

## DELMONT BOROUGH COUNCIL MEETING MINUTES

April 11,, 2023

77 Greensburg Street  
Delmont, PA 15626



### **ELECTED OFFICIALS:**

<i>Alyce Urban, Mayor</i>	Present	<i>Pam Simpson</i>	Present
<i>Andrew Shissler, Council President</i>	Present	<i>Becky Matesevac</i>	Present
<i>Stan Cheyne, Vice President</i>	Present	<i>David Weber</i>	Present
<i>Jeffrey Cunningham</i>	Present	<i>Chris Bigley</i>	Present

### **EMPLOYEES:**

Bill Heaps, Public Works Supervisor	Absent
Dawn Earhart, Secretary/Treasurer	Present
T.J. Klobucar, Delmont Police Chief	Present

### **PROFESSIONAL SERVICES:**

Dan Hewitt - Avolio Law Group, LLC	Present
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### **ENGINEER REPORT:**

LSSE Representative	Kevin Brett
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### **RESIDENTS ATTENDING:**

Daniel & Cathleen Payton	Vicki Walters
Joe & Heather Eveges	Daniel Denezza
Donald Cline	

### **OTHERS ATTENDING**

Georgia Boring – Penn Franklin	Patrick Varine – Trib / Star
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**CALL TO ORDER:** Mr. Shissler calls meeting to order and join in the Pledge.

Council held an Executive Session prior to Council Meeting. Content of Meeting falls under Public Confidentiality, as stated in the Sunshine Act, Section 708-A5. No decisions were made.

## ***STANDARD MONTHLY BUSINESS***

### **MEETING MINUTES:**

Council reviewed the March 14, 2023 Council Meeting Minutes. Stan Cheyne Made the Motion to Approve the March 14, 2023 Council Meeting Minutes, upon revision to Page 2 regarding removal of tree and forester review timeline and upon revision to Page 15 regarding the verbiage "Engineer Report" being changed to "Engineer Study". A Second Motion was Made by Chris Bigley. All Approved.

### **TREASURER'S REPORT:**

After review of the April 11, 2023 Treasurer's Report, Becky Matesevac Made the Motion to Accept the April 11, 2023 Treasurer's Report. Jeff Cunningham Seconded that Motion. All Approved.

### **BILLS:**

Bills on display but not read. The report of the bill dates reflect the day after the previous Council Meeting until the day of the new Council Meeting. It was stated that the Republic Services bill for \$80 should not have been paid, according to the contract that the Borough has with Republic, the Borough is not be charged any overages. Dave Weber will reach out to Republic Services to request to have the charge lifted and refunded. Stan Cheyne Made the Motion to Pay the Bills. Becky Matesevac Seconded the Motion. Motion Passed.

## ***CITIZENS' COMMENTS***

A group of residents from Stotler Drive attended the Meeting to express concerns over overgrown and dead trees on Borough property that border their homes. Daniel Payton, of Stotler Drive, expressed concern over a recent incident where a tree fell on his pool. The property was recently given to the Borough by Catarinella. They are requesting that the Borough remove the trees, as they are overgrown and now dead. Mr. Shissler responded that the Borough has not yet had a chance to review the property since it's been acquired. Dan Denezza, also of Stotler Drive, Stated that there are currently two dead pine trees, ready to fall on his property. He is concerned for the safety of his kids playing on their swing set in the back yard, where the tree would fall, if it fell. Joe Evenges, Also of Stotler Drive, is respectfully requesting that the Borough consider reviewing the state of the trees and removing them as well.

Vicki Walters, of the Delmont Historical Society, gave Council an update on the Watering Trough repair. They were told that they have to use white oak wood, which is hard to find. They are going to level it out, replace some bolts, replace or repair the liner, upgrade the solar panel and seal to preserve it.

Vicki Walters also reported that she had been to the Log Cabin at Shields Farm cleaning out some of the things that were stored there. She said she had trouble with the back door lock so she called Public Works and left message for them to go up and fix and/or lock the door. She also reported that there is a hole by the back door where it seems critters are getting in.

## ***NON-CITIZENS' COMMENTS***

### ***COMMITTEE REPORTS***

#### **ENGINEERING REPORT – LSSE – Kevin Brett**

Kevin Brett reported that they have received road bids and is recommending that the Borough hold off on accepting, that they have at least 90 days to review and accept.

Mr. Brett said that LSSE is also getting ready to review Phase II, second year sewage bids.

Mr. Brett said that the reporting for the dye tests that he is submitting on behalf of the Borough looks good and that a lot of the properties are being inspected and repaired.

Mr. Brett reported that the Scope Change for Contract #C0081785 has been received and looks good. He asked that the Borough Office be looking for the Notice from DCED.

Mr. Brett mentioned that Grant season is here and recommended that the Borough put together a "wish list" of projects that they would like to get to and watch for grant opportunities.

