



## DELMONT BOROUGH COUNCIL MEETING MINUTES

November 12, 2024

77 Greensburg Street  
Delmont, PA 15626

### ELECTED OFFICIALS:

Alyce Urban, Mayor	Present	Jeff Cunningham	Present
Andrew Shissler, Council President	Present	Krista Krautbauer	Present
Stan Cheyne, Vice President	Present	Pam Simpson	Absent
Chris Bigley	Present	Dave Weber	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:

LSSE Report – Dalton Mack  
Morris Knowles Report - Submitted

### RESIDENTS ATTENDING:

Maria DePasquale	Dan Yaklich
Ed Rebitch	Corva Vega
Rook Vega	Evangeline Cheyne

### OTHERS ATTENDING

Penn Franklin – Georgia Boring  
Tribune Review – Not Present

**CALL TO ORDER:** Mr. Shissler calls meeting to order and join in the Pledge of Allegiance. Council had an Executive Session regarding Personnel.

## STANDARD MONTHLY BUSINESS

### MEETING MINUTES:

Council reviewed the October 8, 2024 Council Meeting Minutes. Dave Weber Made a Motion to Approve the October 8, 2024 Council Meeting Minutes as Amended. A Second Motion was Made by Stan Cheyne. All Approved.

### TREASURER'S REPORT:

After review of the November 12, 2024 Treasurer's Report, Stan Cheyne, Made the Motion to Accept the November 12, 2024 Treasurer's Report. Chris Bigley Made a Second Motion. All Approved.

### BILLS:

Bills on display but not read. The report of the Bills to be Paid reflect the day after the previous Council Meeting until the day of the new Council Meeting. Jeff Cunningham Made the Motion to Pay the Bills. Krista Krautbauer Made a Second Motion. All Approved.

### CITIZENS' COMMENTS

Evangeline Cheyne, newest applicant to the Junior Council Program, spoke about her interest in the JCP, her current school status, activities, etc. The Mayor welcomed her to the Delmont Borough Council Meeting and invited her to attend the next Council Meeting, where she will be sworn in as the first JCP Member, if she accepts. The program is exclusively for Pennsylvania Borough's to participate in, involving our community's youth in local government and educating them on what all local government does for the residents of Delmont Borough. Evangeline will attend all Council Meetings, give peer insight and volunteer with Borough Events.

Maria De Pasquale thanked Bil Heaps and the rest of the Delmont Borough Public Works Department on behalf of the Delmont Visionary Committee, for helping them install a split rail fence and spread straw. She also mentioned that the Visionary Committee will be hosting a Family Funfest Event at Shields Farm on May 31<sup>st</sup>, 2025. There will be inflatables, food, vendors, etc. Chris Bigley offered to be a liaison between the Visionary Committee and UPMC for the event as well.

Dan Yaklich provided Council with literature regarding the Stormwater Issues. He expressed his concern over how the state of Pennsylvania is able to initiate an unfunded mandate to the Borough and surrounding Municipalities, etc. He reported that the Commonwealth of PA currently has 10.6 billion dollars in surplus budget until the end of 2025. He is asking if Council can do anything to stop this mandate. Council and the Solicitor, stated that the mandate has already been passed and is requiring Boroughs and Municipalities to comply. It was also noted that there are many communities that have already initiated a Stormwater Authority in order to fund compliance to this mandate, and many more in the process of initiating.

Ed Rebitch stated that he sees the need for capturing the stormwater and believes that he has a better solution. He offered a meeting with Council to discuss. Dan Hewitt stated that the Borough has been testing downspouts since 2010. Andy Shissler reiterated that the plan is unfunded and

that the options were to either start the Authority and initiate a Stormwater fee or raise property taxes. The Borough is forced to fund the mandate in order to be in compliance in some manner.

Andy Shissler pointed out that girls from Troop 1211 are attending the meeting in order to earn their badges.

