



DELMONT BOROUGH COUNCIL MEETING MINUTES

September 12, 2023

77 Greensburg Street
Delmont, PA 15626

ELECTED OFFICIALS:

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

EMPLOYEES:

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

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:

Becky Kurtz	Bob Stackiewicz	Annamarie Stackiewicz
Denni Grassel	Janet Kellerman	Doug Harr
Heather Shoemaker	Tom Shoemaker	Patty Greiner
Lynn Milauskas	Stephanie Barnyak	John Turack

OTHERS ATTENDING

Georgia and Wade Boring - Penn Franklin	Patrick Varine - Tribune
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CALL TO ORDER: Mr. Shissler calls meeting to order and join in the Pledge. An Executive Session took place prior to Meeting. No decisions were made.

Swearing in of Officer David Johnston, as Full-Time Officer of Delmont Borough Police Department.

STANDARD MONTHLY BUSINESS

MEETING MINUTES:

Council reviewed the August 8, 2023 Council Meeting Minutes. Stan Cheyne Made a Motion to Approve the August 8, 2023 Council Meeting Minutes. A Second Motion was Made by Dave Weber. All Approved.

TREASURER'S REPORT:

After review of the September 12, 2023 Treasurer's Report, Becky Matesevac Made the Motion to Accept the September 12, 2023 Treasurer's Report. Jeff Cunningham Made a Second 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. Stan Cheyne Made the Motion to Pay the Bills. Becky Matesevac made a Second Motion. All Approved.

CITIZENS' COMMENTS

Becky Kurtz proposed consideration of an off-leash Dog Park. She stated Delmont Borough residents had submitted 341 dog license applications to the County in 2023. This figure does not include Life registrations, making the figure closer to possible 700+ dogs. Ms. Kurtz proposed Shields Farm being an adequate area. She stated a four (4) foot chain link fence usually divides the smaller dogs from the larger breeds. Some supplies needed would be a trash can and poop bags. She went on to say that there are grants available to communities for just this, including, but not limited to, Purina, Beneful, DCNR, etc. She believes that this would be a nice addition to our community, as well as bring neighbors together and strengthen the community. She mentioned that Murrysville and Penn Trafford have one. She spoke with Penn Trafford and Hempfield, and they have had no reports of any issues and that they post signs outlining the residents "legal responsibility" and waiving the Municipalities from any liability. Comments from Council included, but were not limited to, the fact that the facilities up at Shields Farm are not for public use, they are owned by DAAA and only open during their events, so that would have to be a consideration. Also mentioned by Council, was the liability and posting of signs, any expenses, the maintenance, etc. Andy Shissler responded that Council will take under Consideration and mentioned putting it together in the Site Plan for Shields Farm.

Tom Shoemaker inquired about the process to request speed bumps in a residential area, stating that W. Pittsburgh Street from Export needs one. Chief Klobucar commented that about 90% of the Borough's speeding tickets come from that area and proposed doing a Speed Trailer. Kevin Brett, a Borough Engineer, stated that they have publicized criteria for speed bumps. Some of that criteria includes needing to be on a flat, straight surface, has to plowable for the winter months, the cost could be anywhere from \$6,000 to \$10,000 to build them. The process starts with a study, approximately cost being \$2,500. Then a survey and concept plans would be done by engineers. Stan Cheyne mentioned adding it to 2024 budget talks. Mr. Brett added that before even starting the process, he would recommend that the Streets & Roads Committee on Council make note of all the areas in the Borough that would be needed and try to do them all together. He also

mentioned that there are grants available for Speed Trailers as well. Chief Klobucar mentioned that he would maybe consider using Police Donation Funds for some of the expense for the speed trailer, as they are aside for things wanted by the community and that benefit the whole community.

Denni Grassel, as she enters her 6th year as Chairperson of the Pilgrimage, spoke about the event. The Delmont Pilgrimage is scheduled for December 2nd and December 3rd. They will be adding a Pilgrimage Junior. This will take place on December 2nd from 2:00 PM to 4:00 PM. This will include, Pilgrimage at Shields Farm, Cornerstone Kids Zone at the Delmont Library and Mary & Joseph at Trinity Church. They will have the Angel Gabriel. They have also been restoring structures, as the Mary structure, and a new one will be restored every year. Cornerstone will be at the Delmont Library. Santa will be at Trinity Church. There will also be three (3) camels, one without a hump that they call "Hump-Free".