**LSSE Civil Engineers and Surveyors**

4534 Route 136, Suite 9  
Greensburg, Pennsylvania 15601  
Ph. (724) 837-1057 • Fax (724) 838-9811

# Memo

TO: Delmont Borough Council  
DATE: April 11, 2023  
FROM: Kevin A. Brett, P.E.  
Donald R. Hixson Jr., P.E., PLS  
Gary M. Baird  
S. O. No.: 0398-02-01  
cc: File  
SUBJECT: Street Committee Items

- **2023 Roads:** *If a road program is planned in 2023, bid documents will need prepared and bid by February for a March 2023 opening and award in April to receive competitive bids. LSSE transmitted list of roadways for Borough consideration. 2023 Road Program bid opening was held March 9, 2023. Bid Report was transmitted for Borough review. Borough tabled award of bids at the March meeting.*
- **MS4 Permit:** *Borough's PRP Plan is for removal of 36,000 lbs of sediment per year. Annual Progress Report has been submitted on September 30.*

*Geotechnical investigation field work completed. LSSE transmitted easements necessary for work to be completed. CCTV completed on Dogwood; pipe is in poor condition and needs repaired; to be included in scope. Meeting held with residents on July 1, 2022; updated easements sent to Borough on July 7 from discussion with residents. Bid opening was held on September 8, 2022. LSSE reviewed results with Council September 9, 2022. LSSE provided Bid Report. Work awarded to JS Paris Excavating, Inc.; the Contract Documents and Change Order No. 1 issued to the Borough. Pre-Construction Meeting was held October 12, 2022. Work began the week of October 24, 2022. LSSE transmitted Pay Request No. 1 in the amount of \$49,950.00. LSSE transmitted Pay Request No. 2 on December 8, 2022 for \$94,606.87. DCED noted both grant reimbursement requests have been approved. LSSE to transmit Pay Request No. 3. LSSE transmitted reimbursement request. LSSE transmitted Partial Payment No. 4. CFA responded 2<sup>nd</sup> grant cannot be utilized on project with another grant. Initial grants reimbursement has been submitted. LSSE is scheduling walkthrough with Borough and Contractor on final lawn and pavement restoration. LSSE is working with CFA on scope amendment for 2<sup>nd</sup> Grant.*

*LSSE provided MS4 files to Borough for their use.*

*As part of the Borough MS4 Permit and PRP Plan, LSSE has prepared the following to summarize the current status of the Borough's implementation of its Pollutant Reduction Plan as well as the next projects to be completed.*

*The Borough must reduce the sediment loading in two watersheds, the Haymakers Run – Turtle Creek and the Beaver Run – Beaver Run Reservoir Watersheds. The following tables indicate the projects that have been completed to address the requirements of the PRP for each watershed.*



Haymakers Run – Turtle Creek Watershed				
Project	Status	lbs Sediment Removed	Project Cost	
Cherry Blossom	Completed	5,295	\$78,045.00	As-built
Newhouse Park	To be constructed Fall 2022	6,544	\$512,000	Bids received 9-8-2022.
Apple Hill Retrofit	Needs Designed	5,467	To be determined after design-to be constructed by Spring 2023	
Required Sediment Reduction (lbs)		16,553(11,839 LB to be completed by end of 2022)		
Anticipated Sediment Reduction (lbs)		17,306		

Beaver Run – Beaver Run Reservoir Watershed				
Project	Status	lbs Sediment Removed	Project Cost	
Lindsay Lane	To be constructed 2022	2,710	\$125,000.00 (OPC)	Pricing updated 4-12-2022
Barrington Ridge	Needs Designed	3,023	To be determined after design-to be constructed by Spring 2023	
Stream Restoration (325 LF)	Needs Designed	14,586	To be determined after design-to be constructed by Spring 2023	
Required Sediment Reduction (lbs)		(2710 LBs to be completed by end 2022)		
Anticipated Sediment Reduction (lbs)		20,319 if all three projects completed		

*Per the above tables, with the noted projects, the Borough would address the requirements of the PRP.*

*In accordance with Permit requirements, all work must be completed by April 2024.*