## **NON-CITIZENS' COMMENTS**

### **ENGINEERING REPORT – LSSE**

A Motion was Made by Stan Cheyne to Approve Pay Request No. 2 in the amount of \$403,022.64 for Contract no. 24-S3-Christy Road Interceptor and Forcemain Relocator Project. A Second Motion was Made by Dave Weber. All Approved. Andy Shissler asked that the funds be drawn on the sewage loan in that amount for payment.

A Motion was Made by Stan Cheyne to Approve Pay Request No. 3 in the Amount of \$34,058.00 for Contract No. 24-ST1-Stormwater Improvements. A Second Motion was Made by Dave Weber. All Approved.

A Motion was Made by Stan Cheyne to Adopt Resolution No. 2024-19 to Apply for LSA Statewide Funding for the Tollgate Lane Sanitary Sewer Replacement Project in the Amount of \$500,000. A Second Motion was Made by Jeff Cunningham. All Approved.

A Motion was Made by Stan Cheyne to Adopt Resolution No. 2024-20 to Apply for LSA Statewide Funding for the Phase II COA-Equalization Tank Project in the Amount of \$1,000,000. A Second Motion was Made by Dave Weber. All Approved.



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## MEMO

TO: Delmont Borough Council

DATE: November 8, 2024

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

S. O. No.: 0398-01

cc:

SUBJECT: Sewer Committee Items

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### **CRAMER COA**

- Phase 1 Interceptor and Forcemain upgrades ready to bid once Property Acquisition completed. Appeal period for project has expired, project is ready to move into bidding phase. Bid package was uploaded to QuestCDN. The bid opening was held June 6, 2024. The Bid Report was transmitted to the Borough for consideration. The bids were reviewed with the Sewer Committee. Project was awarded to D&M Contracting, Inc. for the Base Bid, Add Alternate No. 2, and Add Alternate No. 4 in the amount of \$1,343,000.00. Pre-Construction Meeting was held July 31. Excavation began September 9.*

*Salem Township advised during PA One Call field meeting for construction that roadway restoration detail was not in compliance with Township Ordinance and is requesting update, which would include extra depth of paving. LSSE is coordinating with Township regarding drawings being submitted multiple times to Township and no prior comments. This is 2" of additional binder. Contractor provided updated line item cost for bituminous pavement restoration: proposed cost increase is \$22.90 per linear foot (\$42.25 to \$65.15); Borough approved at October meeting.*

*Contractor performed exploratory dig to locate gas line on August 27; gas line was located approximately 3 feet deeper than is typical. LSSE coordinated with gas company to shallow out the line and pass over the gas line; gas company requires casing pipe for 50-foot ROW for crossing. This requirement was not provided during previous field meetings, nor in response to the PA One Calls completed multiple times during the design and permitting phase. LSSE obtained cost proposal from Contractor for this change in the amount of \$24,275.64; proposal was approved as Change Order No. 1 at the September 24 special meeting.*

*Field meeting held with representatives from Borough, LSSE, and Contractor to discuss clearing of cornfield on one resident's property with resident on September 9 after Resident reached out to Borough with a concern. Concern was addressed with resident.*

Construction is ongoing. Contractor has installed approximately 90% of the interceptor and forcemain to date. Contractor currently plans to complete pipe installation week of November 11 and pave Church Road prior to the shutdown of asphalt plants. Contractor submitted Partial Payment No. 2 in the amount of \$403,022.64; LSSE recommends payment. Photos of work are included as Attachment A to this report.