Annamarie Stackiewicz from the Delmont Visionary Committee spoke about the Cyclocross Race scheduled for Saturday, November 11th. The Delmont American Legion will be doing the Opening Ceremony at 9:00 AM. Registration for racers are now open at www.bikereg.com/62339 Free admission for spectators. The event has sponsors, but they could still use a few more. Raffle tickets are being sold for \$10/each to win a bike. Mrs. Stackiewicz also reported that Council should have received an email from Jeff Richards regarding a request for a Letter of Support for the next phase of the Westmoreland Heritage Trail project. Andrew Shissler said that he will draft the Letter of Support and send over to him before the September 27th deadline.

NON-CITIZENS' COMMENTS

ENGINEERING REPORT – LSSE – Kevin Brett

Mr. Brett presented Council with the following Considerations and Council presented Action:

A Motion to Award the Sanitary Sewer Repairs (Phase 1) proposal to Insight Pipe Contracting, LLC in the Amount of \$67,136.25 was Made by Stan Cheyne. A Second Motion was Made by Dave Weber. All Approved.

A Motion to Award Contract No. 23-S2 – Sanitary Sewer Repairs (Phase 2), with Consideration for the Base Bid and Add Alternatives, in the Amount of \$101,520.00 was Made by Stan Cheyne. A Second Motion was Made by Dave Weber. All Approved.

A Motion to Accept Change Order No. 1 (Final) for Contract No. 23-S1 – Sanitary Sewer Cleaning and Television Inspection (Phase 3) for an Increase in the Amount of \$395.75 was Made by Stan Cheyne. A Second Motion was Made by Dave Weber. All Approved.

A Motion to Issue Payment for Pay request No. 1 (Final) for Contract No. 23-S1 – Sanitary Sewer Cleaning and Television Inspection (Phase 3) in the Amount of \$62,955.75 was Made by Stan Cheyne. A Second Motion was Made by Dave Weber. All Approved.

A Motion to Approve Change Order No. 1 (Final) for Contract No. 23-R01 – 2023 Roadway Improvement Program for a Decrease in the Amount of \$8,799.88 was Made by Stan Cheyne. A Second Motion was Made by Jeff Cunningham. All Approved.

A Motion to Issue Payment for Pay Request No. 1 (Final) for Contract No. 23-R01 – 2023 Roadway Improvement Program in the Amount of \$64,685.12 was Made by Stan Cheyne. A Second Motion was Made by Jeff Cunningham. All Approved.

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: September 11, 2023
FROM: Kevin A. Brett, P.E.
Dalton G. Mack, P.E.
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. Bid was awarded to El Grande Industries, Inc. at the June 13, 2023 Council meeting in the amount of \$73,485.00. Pre-construction meeting was held July 24, 2023. Work was started the week of July 31, 2023; work was completed the week of August 7, 2023. Punchlist was issued August 17, 2023; Contractor addressed all items. Change Order No. 1 (Final) to decrease cost by \$8,799.88 and Partial Payment No. 1 (Final) in the amount of \$64,685.12 were submitted to Borough for consideration; LSSE recommends payment.*

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. Pavement restoration completed; LSSE reviewed in field with Borough on July 7, 2023. Punchlist items have been completed. Awaiting additional pay request from contractor; anticipate to be processed at October meeting.

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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Greensburg, Pennsylvania 15601
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Memo

TO: Delmont Borough Council

DATE: September 11, 2023

FROM: Kevin A. Brett, P.E.
Dalton G. Mack, P.E.
Gary M. Baird

S. O. No.: 0398-01

cc: File

SUBJECT: Sewer Committee Items Update

CRAMER COA

- *Phase I 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. July 2023 report was submitted on July 31, 2023. Next report is due January 31, 2024.*
- *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. LSSE coordinated with Solicitor to complete advertisement publication which was placed week of August 1, 2023. Council recommended LSSE table the RUS application at the March meeting until resolution of the land dispute case.*

- *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. Parts have not yet arrived. CWM advised of ongoing supply chain delays.*

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 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. Bid was awarded at the June 13, 2023 Council meeting to Insight Pipe Contracting, LCC in the amount of \$62,560.00. The pre-construction meeting was held on July 27, 2023. Work was started August 8, 2023; work was completed August 22, 2023. Change Order No. 1 (Final) to increase cost by \$395.75 and Partial Payment No. 1 (Final) in the amount of \$62,955.75 were submitted to Borough for consideration; LSSE recommends payment.

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; was provided to Borough for consideration. LSSE recommends award of Phase 1 repairs to Insight Pipe Contracting, LLC in the amount of \$67,136.25. LSSE prepared bid package for Phase 2 Repairs based on the CCTV Phase 2 and outstanding CCTV Phase 1 defects. Bid Opening was held August 21, 2023; LSSE recommends award of the Base Bid in the amount of \$101,520.00 to State Pipe Services, Inc. LSSE recommends using Add Alternates as budgetary numbers for 2024 repairs.