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# Memo

TO: Delmont Borough Council

DATE: April 11, 2023

FROM: Kevin A. Brett, P.E.  
Donald R. Hixson Jr., P.E, PLS  
Gary M. Baird

S. O. No.: 0398-01

cc: File

SUBJECT: Sewer Committee Items Update

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## CRAMER COA

- *Phase 1 Interceptor and Forcemain upgrades ready to bid once Property Acquisition completed.*
- *Report due to DEP in July and January each year. July 2022 report was submitted on July 29, 2022. January 2023 Report was submitted on January 31, 2023. A revision to the January 31, 2023 submittal was submitted on February 14, 2023. Next report is due July 31, 2023.*
- *RUS Grant Submittal: LSSE has uploaded the Preliminary Engineering Report and other required documents. Borough has application 99% complete. A few Borough submittals remain and certifications by the Borough. Once those items are completed, LSSE will contact RUS to verify they have received the necessary items. Borough Submitted application. LSSE updated per DEP Alternative comments. LSSE is responded to RUS's comments on the Osage Nation THPO clearance. RUS sent Emily Palmer (LSSE) info Borough needs to submit. If they accept it, no further action, if they do not a Phase 2 Archaeological study will be needed. RUS provided comment to the latest submittal. LSSE responded 6-9-20 and will follow up next week to check status. Borough received comments from RUS requesting a number of documents the Solicitor and LSSE will be reviewing with Sewer Committee for submittal. Solicitor and LSSE provided agreement documents request by RUS which were submitted to RUS for approval. LSSE received comments from RUS regarding proposed EQ Tank drawings, LSSE responded September 27, 2021. RUS advised they were requesting update on status of review of Environmental Assessment from their state environmental coordinator on January 5, 2022. RUS review ongoing, requested additional information March 3, 2022, response provided same day. RUS issued comments on April 25, 2022. LSSE provided response June 15, 2022. RUS issued further comments June 21, 2022, LSSE received comments from third parties prior to responding to RUS. LSSE response issued November 17, 2022. RUS indicated they received the report. RUS requested additional clarification on January 6, 2023; LSSE responded via telephone call. RUS requested addition information related to the floodplain. LSSE provided response on February 2, 2023. RUS requested additional information for the Preliminary Engineer's Report (first round of additional information requests for this report), request is extensive. Board recommended LSSE table the RUS application at the March meeting until resolution of the land dispute case.*



- Cramer Lift Station replacement modem is scheduled for delivery and installation by Cambria Systems the week of October 17. Modem was delivered but the Lift Station no longer has a Verizon Account. Cambria Systems was provided the Borough's AT&T account number on November 30, 2022. Cambria Systems ordered new modem and are awaiting delivery. Modem and AT&T SIM card received. Cambria Systems waiting for third party to complete programming for replacement modem. Cambria expects to receive modem from third party week of January 9. Cambria to coordinate with LSSE/Borough on site visit to install. Replacement modem installed by Cambria Systems on January 12, 2023. Invoice from Cambria System submitted to Borough for review and payment.
- Temporary Bar Screen installed by CWM Environmental on January 31, 2023.
- Cramer Lift Station Pump Set No. 2 soft start stopped functioning on January 11, 2023. CWM Environmental provided quote (Estimate #267) to replace soft start on January 20, 2023 in the amount of \$5,720.00 with a 12-16 week lead time. Quote executed by Delmont and issued to CWM Environmental on January 31, 2023. Replacement soft start to be installed by CWM Environmental once part is received; LSSE has reached out to CWM for status update.
- Pump Set No. 1 stopped functioning on January 31, 2023. CWM Environmental transported pump to Pumpman for review. Soft start for Pump Set No. 1 installed on Pump Set No. 2 until replacement is received. Pumpman provided quotes to repair the pump set in the amounts of \$4,141.00 and \$4,946.00 for each pump in the set. Board approved work at March meeting; Pumpman to perform the work, schedule to be provided.
- Cramer Lift Station Auto-Dialer changes were requested by CWM to include new order of phone calls and new contacts. LSSE obtained proposal from Cambria Systems in the amount of \$250.00 to re-set the Auto-Dialer contacts. The proposal is included as Attachment A to this report for Borough consideration.

## **FT SA COA**

The Sewer Committee met and drafted adjusted budget for the FTMSA Executed COA-which was been executed by all entities dated August 29, 2019. No work was planned for 2019 Budget as the FTMSA COA was not received until early 2019. The following milestones are required per the Order. LSSE to work with Sewer Committee to develop a budget for the items listed below which are each municipal entities responsibility to complete. LSSE and Borough met with FTMSA on May 19, 2022 to review COA progress and LSSE met with FTMSA and GTE on June 2, 2022 to review connections and mapping. LSSE met with FTMSA and GTE on June 21, 2022 to review connections and metering data for each connection. Next virtual meeting is scheduled for July 26 at 9:00 AM. Salem's Engineer will be joining group to discuss flows from Salem and connectivity.

### ○ **Identification, Inspection and Mapping.**

- a. By January 1, 2021 the Municipal Entities shall, at a minimum, identify and inspect all accessible manholes, pump stations, siphon chambers, combined sewer regulators, diversion chambers, exposed sewer lines, exposed force mains, outfalls and all other visible appurtenances of their respective sewer systems (the FTMSA Contributor Systems and the FTMSA Sewer System). This identification and inspection shall be referred to herein as the "Visual Inspection." By January 1, 2021, each Municipal Entity shall also provide the results of the Visual Inspection to FTMSA so as to permit



FTMSA to complete an accurate GIS based map ("GIS Map") that includes this information. Field work completed - Public Works did an excellent job finding an opening all the manholes. A report will be provided to DEP and FTMSA on the findings, once they are reviewed with Sewer committee. Report is being prepared for review with Sewer Committee over the next few months. Meeting to be scheduled with Gibson Thomas to review our mapping versus their mapping to confirm ownership of the manholes at the Borough line. Goal is to have completed by year's end. Map updated and transmitted to DEP, FTMSA and Gibson Thomas December 30, 2020. Meeting held with FTMSA to review points of connection and ownership of those sections. Map updated following this meeting.