- *Report due to DEP in July and December 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. December 2023 report was submitted on December 29, 2023. Report was submitted on July 31, 2024 for the first half of 2024. Next report is due December 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. RUS requested copy of Alternative Analysis from our previous submittal to them. LSSE transmitted copy of Act 537 plan to RUS. Borough approved Service Order Authorization for LSSE to prepare response to RUS using reduced scope of Phase II EQ Tank. LSSE is preparing response; LSSE is currently coordinating with RUS on scope of response.*
- *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 installed replacement parts in October. On October 11, CWM advised the seal cooling line for Pump Set No. 2 failed, ultimately resulting in the pumps failing. CWM pulled the pumps and delivered to Pumpman; Pumpman performed repairs and CWM installed the repaired pumps and repaired the seal cooling line. LSSE was alerted by the Borough that further issues with the pumps were being reported by CWM, including the removal for repair of one pump. LSSE is coordinating with CWM and Pumpman Pittsburgh. LSSE performed a field review of the lift station with Borough Staff to review current operating conditions. LSSE transmitted SOP with CWM input for monthly operations and schedule of same on March 26, 2024. LSSE met with Pumpman Pittsburgh and CWM Environmental in May to field review SOP as well as maintenance items for the lift station. Vacuum line system was field reviewed, compressor was found to be bad, causing automatic pump startup issues. New compressor has been installed; the defective compressor has been removed for rehabilitation and will be returned to the pump station as a spare. The second pump removed for repairs underwent startup and was temporarily operational. The pump was found to be making sounds and having issues starting up. CWM also vacuum cleaned the wet well; large rocks, pieces of pipe, and other debris were found in the wet well. CWM and Pumpman pulled pump and found bad bearing and fitting. Pumpman completed repairs and CWM installed repaired pump; Lift Station is currently fully operational. Proposal to purchase two spare pumps to come from Pumpman at a later date.

## **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 reviewer 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 years 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.*

○ **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 100% complete; lateral repairs are ongoing.*

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

*LSSE prepared figure showing one defect identified during Phase 3 CCTV. Spot liner needs replaced, a spot dig repaired is recommended by Borough Crew. LSSE is coordination with Borough staff on defect repair plus additional repair outside one manhole. LSSE prepared Phase 4 CCTV bid package. Phase 4 will be the final phase of the televising. Bid opening was held February 8; Contract was awarded to Insight Pipe Contracting, LLC in the amount of \$48,640.00. Pre-Construction*



Meeting was held March 13. Televising was completed in March. Change Order No. 1 (Final) to increase cost by \$311.51 and Partial Payment No. 1 (Final) in the amount of \$48,951.77 were submitted to Borough for consideration; LSSE recommends payment. Defect map was transmitted to Borough Public Works for review. Borough Public Works determined they could perform manhole work, but line repairs were outside of their abilities. Phase 3 Repairs Contractor provided proposal as a Change Order to the Phase 3 Contract for Borough consideration; Borough approved at June meeting. Contractor completed construction. Walkthrough was held on August 7; minor restoration items remain. Contractor submitted Partial Payment No. 1 in the amount of \$120,423.33; LSSE recommends payment. LSSE transmitted Change Order No. 2 (Final) to Borough for a reduction in the amount of \$16,893.60; Borough approved at September meeting. Contractor worked on punchlist items; yard restoration is growing but will most likely need to wait till Spring to verify restoration takes off completely. **Contractor advised they will be taking care of West Pittsburgh Street driveway complaint the week of November 11. LSSE advises Borough they can approve final payment at the December meeting so long as the complaint is addressed and spring restoration review can be 18-month maintenance bond item.**

Insight Pipe provided proposal for Phase 1 Repairs through CoStars; was provided to Borough for consideration. Borough awarded Phase 1 repairs to Insight Pipe Contracting, LLC in the amount of \$67,136.25 at the September 2023 Board Meeting. Work is complete.

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. Borough awarded Base Bid in the amount of \$101,520.00 to State Pipe Services, Inc. at the September 2023 Board Meeting. Construction complete.