- 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.

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. Grant award notification date is tentatively scheduled for September 2023.*

Tank project for \$3,500,000.00. Grant award notification date is tentatively scheduled for September 2023.

- LSA opened new Grant Application period with a due date of November 30, 2023. Eligible projects include infrastructure construction projects, demolition projects, vehicle and equipment purchases, and road and sidewalk programs. There is no local match required. There is a \$100.00 application fee.

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

Mr. Hewitt thanked the Penn Franklin for getting in the USDA-RUS ad into the newspaper. He stated that no additional public comments were received.

Mr. Hewitt reported that the issues with the two properties that were discussed at the last Meeting both have updates. The property on Crest Drive with the right-of-way issue is resolved. The other property on Suncrest Drive seems to be a work in progress.

Mr. Hewitt reported that as of mid-July, Attorney bash was initiating Court procedures to reinstate the Concerned Citizens organization legally and with personnel. This is in process.

Mr. Hewitt stated that his office issued nine (9) violation notices to aid in getting necessary repairs completed in order to comply with the DEP COA.

COMMITTEE REPORTS

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

Chief Klobucar reported that the Delmont Borough Police Department had 102 total calls for August. Of that were, 37 traffic citations and 1 criminal arrest. He also reported on behalf of the Delmont VFD by request, that the Delmont VFD had 22 calls in August. Chief Klobucar stated that the Police Department is currently getting ready for the Apple & Arts Festival.

A Motion to Accept the Resignation of Officer Richard Stephens as of August 31, 2023 was Made by Becky Matesevac. A Second motion was Made by Chris Bigley. All Approved.

A Motion to Initiate the Employment Status of Officer David Johnston from Part-Time to Full-Time was Made by Chris Bigley. A Second Motion was Made by Becky Matesevac. All Approved.

A Motion to Hire Officer Aaron Thompson as a Part-Time Officer was Made by Becky Matesevac. A Second Motion was Made by Chris Bigley. All Approved.

BUILDING AND RENTALS Pam Simpson and Jeff Cunningham

Jeff Cunningham reported that the current cleaning company has been having staffing issues so he has a sit-down scheduled with the management team of the cleaning company to discuss the consistency of the schedule for weekly cleanings.

STREETS/ROADS/STORM WATER Stan Cheyne and Jeff Cunningham

A Motion was by Stan Cheyne to Re-Approve the advertising of the Renewal of the MS4 Permit. A Second Motion was Made by Chris Bigley.

Stan Cheyne reported that Morris Knowles can do the engineering study required as the next step in initiating the Stormwater Authority Fee. The Engineering study will evaluate each parcel and assign tiers to the values, with a coordinating fee for each tier. He is requesting that Council consider the Borough giving access to funds for the study so that they can begin the process in 2023, instead of waiting until after the 2024 budget season. Funds needed for the engineering study are an approximate value of <\$30,000. A Motion was Made to Approve Morris Knowles Completing the Stormwater Fee Engineering Study. A Second Motion was Made by Jeff Cunningham. All Approved.

There was a discussion on speed humps, or similar method, to be used to slow traffic on W. Pittsburgh Street between Borough line and Route 66. This discussion was carried over from Citizens Comments. A few solutions were presented, but no decisions were made.

PERSONNEL/INSURANCE COMMITTEE – Becky Matesevac and Chris Bigley

A Motion was Made by Becky Matesevac to Approve the MRM Workman's Compensation Trust Renewal for an Annual Premium of \$25,293.90 to Insure Maintenance, Police and Clerical. A Second Motion was Made by Chris Bigley. All Approved.

FINANCE COMMITTEE Andy Shissler, Council President, Becky Matesevac

Andy Shissler reviews the Big Picture Reports. He reports the General Fund, as the Borough is 2/3rds through the year, budget is at 67%, which is where it should be for this time. The Earned Income Tax Revenue is at 70%. He reports that the Sewage Fund will have much more expenses coming up and he will have the proposals for Budget Season by next Meeting.

SEWAGE COMMITTEE - Stan Cheyne and David Weber

Stan Cheyne reported that the Public Works Department has been making progress on the Mandatory DEP Compliance efforts. Andy Shissler mentioned increasing the quarterly Sewage Labor transfer to cover the extra expense of Bill Heap's labor, working on the Mandatory DEP Dye Tests Compliance, as well as the Borough's seasonal part-time employee, Brian Dunford, as he has been instrumental in the completion of these and working extra hours.