- b. GIS-Mapping of Sewer System: Both this Order and the Cramer Order requires system to be mapped and manhole physical surveys to be completed. LSSE to provide current mapping to FTMSA for their use in its current state. LSSE to work with Public Works to locate and access all manholes which are reasonably accessible in first 90 days of orders being executed. This work to be completed in November-January 2020. Locations are complete. LSSE 99% complete with map - to be reviewed with Sewer Committee and then transmitted with MPS to FTMSA and DEP. Public Works did an excellent job assisting with the locations. A list of manholes, which were unable to locate, or manholes which are in need of repair is being prepared for Public Works to address over the next five years. Ongoing - 5-year plan being developed with Public Works. Results provided to DEP, FTMSA and GTE with December update. Mapping data in GIS reviewed, LSSE provided our output that is in GIS, GTE reviewed and requested additional data which was provided.
- o **Ordinances: Due Date August 29, 2020**
  - Within 12 months of the execution of this Consent Order and Agreement, each enact an ordinance prohibiting the connection of any stormwater conveyance into the portions of their SSS that are referenced in this Consent Order and Agreement. Ordinance approved and implemented. First three months results provided to DEP, FTMSA and GTE. Submitted to DEP and enacted by Borough and implemented. Results will be submitted to DEP with Progress Reports.
  - o Within 12 months of the execution of this Consent Order and Agreement, each develop and enact an ordinance ("Lateral Resale Ordinance") requiring the inspection of the integrity of each private sewer lateral tributary to the portions of their SSS that are referenced in this Consent Order and Agreement upon the sale, transfer, assignment (as in the event of a mortgage), pledge or hypothecation of any interest in real property on which those private laterals are located, provided, however, that no such inspection shall be required for (1) transfers between husband and wife incidental to a divorce; (2) transfers through a Decree of Distribution incidental to the administration of an Estate; and (3) a refinancing of an existing mortgage by a mortgagor who has had a visual inspection of the lateral and had action taken to correct any failure within 5 years of the refinancing. The inspection shall be accomplished by televising the laterals according to procedures adopted by each Municipal Entity designed to detect a "structurally defective" lateral as defined below. Upon receipt of inspection results that demonstrate the lateral is "structurally defective," which shall constitute a failed test ("Failure" or "Failed"), such private laterals must be repaired or replaced by the property owner prior to the issuance of a certificate indicating the absence of liens on the real property in question. The Municipal Entities shall diligently enforce the Lateral Resale Ordinance. A



"structurally defective" lateral shall be defined as a sewer lateral that exhibits root intrusion, separated joint(s), broken pipe(s), cracks, inflow and/or infiltration of storm, spring and/or groundwater, or any other condition which lends itself to inflow and/or infiltration of water into the sewer lateral other than sanitary and/or gray water. Cramer will follow same language as FTMSA Order. Ordinance was adopted at the August meeting. Ordinance approved and implemented.

o Smoke and/or Dye Testing due August 29, 2023 (Testing), Final Illegal Connection Removal by end February 2025.

- *Within four years of the execution of this Consent Order and Agreement, conduct smoke and/or dye testing of the portions of their SSS that are referenced in this Consent Order and Agreement in order to identify illegal connections associated with properties and structures; all illegal connections shall be removed within 18 months of identification. To the extent that any Municipal Entity has conducted such smoke and/or dye testing within three years of the date of this Consent Order and Agreement, said Municipal Entity may rely on those results in lieu of additional testing, provided, however, that illegal connections detected during that time period must be removed in accordance within the timeframe referred to above in this subparagraph. LSSE preparing smoke testing specification for bids to be received in May for June award. Testing to be completed in August or September-Driest part of the year. We received two bids, one for \$.75/LF or \$32,105.25 and one for \$.88/LF or \$37,670.16. We recommend award of Smoke Testing for remainder of System 42,807 feet for \$.75 per foot or \$32,105.25 to Standard Pipe Services contingent on them providing insurance certificate. Pre-Construction meeting held with Standard Pipe Services July 22, 2021. Invoice No. 2911 in the amount of \$28,500.00 to Standard Pipe Services, LLC approved. Project is currently ongoing. Contractor completed the field work on October 4, 2021. All reports finalized and submitted to LSSE. LSSE prepared violations summary map and report. Report was reviewed with Sewer Committee January 13, 2022. Violation letters to residents were prepared by LSSE for Delmont transmittal. Violation compliance dates in letters were updated per Borough directive and resent to the Borough for transmittal. Resident violation letters were provided with deadline of September 30, 2022 to address the repairs. Borough is in progress of installing manpans, approximately 50 installed to date, and 40 more manpans are on order. One resident repair remains outstanding, Borough scheduling inspection to locate inspection stack. Borough to follow-up with Salem's repairs for the Cramer Lift Station Smoke Testing. Borough has initiated dye testing, first batch of violation letters were transmitted. Dye testing status was included in COA report for January 2023. Dye testing is ongoing.*

o CCTV and Clean – August 29, 2024 for FTMSA, Cramer is 365 days from when Order is signed for CRAMER