The outstanding sewer repairs from the Phase 2 Repairs project are being used for the scope of the Phase 3 Repairs project. Bid opening for Phase 3 Repairs was held April 4; Bid Report was transmitted to the Borough. Contract was awarded to State Pipe Services, Inc. in the amount of \$118,670.00. Award Letter was transmitted to State Pipe Services, Inc.; Pre-Construction Meeting was held June 11, 2024. **Contractor completed construction; resident complaint remains.**

Phase 4 CCTV located three (3) line defects and five (5) manhole defects. Public Works advised they can handle the manholes; however, they cannot handle the line repairs. Phase 3 Repairs Contractor provided proposal as a Change Order to the Phase 3 Contract for Borough consideration; Borough approved at June meeting. Defects were repaired. **Tollgate Lane sewers are only remaining defects requiring repair; Borough is applying for county and statewide LSA funds for this 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). Phase 1 and Phase 2 repairs have been awarded as mentioned above. Phase 3 repairs completed. Phase 4 CCTV identified repairs have been added to Phase 3 repairs and completed.*

*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.*

o **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”). *Meeting scheduled by PaDEP on February 22, 2024 at 10:00 AM to provide update to stake holders on FTMSA’s request to delay SSO elimination plan which was due September 2022. LSSE transmitted to FTMSA Delmont Borough plan to eliminate SSOs on March 18, 2024. This summary was also included in the FTMSA COA Progress Report submitted March 25. **Have not received the draft plan as of this date.***

o **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. September 2023 report was submitted. Progress Report was submitted on March 25, 2024. September Report was submitted September 25, 2024. FTMSA advised following submittal that reporting dates were changed to January 31<sup>st</sup> and July 31<sup>st</sup> for ease of tracking by PaDEP. Next report is due January 31, 2025.*

## **Grants**

- **2023 Statewide Local Share Account (LSA):** DCED had advised awards are anticipated to be announced on September 17, 2024. The Borough had applied for funding for improvements to Greensburg and Freeport Streets. DCED awarded grants; there were 2,748 applications and they were only able to award funding to approximately half of the applicants; the Borough was not awarded any funding from the application.

- **2024 Westmoreland County Local Share Account (LSA):** *Program is currently open with a September 30, 2024 deadline. Grant requires \$100.00 non-refundable application fee and Resolution. No matching funds are required. LSSE submitted application in the amount of \$500,000.00 for Tollgate Lane sewer replacement. Award notification is projected for Fall 2025.*
- **2024 Statewide Local Share Account (LSA):** *Program is preparing to open with a November 30, 2024 deadline. Grant requires \$100.00 non-refundable application fee and Resolution. No matching funds are required. The Borough authorized LSSE to prepare and submit applications for Tollgate Lane Sanitary Sewer Replacement and the Phase II Consent Order Equalization Tank. Resolutions for both applications were provided for Borough adoption at this month's meeting; Resolutions are included as Attachments B and C to this report.*

### **Miscellaneous**

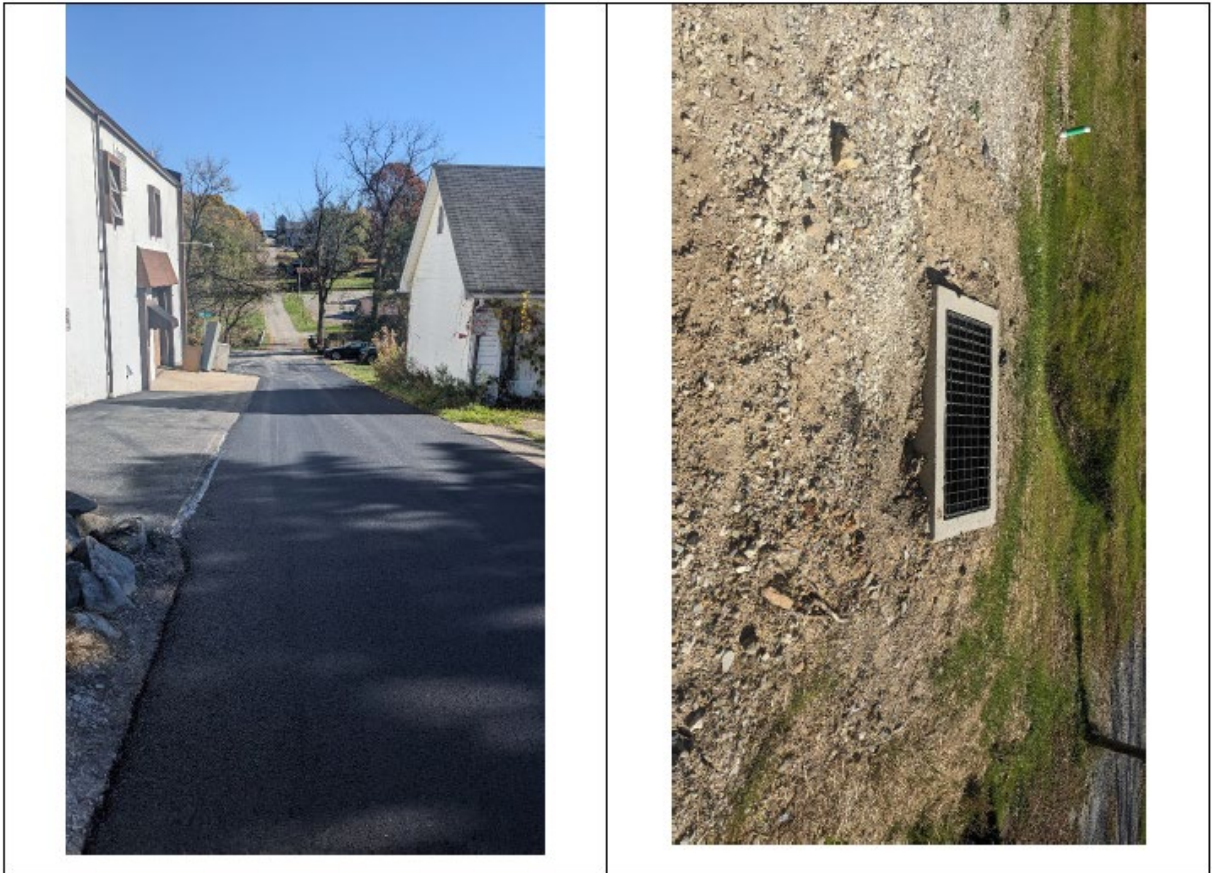
- **2024 Stormwater Improvements:** *LSSE prepared bid package for stormwater improvements near Lindsay Lane, funded by a grant through the Watershed Restoration and Protection Program. Bid opening was held June 4, 2024; Bid Report was transmitted to Borough for consideration at the June Borough meeting. Project was awarded to J.S. Paris Excavating, Inc. in the amount of \$162,080.00. Pre-construction meeting was held June 27. LSSE reviewed increase in scope with Borough, J.S. Paris Excavating, Inc., and DCED; DCED advised awarded work will need completed prior to discussion of additional work. Contractor submitted Partial Payment No. 1 in the amount of \$83,729.88; LSSE recommends payment. As bid Construction is complete. Contractor submitted Partial Payment No. 2 in the amount of \$ 92,970.12; LSSE recommends payment. Contractor provided proposal in the amount of \$22,918.00 for additional paving of Lindsay Lane and Hart Lane; Borough approved at October meeting. Additional paving was complete. LSSE performed walkthrough and issued updated punchlist; Contractor completed punchlist items. Contractor submitted Partial Payment No. 3 (Final) in the amount of \$34,058.00; LSSE recommends payment. Photos of completed work are included as Attachment D to this report.*

Attachment A – Christy Road Interceptor and Forcemain Photos

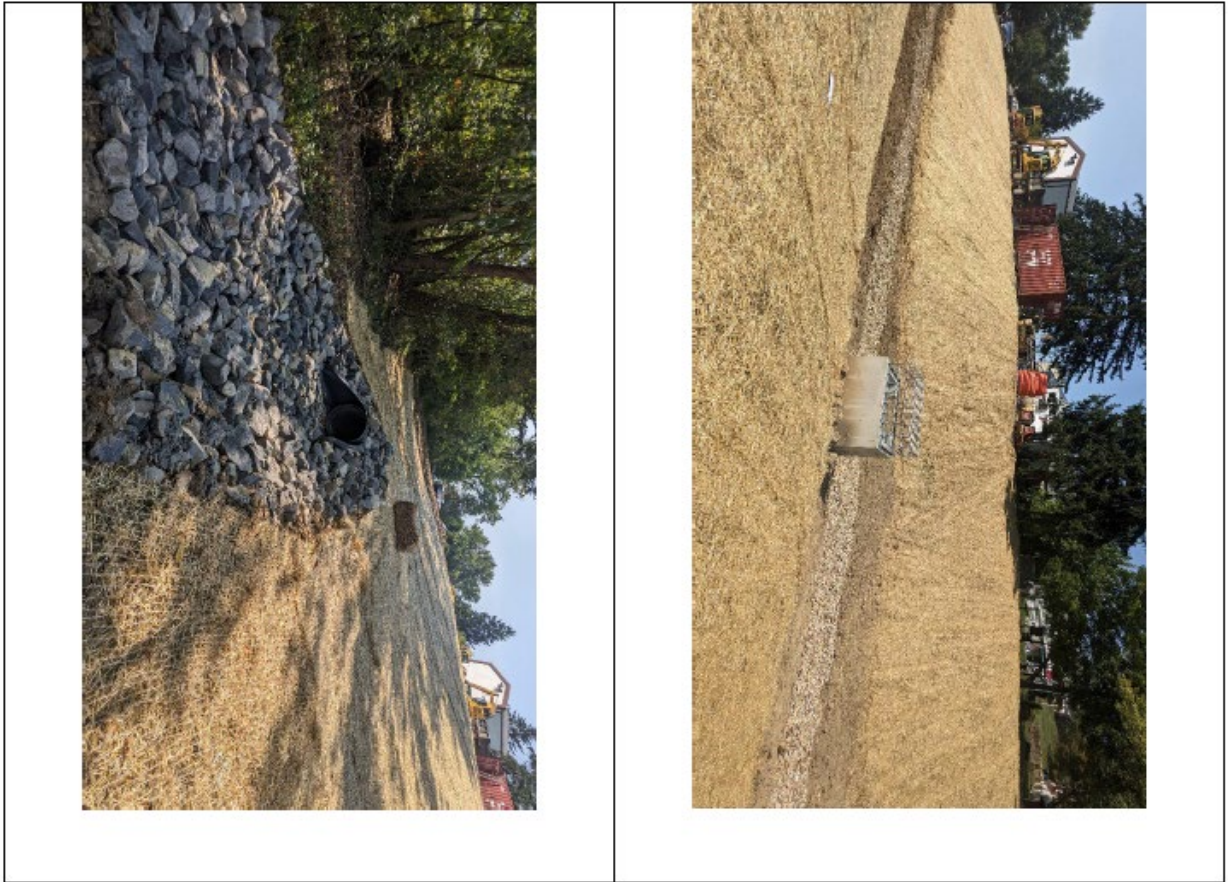




Attachment D – 2024 Stormwater Improvements Photos







**ENGINEERING REPORT – MORRIS KNOWLES**

An Engineer's Report was submitted by Morris Knowles, in lieu of attending.

A Motion was Made by Stan Cheyne to Approve Resolution 2024-18, Allowing Emergency Repair of a Damaged Underground Pipe at Barrington Ridge. A Second Motion was Made by Jeff Cunningham. All Approved.

## **DELMONT BOROUGH NOVEMBER ENGINEERS REPORT**

### **MS4 Program**

1. 2024 Annual MS4 Report:
  - a. Outfall inspection schedule anticipated during next few months.
  - b. 95% complete with annual presentation for public outreach and required annual staff training. To be discussed with Borough method of delivery. MKA staff who will be conducting the outfall inspections have been through the PA Cleanwater academy MS4 training. Website below.  
<https://pacleanwateracademy.remote-learner.net/>

### **Barrington Ridge Culvert Replacement.**

We conducted a site visit with Mr. Bill Heaps to assess the settlement of the existing culvert. Based on our evaluation, we determined that it required emergency repair. We contacted the Westmoreland Conservation District (WCD) to confirm the emergency status and to discuss the necessary permitting. The WCD agreed that the situation constituted an emergency repair and connected us with personnel from the Department of Environmental Protection (DEP) for the emergency permit.

