  - Presentation: PA School District Liquid Asset Fund/GTS
  - We asked what kept municipalities from participating in the Auction.
    - Waiting on trucks and were afraid to get rid of what we have.
    - Also, to have public works department bring items to us would be more expensive and less beneficial to trashing it.
    - MuniBid - His PW likes it because they can put it on website and people pick it up. They can put out whenever. (Middletown)
    - We used MuniBid - My PW staff is very small so to leave township and take equipment is hard for us.
    - We need to work with auctioneer to streamline the delivery process for items and determine how we can make it easier or members to participate.
  - Good discussion about Fire Fighters and challenges of volunteer vs. paid.
  - Discussed training needs/wants for 2024.
- Picnic/Golf Tournament - September 18, 2023 - Armitage

Income	\$14,598.00
Expenses	<u>5,940.95</u>
<b>CapCOG Net</b>	<b>\$8,657.05</b>
(7% decrease)	

**# of Golfers: 54**

**# of Picnic Attendees: 102**

Year	Golfers	Picnic Guests	Sponsorships	Profit
2023	54	102	12,525.00	\$8,657.05
2022	47	102	14,275.00	\$10,573.40

**PACOG** - No report

### **SAFER Grant - Nate Silcox**

- Silcox shared information about participation in the various SAFER Grant programs. See attached.
- Nominal stipend checks (118) have been sent to firefighters. The amount is \$300 per firefighter.

### **Cumberland County Report - Vince DiFilippo**

- Completed, repaired, and replaced 28 county bridges.
- 20 feet over and 20 feet under - 4 over 20 foot bridges \$5 M; leveraged funds from state and federal government \$274,000. County paying 90%.
- Now looking at 150 under 20 foot being inspected to look at replacement.
- Radio and tower project -on schedule for mid-2025; easements approved delayed slightly.
- Farmland preservation program - two workshops in October. 30,000 acres by 2030 preserved is goal; on target.
- Comp Plan work continues. Community has until October 31 to give input.
- County property tax credit for EMS and FF continues.
- County planning commission will have two openings; deadline to apply is 10/27/23.

### **Dauphin - No report**

### **York County Report - No report**

### **Legislative Update: Nate Silcox**

- Very difficult session.
- Only seven bills signed into law.
- HB 451 (Freeman) Would establish a Fund for Municipalities with 15% of Tax Base with Tax Exempt Property [House Bill 451 - Bill Information Details \(state.pa.us\)](https://legis.state.pa.us/h/leg/bills/0401-0500/0451/bill_0451_details.asp)
- HB 1328 (Leadbetter) Municipal Volunteer EMC Training Standard Requirements [House Co-Sponsorship Memoranda - PA House of Representatives \(state.pa.us\)](https://legis.state.pa.us/h/leg/bills/1301-1400/1328/bill_1328_details.asp)

### **UCC Board of Appeals - Watts**

- UCC Case from 2022 that was extended: School appeal for late release locks - came to a reasonable conclusion. Building fully sprinkler, fire and smoke alarm system monitored. .
- One case on October 24: Private nail salon school - work areas have to have exhaust fan within 12 inches of work area. They are seeking a certificate of occupancy without having exhaust fans installed. Susquehanna Township.

### **Public Safety Committee - Nate Silcox -**

- Reminder if you haven't completed the EMS survey Campbell sent in August and September, please do so. We are planning a more detailed survey in 2024 but this information is a good starting point.

### **Good of the Order**

The next Board of Delegates meeting will be Monday, November 20, 2023.

Meeting was adjourned at 8:16 PM. Watts motioned. Silcox seconded. Unanimously approved.