*LSSE has reviewed and recommends the awarding of Contract No. 21-S1 for Sanitary Sewer Cleaning and Television Inspection to Robinson Pipe Cleaning Company for \$71,016.95. Pre-Construction meeting held on September 8, 2021. Contractor began work the week of September 20, 2021. Contractor completed work the week of December 6, 2021. Change Order No. 1 (Final) to decrease cost by \$17,502.64 and Partial Payment No. 1 (Final) in the amount of \$53,514.31 were approved and issued at December 2021 meeting. LSSE has prepared figure of defects for review by Sewer Committee, date TBD. LSSE prepared bid package for Phase 2 CCTV work for Turtle Creek sewershed; project was advertised and a bid opening held September 12, 2022. LSSE recommends award to Insight Pipe Contracting, LLC in the amount of \$87,422.50. Bid was awarded to Insight Pipe Contracting, LLC. Pre-*



*Construction Meeting was held October 12, 2022. CCTV work completed November 3, 2022. This completes 60% of the system and Borough is on schedule per the order. LSSE transmitted Change Order No. 1 (Final) for contract reduction of \$4,569.80 and Pay Request No. 1 (Final) in the amount of \$82,852.70.*

*Request for Proposal was transmitted to Insight Pipe Contracting, LLC on September 23, 2022 to perform repairs of defects identified in the CCTV Phase 1 project. Insight Pipe advised they were not able to perform the work within the CoStars program. LSSE coordinated with other contractors to set up scope of work within CoStars programs for Phase 1 and Phase 2 repairs. Phase 1 repairs are mostly within CoStars parameters. Two dig repairs from Phase 1 are ineligible for CoStars. Tollgate Lane line replacement to be separate project with cost estimate of \$400,000.00. Phase 2 repairs will not be eligible for the CoStars program; estimated cost to perform outstanding Phase 1 dig repairs and Phase 2 repairs is \$350,000.00. Robinson Pipe Cleaning Company provided proposal based on Time and Materials for work; would not provide proposal outside of this basis. State Pipe Services, LLC did not have CoStars prices for most repairs. Insight Pipe is providing proposal for repairs; proposal to be reviewed at Sewer Committee Meeting.*

- *Within five years of the execution of this Consent Order and Agreement, televise the portions of their SSS that are referenced in this Consent Order and Agreement and clean all segments necessary to restore full hydraulic capacity; excepting however that FTMSA shall on or before March 1, 2021 televise and clean the FTMSA Interceptor System. To the extent that any Municipal Entity has conducted such televising and cleaning within 5 years of this Consent Order and Agreement, said Municipal Entity may rely on those results in lieu of additional testing and cleaning.*
- *Within six years of the execution of this Consent Order and Agreement, identify and repair all Grades 4 and 5 defects ("Grades 4 and 5 defects") observed in the portions of their SSS that are referenced in this Consent Order and Agreement. Grades 4 and 5 defects refer to the most significant defects in a sewer system indicating imminent or near imminent pipe failure for pipes that need to be repaired as soon as possible to prevent illegal discharges of sewage and to assure that sewage flows are properly conveyed to a treatment plant. Grades 4 and 5 defects are determined using industry criteria created by the National Association of Sewer Service Companies ("NASSCO") under its Pipe Assessment and Certification Program ("PACP"). NASSCO is a nationally recognized organization of sewer system professionals such as professional engineers. (August 29, 2025 work completed)*

*For Cramer: (4 and 5 Defects identified - 730 days, within 60 days following ID need schedule for repair for Cramer). LSSE prepared Request for Proposal and transmitted to Insight Pipe Contracting, LLC on September 23, 2022 to perform repairs of defects identified in Phase 1 of the CCTV project. Insight Pipe advised they were not able to perform the work within the CoStars program. LSSE coordinated with other Contractors to review scope of work under CoStars, as described above.*

*The sewers on Tollgate need replaced, Service Order to be provided for Surveys and Bidding for this section. LSSE is preparing a P.A Small Water Grant Application to perform this work. Anticipated cost is \$ 400,000. Borough match \$60,000.00 and \$340,000.00 Grant.*

- **Flow Monitoring (BY FTMSA)**. No later than March 1, 2020, FTMSA shall commence and complete by November 30, 2020, a flow monitoring program to determine the magnitude, frequency, duration, source(s) and cause(s) of all SSOs and the hydraulic overload in the FTMSA Sewer System. All flow monitoring shall be performed in accordance with the requirements and protocols listed herein. FTMSA shall be entitled to use flow monitoring data provided to FTMSA by the Municipal Entities, provided that the flow monitoring data is obtained in conformity with all flow monitoring requirements and protocols discussed herein. Within three months of the execution of this Consent Order and Agreement, FTMSA shall develop and distribute to each Municipal Entity performing flow monitoring on which FTMSA will rely, an additional protocol to facilitate the cooperation and coordination necessary for FTMSA to receive accurate flow monitoring results. This additional protocol shall be consistent with all flow monitoring protocols and requirements in this Consent Order and Agreement and shall be adhered to by the Municipal Entities. A copy of the additional protocol shall be submitted to the Department at the time it is submitted to the Municipal Entities.
- Flow meters shall be installed in order to obtain accurate data demonstrating capacity above connection points, flow entering from tributary connection points, and capacity downstream from connection points, and shall, at a minimum, be placed at the following locations (the "Monitoring Locations"):