SHIELDS FARM – Andrew Shissler, Council President

Andy Shissler reported that the Cross Country Event at Shields Farm went great. It was nice weather. The spectators could see the whole event. The coordinators are already looking to return there for next event. It was also mentioned that Keith Brinker donated his time to mow some of the grounds at Shields Farm to accommodate the Cross Country Event.

Andy Shissler has been working on putting trails in up at Shields Farm. He started clearing one proposed trail. A tree was also removed from the trail. The Boy Scouts have been helping with this project in order to earn their hours. Chris Bigley asked what the process is for clearing out the trails. Andy Shissler responded that they start by moving all of the sticks and shrubs. There is a lot of Green Briar up there, which is an invasive weed and needs to be pulled out by the root or it will come back. They maybe spray it and/or cut it and then pull out. It's a lot of hand maintenance.

GRANTS COMMITTEE – Dave Weber

A Motion to Approve the Active Transportation Plan and Close Out Grant was Made by Dave Weber. A Second Motion was Made by Jeff Cunningham. All Approved.

John Turack, from Penn State Consulting, spoke to how without Annamarie Stackiewicz, the Borough would not have the Active Transportation Plan. She was instrumental in its initiation and in its execution. He also commended Council on Approving the Plan and all of their support in drafting the Plan. Mr. Turack encourages Council to make the most of the Plan. Including that there are lots of things in the Plan as options for speed humps, as spoken about earlier. Something visual, like paint lines on the road, etc.) can be used as alternatives. These and other solutions are in the Plan.

Dave Weber has been working on obtaining a Local Share Grant for a generator for the Borough Building. As the Borough's Emergency Management Representative, Mr. Weber stated that with the generator, and in the case of an emergency, the Borough Building could be used as a shelter from inclement weather, or used as a warming center. The Scott Foundation has already granted

the Borough funds covering the cost of the generators and switch guards. He is in the process of gaining additional grant funds for labor and installation, etc.

Dave Weber reported that Republic Services will deliver dumpsters to Shields Farm for the Apple & Arts Festival scheduled for October 7th and 8th.

COMPREHENSIVE PLAN COMMITTEE – Andrew Shissler and Stan Cheyne

Stan Cheyne stated that comments from the Borough and from DCNR have been added to the Comprehensive Plan.

OLD AND NEW BUSINESS:

Stan Cheyne Made a Motion to Approve the Use of Newhouse Park Field #1 from 3:00 PM to Dusk on Sundays, to the Westmoreland Sports League by Extending the Current Agreement through the Fall Season. A Second Motion was Made by Chris Bigley. All Approved.

Dave Weber gave an update on the Salvation Army Building, being the white house next to Ianni's. The Borough has recently changed all locks and have keys for both the white house and the voting house. Everything needs to be taken out of the building. Dave mentioned possibly having a \$5/bag sale open to residents, however, no decisions were made as to a date and time. The goal here is to get a Committee back together and get the Salvation Army into the building. Dan Hewitt recommends having ONE lease between the Borough, the Salvation Army and Concerned Citizens. No sub-lease.

Adam Thomas reached out to the Borough office asking permission to use a metal detector up at Shields Farm. Council discussed and they agreed to allow Mr. Thomas to do this, with the understanding that 1) he must not dig too far into the grounds and must restore the grounds when done, and 2) if there would be anything found there with possible historical value, he must furnish to Council first and cannot keep.

Mayor Urban shared event information from State Representative Jill Cooper's office regarding the following events: 1) Veterans Appreciation Breakfast, Saturday, October 14th from 9:00 AM to 11:00 AM at the Washington Township Volunteer Fire Co. Firehall at 4078 Route 66 Apollo. This event is open to Veterans who reside in the 55th Legislative District. Register by email at dpfeiffer@pahousegop.com by September 29th. One guest permitted per Veteran. And 2) The Senior Expo, Friday, October 27th from 9:00 AM to Noon at the Lower Burrell VFW at 1601 Wildlife Lodge Road, Lower Burrell. This event will provide Seniors with information on healthcare, insurance, nutrition and exercise, fire safety, financial planning and personal safety. Representative will be on hand for resources.


Patty Pietropaoli asked that a reminder be given about the Car Cruise on Sunday, September 17th at the Delmont VFD. Registration is \$10.

The Delmont Recreation Committee is having a Pumpkin Painting Event at Newhouse Park on Saturday, October 21st.

A letter to the Mayor, from Dan Frescura, was read inviting the Mayor to Tree Lighting Ceremony on December 2nd.

ADJOURNMENT: Becky Mateševac Moves to Adjourn. Dave Weber Seconds Motion. Motion Carries.

Respectfully Submitted:



Dawn Earhart

Delmont Borough Secretary

APPROVED: