

DELMONT BOROUGH COUNCIL MEETING MINUTES

June 13, 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 | Present |
| 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:

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|---------------------|-------------|
| LSSE Representative | Kevin Brett |
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RESIDENTS ATTENDING:

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| Annamarie Stackiewicz | Bob Stackiewicz |
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OTHERS ATTENDING

| | |
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| Georgia and Wade 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.

STANDARD MONTHLY BUSINESS

MEETING MINUTES:

Council reviewed the May 9, 2023 Council Meeting Minutes. Mr. Hewitt requested it be noted that he left meeting after the Solicitors Report. Stan Cheyne Made the Motion to Approve the Amended May 9, 2023 Council Meeting Minutes reflecting Mr. Hewitt's Notation. A Second Motion was Made by Pam Simpson. All Approved.

TREASURER'S REPORT:

After review of the June 13, 2023 Treasurer's Report, Becky Matesevac Made the Motion to Accept the June 13, 2023 Treasurer's Report. Stan Cheyne 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. Dave Weber Made the Motion to Pay the Bills. Pam Simpson Seconded the Motion. Motion Passed.

CITIZENS' COMMENTS

Annamarie Stackiewicz spoke about the Active Transportation Plan. The Steering Committee will meet on June 19th, 2023 from 5:00 PM to 6:30 PM at the Parklet. They will discuss crossing State Road 66, etc. All of Council is welcome to attend. There will also be a Walking Tour of the Historic Area on June 24th, 2023 from 10:00 AM to 11:30 AM. This event is open to the public. Mrs. Stackiewicz also reminded Council and residents to visit www.delmontboro.com and complete the Active Transportation Plan Survey, as it is available until the end of June and all opinions and comments are welcome. A draft will be ready to view by the August Council Meeting and a vote will held at the September Council Meeting. Also reported, was that the Chalk Festival event held at the Delmont Library was a success. Approximately 70 people in attendance.

NON-CITIZENS' COMMENTS

ENGINEERING REPORT – LSSE – Kevin Brett

A Motion was Made by Stan Cheyne to Amend the Agenda to include 1) A Motion to Accept or Reject the 2023 Road Program Bid, including award or reject alternates at Borough Discretion, and 2) A Motion to Award, Reject or Table Bids for the CCTV Project, Phase III. A Second Motion was Made by Chris Bigley. All Approved.

Kevin Brett spoke about accepting or rejecting the 2023 Road Program Bids, stating that Sunset Bid came in at \$73,485., Valley Stream Drive to dead end of Valley Stream Drive came in at \$64,006., Old William Penn to Valley Stream Drive/White Oak Drive intersection came in at \$44,275. And that Freeport Street from Athena Drive to Faith came in at \$101,381.25. Mr. Brett stated that the dead end side of Valley Stream is the worst of the two sections of Valley Stream Drive, that the front was paved back in 1992, he believes. They would pave the back end first, then do the front end. He also stated that these projects are Liquid Fuels and the ad alternates will need to be added in the order that they were included in the bidding, in sequential order. Freeport Street was the last, so the entire contract amount would have been required to award paving for Freeport Street. The Streets and Roads Committee, Stan Cheyne and Jeff Cunningham, reported during Engineer Reporting, as the subject matter coincided. Stan Cheyne reported that Suncrest Drive has needed done for a while and that there is also stormwater issues on that road that will need addressed as well. Dave Weber reported that, he also, has been approached about the poor condition of Suncrest Drive. Stan Cheyne suggested either having to borrow the whole \$73,000 or pay partial with Liquid Fuels and partial with General Funds. Mayor Alyce Urban suggested doing Freeport Street, as it has more traffic. Stan Cheyne stated that the last few roads paved were high traffic, which included West Pittsburgh Street, Abbe Place, and the Sunoco/Dairy Queen connector. Bill Heaps suggested that they could take and mill pieces that are bad on Suncrest , near the ditch and on Freeport that they could do that "in-house" and use street funds that are set

aside in the General Fund already. Dave Weber stated that it would be a reasonable option to take the worst sections and pave them. Andy Shissler suggested that they do at least do the base bid. Jeff Cunningham inquired whether they could just do the Sunset drains and partial paving on Suncrest and then go back at it next year. Kevin Brett, the Borough's Engineer, believes that if they do partial paving, since a lot of the road will need done, that it will end up getting real expensive, real quick and throwing them over the bid threshold. He also mentioned that pricing is at an all-time high this year and suggested waiting to do the bigger, more expensive jobs until the prices come down. Oil and Diesel are going down, but right now it's about 40% higher. He also mentioned it's hard to even get bids right now and that to do Suncrest in full and correctly, the base bid is \$73,485. Andy Shissler Made a Motion to Accept the Base Bid of \$73,485. Dave Weber Seconded the Motion. All Approved.

Dan Hewitt asked Council how they would like to pay for the \$73,485. So that he can start appropriate paperwork. Andy Shissler said they will have to get a loan and will contact S&T Bank Representative. Mr. Hewitt stated that if the Borough would have to go through DCED, that he would request a Motion be Made to Advertise the Ordinance and start that process, if necessary, so that he is not starting the process in July waiting on a Motion and not getting to it until August, if they so choose to go that route. Stan Cheyne expressed concern about taking the loan if they weren't sure how they were going to pay for it, as they are also looking into purchasing a truck. Andy Shissler replied that it was budgeted for. Andy Shissler Made a Motion to Borrow \$75,000. A Second Motion was Made by Dave Weber. Stan Cheyne Opposed. Jeff Cunningham Opposed. Motion Passed.

Bill Heaps asked if he should be getting pricing on pipe. Council replied yes.

Kevin Brett recommended to reward the CCTV Bid for \$62,560. A Motion to Accept Insight Pipe Contracting's Bid for \$62,560.00 for the CCTV Phase III Project. A Second Motion was Made by Dave Weber. All Approved.

Mr. Brett stated that next year's bids will be on July's Agenda.

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: June 8, 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**

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 was shipped on May 30, 2023. CWM Environmental will install once parts arrive.**
- 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 completed the pump set repairs. CWM was notified and picked up the pumps; CWM installed the repaired pumps.**
- 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 was approved at the April 2023 meeting. **Cambria Systems completed the work on May 5, 2023.**

FTMSA 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 entity's 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.

- **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.*
- *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.

○ **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.***

○ **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. **LSSE prepared bid package for Phase 3 CCTV work; project was advertised and bid opening held June 12, 2023.**

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 provided proposal for repairs; proposal to be reviewed at Sewer Committee Meeting. LSSE is preparing bid package for Phase 2 Repairs based on the CCTV Phase 2 and outstanding CCTV Phase 1 defects. LSSE received Board authorization to advertise the Phase 2 Repairs project.**

- 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 PA 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

- *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 H₂O 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.*

LSSE Civil Engineers and Surveyors

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Ph. (724) 837-1057 • Fax (724) 838-9811

Memo

TO: Delmont Borough Council

DATE: June 8, 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 and will be considered at the June 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 2nd grant cannot be utilized on project with another grant. Initial grants reimbursement has been submitted. LSSE transmitted Change Order to remove trees for Borough approval. **Scope amendment approved; contract to be forwarded to Borough for signature. Walkthrough held May 5. Contractor is working through punchlist items.***

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 designed-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.

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

Mr. Hewitt reported that there has been no additional updates for the Concerned Citizens Lease. He also reported that there has been no additional updates on the FTMSA – FOG Program. The Borough is still waiting on information from FTMSA Solicitor regarding their procedures.

Mr. Hewitt reported that all of the paperwork for the Stormwater Authority has been approved through Harrisburg and the Authority can now meet and proceed.

Mr. Hewitt reported that he has emails out to DCNR and to Dominion and is currently waiting on feedback from DCNR for options.

COMMITTEE REPORTS

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

Chief Klobucar reported the Delmont Fire Hall Statistics for May on their behalf. The Delmont Volunteer Fire Department responded to fifteen (15) calls in May 2023. They had one (1) public service event. They had one (1) drill.

Chief Klobucar said the Delmont Borough Police reported one hundred twenty four (124) total calls for service in May 2023, forty three (43) traffic citations and four (4) criminal arrests. They had two

(2) non-traffic citations for disorderly conduct. The Police Department also has a few ongoing investigations.

Chief Klobucar reported that the Police Department received confirmation of the new \$25,000 Grant for new technology, including all new computers for the Borough Police Department and for the Borough Office.

Chief Klobucar reported that Civil Service procedures will be coming up soon and that they are preparing for that.

Chief Klobucar mentioned that, weather permitting, he will work with Bill Heaps from the Public Works Department to do line painting. Some roads in the Borough currently do not have any lines. Their goal is to do the whole Borough.

Chief Klobucar, on behalf of the entire Police Station, wants to thank the individual who has been dropping off supplies to the Police Department entrance door. Some of these donations include paper towels, snacks, etc. It was much appreciated.