Meters were removed in December 2020. LSSE to complete QA/QC and a model will be developed and transmitted to FTMSA for their use by end of March 2021. These flows will be provided to FTMSA for our points of connection. SOA will be providing for all 2021 items as incorporated in budget review at the January Sewer Committee meeting. QA/QC report and existing conditions model being prepared for submittal to FTMSA for their use. Model transmitted to FTMSA and DEP, no work proposed on the Delmont system based on model. LSSE, Salem and FTMSA Engineers have been meeting to review meter data and develop a standard reporting format for the Delmont connection point which has Salem, Delmont and Murrysville flow. GIS mapping comments to date have been addressed.

- **SSO Elimination Plan( BY FTMSA)**
  - a. By March 1, 2022, FTMSA shall develop a hydraulic model of the FTMSA Sewer System.
  - b. By September 1, 2022, FTMSA, on behalf of the Municipal Entities, shall submit to the Department for its review and approval, or modification and approval, a joint plan and schedule to eliminate the hydraulic overload and all SSOs in the FTMSA Sewer System ("SSO Elimination Plan"). Have not received the draft plan as of this date. No Change.
- **ACT 537 Plan (BY FTMSA)**
  - Within 270 days of the Department's approval of the SSO Elimination Plan, FTMSA, on behalf of the Municipal Entities, shall submit to the Department a joint amended Act 537 Plan ("Act 537 Plan") for the construction of the projects elected in the SSO Elimination Plan.



**For Cramer following:**

*Within 180 days submit Act 537 Plan for gravity sewer and forcemain from January 14, 2020? This is ready to submit. This is ready once Order is executed.*

*Within 60 days of Cramer 537 Plan approval submit Part 2 for gravity sewer and forcemain. To be drafted while Act 537 is being reviewed by DEP.*

*Within 730 days of Part 2 approval construct gravity line and forcemain – preliminary plans prepared.*

*Within 270 Days of gravity line and forcemain to Cramer - submit revised Act 537 Plan to include the tank following post flow monitoring (to be scheduled once interceptor is completed).*

*Within 60 days of Planning approval submit a Part II permit.*

*Within 545 Days complete construction of EQ tank.*

○ **Construction of Improvements**

- On or before 41 months after DEP's approval of the Act 537 Plan, FTMSA shall complete construction and operate the new or modified sewerage facilities in the approved SSO Elimination Plan.

○ **Progress Reports Signed August 29, 2019:** The Municipal Entities shall each submit semi-annual progress reports to the Department documenting their efforts to comply with their obligations described in Paragraphs 3, 4, 5, 6, 7, 8, 10, 11 and 12 of this Consent Order and Agreement ("Progress Report"). The first Progress Report shall be submitted seven full months after the execution of this Consent Order and Agreement and every six months thereafter for the duration of this Consent Order and Agreement. The Progress Reports shall be submitted in both printed and electronic form. The Progress Report shall be sent to the address in Paragraph 20 of the Agreement, and include, but not be limited to:

- a. A description of the actions taken in the previous six months to comply with the obligations in Paragraphs 3, 4, 5, 6, 7, 8, 10, 11 and 12 of this Consent Order and Agreement.
- b. A description of all activities scheduled for the next six months to comply with the obligations in Paragraphs 3, 4, 5, 6, 7, 8, 10, 11 and 12 of Consent Order and Agreement.
- c. A description of any problems or delays encountered or anticipated regarding the performance of the activities required by this Consent Order and Agreement.

*Progress report submitted December 30, 2020 to DEP, GTE and FTMSA. Next Progress Report due March 29, 2021 and last day of September 2021. LSSE transmitted last round of reports to DEP via email on March 9, 2021 per DEP's request. Hard copies were transmitted in December, but DEP requested email copy of each. LSSE transmitted update. Next update due in September. September 2021 progress report issued to PADEP. March 2022 report was submitted to PaDEP on March 25, 2022. September 2022 report was submitted to PaDEP on September 26, 2022. March report was submitted on March 31, 2023. Next report is due September 25, 2023.*

**Grants**

- *CFA Local Share Account (LSA) grant application period opened and applications are due March 15. Construction and Infrastructure projects are eligible for funding. No municipal match is required for grant. Municipal Resolutions are required. Grant funding range is \$25,000 to \$1,000,000. LSSE*

*prepared application for \$1,000,000.00 in funding for the Christy Road Equalization Tank construction project. Application was submitted on March 14, 2022 for funding consideration. LSA has advised that funding awards are tentatively scheduled for the Fall of 2022. Upon award of funds, standard deadline for use of funds is 36 months following agreement execution (i.e. Fall 2025 deadline to use funds). Delmont Borough was not selected for any grant funds from this grant program.*

- *The PA Small Water and Sewer Grant is available for projects with a cost between \$30,000.00 and \$500,000.00 involving construction, improvement, expansion, repair, or rehabilitation of sanitary sewer, storm sewer, or water systems. The required match is 15% with a \$100.00 application fee due digitally at time of application. LSSE submitted application for Tollgate Lane Sewer Replacement with approximate cost of \$400,000.00, and application for Phase 3 and 4 CCTV and Sewer Repairs with approximate cost of \$400,000.00.*
- *The H<sub>2</sub>O PA Water and Sewer Grant is available for projects with a cost between \$500,000.00 and \$20 million involving construction, improvement, expansion, repair, or rehabilitation of sanitary sewer, storm sewer, or water systems. The required match is 50% with a \$100.00 application fee due digitally at time of application. LSSE submitted application for the Cramer Lift Station Equalization Tank project for \$3,500,000.00.*

## **Chapter 94 Report**

*Next one due in March 2023. LSSE submitted Chapter 94 Response on March 8, 2023.*

**SOLICITOR'S REPORT** Dan Hewitt, Avolio Law Group, P.C.

Mr. Hewitt reported that Council agreed to forego a Planning Commission review for the White Oak Condo Property corrective plan. The subdivided parcels will just be reversed back to the original parcels. A Motion to Approve Corrective Plan for the White Oak Court Plan was Made by Stan Cheyne. A Second Motion was Made by Jeff Cunningham. All Approved.

Mr. Hewitt stated that the Civil Service Commission met on Monday, April 3, 2023. The Commission made a recommendation after reviewing the recent testing for promotion.

Mr. Hewitt gave an update on initiating the Stormwater Authority. The authorizing Ordinance was approved last month. He requested that Council provide him with five (5) members to be identified in the corporate filings for Harrisburg. He will then be able to move forward with the process.

Mr. Hewitt also gave an update on the Concerned Citizens Lease. He is currently working on getting a meeting scheduled with Attorney Bash and Bill Heaps to review. He is recommending that due to the confusion with multiple names to the different structures, that an aerial map be printed with specific given names to reference each structure or area, in order for there to be no confusion when referencing each one.

Mr. Hewitt reported that the White Oak Drive property, owned by Drakulic estate, has been scheduled a hearing in May to make property available for a Free and Clear Sale. Once the property changes ownership, the Borough will be able to move forward with getting the property cleaned up. He said due to the complaints regarding the property, Bill Heaps can put up No Trespassing signs until it's resolved.

Mr. Hewitt addressed the property at 33 West Pittsburgh Street and the ongoing issue the landlord is having with FTMSA regarding the billing for the property. FTMSA is requesting that the Borough decide whether or not to recommend that they reduce his EDU's and adjust his billing for the month's he had the water capped at the property. Mr. Hewitt reiterated that reducing the EDU's on properties that are not resided in is not a process that FTMSA nor the Borough follow. This is only for a more permanent solution, where the property is permanently inhabitable. I can only be determined by capping both the sewage line and the water line to said units, as well as having all of the fixtures removed, such as faucets, toilets, etc. Also the units would have to have separate sewage lines for each unit, and in this case all units run from same sewage line. Also, at the time of inspection by the Borough's Public Works Department, all units were at capacity. Mr. Hewitt stated that FTMSA had reached out to MAWC to inquire how many units they have on record and are servicing. MAWC reported that upon physical inspection of the property, they have five (5) units that they are servicing. Borough engineers said that the Borough should verify that FTMSA should be billing for five (5) units as well.

Mr. Hewitt reported the "flushable wipes" issue, on behalf of the Borough's Public Works Department. He said this has been an ongoing issue. Public Works is asking that residents not use these "flushable wipes". These are clogging the Borough's sewage lines and causing much damage and costing the Borough money on repairs and maintenance.

Mr. Hewitt addressed FTMSA's request to have all participating communities to follow the terms of the F.O.G Program. FTMSA has enacted procedures for regular inspections. Once Mr. Hewitt receives a copy of that programs inspection process from FTMSA's solicitor, he will advise Council on this issue.



**PUBLIC SAFETY/POLICE AND FIRE DEPARTMENT REPORT – Mayor, Alyce Urban and Chief Klobucar**

Chief Klobucar said the Delmont Borough Police reported 113 total calls for service in March 2023, and 3 criminal arrests.

Chief Klobucar reported that after the Civil Service Commission Meeting, they found Officer Stull to be the most qualified for the promotion of the position of Corporal. He will have Officer Stull attend the next Council Meeting, where he will be sworn in as Corporal. A Motion to Promote Gregory Stull from Officer to Corporal was Made by Chris Bigley. A Second Motion was Made by Becky Matesevac. All Approved.

Chief Klobucar also reported that he and the Borough Office is working together with a grant specialist for the purchase and installation of cameras on the Borough building. These cameras will offer a 360 degree view of the Borough building and reach out to the Library and the intersection of Route 66 and Greensburg Street. The cameras will run 24/7, however will not be monitored 24/7, but rather offer the opportunity to go back and view. In the past, this would have been a great option for the Police Department in prior criminal activity, burglary, slip and falls, vehicle accidents, etc. Council agreed.