Chief Klobucar also reported that he would like to use the Police Funds for cameras.

Mayor Alyce Urban reported that the Borough Office, together with the Police Department, recently dealt with an incident where a Soliciting Permit was denied due to inconsistent information given during the application process, as well as not being able to complete employee verification for the company applying for the permit, IGS Energy. She expressed concern that the legwork on behalf of the Borough Office and the Police Department in obtaining this information seems to cost more to the Borough than the actual permit fee would cover. Stan Cheyne Made the Motion to Increase the Soliciting Permit Fee to flat fee of \$100 per week, Effective Immediately. A Second Motion was Made by Chris Bigley. All Approved.

Mayor Alyce Urban reported that there will be a Delmont Daze Meeting on July 12, 2023 at 9:30 AM in the Borough Building Council Meeting Room. She is looking for helpers, booths, food trucks and donated gift baskets. The Delmont Daze Event will take place on Saturday, August 5, 2023 from 12:00 PM to 7:00 PM.

BUILDING AND RENTALS Pam Simpson and Jeff Cunningham

Pam Simpson reported that the Borough Building's upstairs is complete, with the new room and all new wiring.

STREETS/ROADS/STORM WATER Stan Cheyne and Jeff Cunningham

Stan Cheyne reported that they had a zoom meeting re: the work being done on Route 66. PennDOT is to replace the loops all within 9 miles from Delmont – north. They are working on the design and will work with the Borough on a time line with the sidewalk on Route 66. The project is already funded. Street lights were also mentioned when talking about the sidewalk planning. Discussed as the width of the sidewalk was five (5) feet wide.

Mr. Cheyne said the Stormwater Authority Meeting will be scheduled sometime in July and is open to the public.

PERSONNEL/INSURANCE COMMITTEE – Becky Matesevac and Chris Bigley

Nothing to Report.

FINANCE COMMITTEE Andy Shissler, Council President, Becky Matesevac

A Motion to Approve the 2022 Audit was Made by Jeff Cunningham. A Second Motion to Approve was Made by Becky Matesevac. All Approved.

A Motion to Rescind the Prior VFD Credit in the Amount of \$58.24 and reissue the VFD Credit in the full amount of \$750 was Made by Becky Matesevac. A Second Motion was Made by Pam Simpson. All Approved. The VFD Resident had submitted the incorrect paperwork. He has since submitted the correct paperwork.

SEWAGE COMMITTEE - Stan Cheyne and David Weber

Stan Cheyne reported that the Public Works Department is still working on the dye tests within the Borough.

Bill Heaps reported that the chemicals seem to be good, he has had no complaints, even with the heat.

SHIELDS FARM – Andrew Shissler, Council President

Andy Shissler is tabling the Port-a-Jon consideration until we get a couple more estimates on maintenance for it.

A Motion to Accept the Fort Allen Contract was Made by Andy Shissler. A Second Motion was Made by Jeff Cunningham. All Approved. Stan Cheyne inquired whether the Borough can inspect the building up there and if Council can request that they be repaired, if necessary. Bill Heaps said they are pretty good about maintaining. They just put new doors on.

GRANTS COMMITTEE – Dave Weber

Nothing to report.

CONTRACTED TRASH COMMITTEE – Dave Weber

Mr. Weber reported that Clean-Up Days filled five (5) dumpsters.

Mr. Weber stated that the Borough is still waiting on the two (2) overage charges billed to the Borough by Republic Services in the amount of \$80/each, totaling \$160.

COMPREHENSIVE PLAN COMMITTEE – Andrew Shissler and Stan Cheyne

Nothing to report.

OLD AND NEW BUSINESS:

Several residents have inquired about getting pickleball lines put on the tennis courts at Newhouse Park. Stan Cheyne said he would look into pricing for that. Kevin Brett mentioned that the noise is at 65 decibels for pickleball, just something to think about. Also mentioned was that the nets are different.

Several residents have also asked if we could fix the volleyball court at Newhouse Park, It used to be all sand there, but was hard to keep level. It was also suggested that it could be graded/topsoiled/seeded and would be easier to maintain as well as keep leveled.

Chris Bigley reported that someone had dumped items not permissible up at Shields Farm.

Andy Shissler reported that an Apple Hill resident contacted him regarding a dead tree. Andy went and inspected the tree and it still has leaves on the majority of the tree and he was only able to see one dead limb..

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

Respectfully Submitted:

Dawn Earhart
Delmont Borough Secretary / Treasurer