Mayor Alyce Urban reported that the Borough's Monthly Safety Meetings are going well. She stated that the Borough and the Delmont Volunteer Fire Department have been communicating well together at these meetings.

Mayor Urban also reminded residents that Community Clean Up Days is Saturday, April 29<sup>th</sup> starting at 9:00 AM at the Parklet. The dumpsters will be set up at the Borough Garage on Bierer Street for residents to utilize starting at 9:00 AM as well. She reported on behalf of Bill Heaps, who is offering to do pick-ups for Senior Citizens only on Thursday, April 27<sup>th</sup> and Friday, April 28<sup>th</sup>. This service is only for Senior Citizens who are physically unable to make it out to the garage. The Mayor is asking though, if residents are able to make it out to the garage, they should. The pick-up service is a courtesy to those only who need it.

Fire Chief Donald Cline reported that the Fire Department's new truck will be in service soon. He also reported that the Fire Department responded to twenty three (23) alarms in March 2023 and had three (3) drills. They also visited Center Ice in Delmont and checked exits, any hazardous materials, etc. The next local business that they will inspect will be Red Barn Winery, at the business owner's request.

**BUILDING AND RENTALS Pam Simpson and Jeff Cunningham**

Pam Simpson reported that the upgrades and repairs to the upstairs of the Borough building, where the Salem Crossroads Daycare resides, is complete. Included in that is new flooring, up to code electrical work, new walls and new drop ceiling.

Mrs. Simpson also reported that the Borough renewed their contract with IGS, an energy provider, supplemented under People's Gas. The contract is at a fixed discounted rate for thirty six (36) months and covers the Borough building, the Borough garage and the Police Department.

**STREETS/ROADS/STORM WATER Stan Cheyne and Jeff Cunningham**

A Motion was Made by Stan Cheyne to Amend the Agenda to include Consideration of JS Paris Partial Payment #4 in the Amount of \$65,367.10. A Second Motion was Made by Jeff Cunningham. All Approved.

A Motion was Made by Stan Cheyne to Rescind the Last Motion to Partial Payment #4 in the Amount of \$88,691.50 and Pay the Revised Partial Payment #4 in the Amount of \$65,367.10. A Second Motion was Made by Jeff Cunningham. All Approved.

**PERSONNEL/INSURANCE COMMITTEE – Becky Matesevac and Chris Bigley**

It was reported that Council will have the new insurance quote for next meeting.

Chief Klobucar added also reported that the new drone was added to the insurance's list of equipment so that it is covered in case of damage.

**FINANCE COMMITTEE Andy Shissler, Council President, Becky Matesevac**

Mr. Shissler went over the Big Picture Reports. For the first quarter of 2023, the Borough is a little over the 25% expenses. As for the Sewage Big Picture Report, the revenue is as expected and the expenses are slightly less than the 25% for the quarter.

**SEWAGE COMMITTEE - Stan Cheyne and David Weber**

A Motion to Approve the Cambria Systems Quote for \$250 for All Software Updates at the Pump Station was Made by Stan Cheyne. A Second Motion was Made by Dave Weber. All Approved. This will be paid from the Sewage Account upon receipt of the invoice. This Motion was recommended by Borough Engineers.

**SHIELDS FARM – Andrew Shissler, Council President**

Andy Shissler furnished pictures of the downed tree at Shields Farm, blocking the trail. He asked that the picture be posted on the Borough website. Rerouting the trail was discussed.

Andy Shissler would like to clear the brush within twenty (20) feet and use herbicide where needed. He would also like to blaze the trees for the trail.

Mr. Shissler reported that doing work on the hillside would be a good Boy Scout project. He would also like to remove the tree at the entrance of Shields Farm. The tree is covered in poison ivy.

Mr. Shissler would also like to put in a Frisbee golf course and a community garden on the farm, adding a few more trees.

There was a request for use of Shields Farm on September 8, 2023. This request was made by Franklin Regional Cross Country. Council will confirm a prior request before approving.

**GRANTS COMMITTEE – Dave Weber**

Nothing to Report.

**CONTRACTED TRASH COMMITTEE – Dave Weber**

Mr. Weber will reach out to Republic Services regarding the refund to the Borough for two (2) \$80 overage charges.

Dave Weber also reported that there was a complaint regarding trash services on Drew Drive.

**COMPREHENSIVE PLAN COMMITTEE – Andrew Shissler and Stan Cheyne**

Stan Cheyne reported that they are working on the final graphics for the Comprehensive Plan. They will get to DCNR in the next month or so for review.

Mr. Cheyne reminded residents that there is an Active Transportation Survey available on the Delmont Borough website, as well as an interactive map and encouraged residents to participate in the survey.

**OLD AND NEW BUSINESS:**

The new swing set for Newhouse Park is being delivered at the end of the month.

**ADJOURNMENT:** Becky Mateševac Moves to Adjourn. Pam Simpson Seconds Motion. Motion Carries.

Submitted:



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Dawn Earhart  
Delmont Borough Secretary / Treasurer