Morris Knowles successfully completed the PaDEP Emergency Repair permit, which was approved within three business days. We conducted two site visits to assess site conditions, and confirmed that the culvert replacement was in general conformance to industry standards.

Now that the project is finished, MKA will be applying for the permanent PaDEP GP-11 Permit in RNovember.

### **Development Reviews**

1. None for September.

A Motion was Made by Jeff Cunningham to Approve Ordinance 2024-03 for the Imposition of Speed Limit to 25 MPH on Athena Drive, as Directed by Council and In Compliance with the Engineering Report Determination from PennDOT. A Second Motion was Made by Chris Bigley. Andy Shissler Opposed. Motion Carries.

FTMSA and the DEP met earlier this year asking to defer the determination of final remedial action based upon successes seen with the work thus far. This Amendment to the COA requires additional flow testing from 09/2025 to 04/2026 and the proposed plan deadline is now moved to 09/01/2026. A Motion was Made by Stan Cheyne to Approve Resolution 2024-17, Adopting This First Amendment to the COA. A Second Motion was Made by Dave Weber. All Approved.

Dan Hewitt reported that he has reached out to the Planning Commission to meet after the first of the year to discuss potential amendments or corrections to the Zoning Ordinance. It was recently discovered that back in 2017 when an Ordinance was approved, it did not carry over the height regulations for fences from the original Ordinance. Other amendments were mentioned to be discussed at the meeting as well (tiny homes, etc.).

## **COMMITTEE REPORTS**

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

Chief Klobucar shared the October 2024 Police Department statistics. There were 101 calls for service, and 34 traffic citations. The Chief also reported that he gave a press release regarding the incident at the EZ Tobacco and Vape Shop in Delmont. They had surveillance set up from April into October and were investigating the sale of illegal classified substances, along with sales to minors. They are in the process of moving forward with charges and possible eviction.

He also reported on behalf of Fire Chief Cline, the Delmont VFD had a total of 23 calls for service.

Chief Klobucar reported that the grant funds for the Police Radios upgrade and body cameras are set to deposit on November 14<sup>th</sup>.

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

Nothing to report.

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

Church Street will be paved next week. Testing will occur and project should be done by mid-December. LSSE Reps will be on-site taking before-after pictures. Tri-Axle and small excavator only. The street should be closed for about two days. LSSE will notify residents.

A Motion was Made by Stan Cheyne to Approve Resolution 2024-21 to Apply for LSA Grant for Resurfacing Freeport Street. A Second Motion was Made by Chris Bigley. All Approved.

**PERSONNEL/INSURANCE COMMITTEE** – Chris Bigley and Krista Krautbauer

Borough Employee Annual Evaluations are underway. Personnel set to meet with Public Works Employees and Police Department Employees on Thursday, November 14<sup>th</sup>.

**FINANCE COMMITTEE** Andrew Shissler, Council President

A Motion was Made by Andy Shissler to Approve Ordinance 2024-02: PMRS Annual Amendment Required for 2025. A Second Motion was Made by Stan Cheyne. All Approved.

A Motion was Made by Andy Shissler to Advertise the 2025 Budget in the Amount of \$1,677,934.00. A Second Motion was Made by Stan Cheyne. All Approved.

Discussion of Council taking a Tax Anticipation Loan for \$150,000. Council agreed. Dan Hewitt will prepare paperwork to initiate the process through DCED. He will contact Borough Office in coming weeks for required information to be obtained from bank. A Motion was Made by Andrew Shissler to Advertise the TAN, as needed. A Second Motion was Made by Jeff Cunningham. All Approved.

A Motion was Made by Stan Cheyne to Approve VFD Tax Credit for Mr. Liprando for 2025. A Second Motion was Made by Dave Weber. All Approved.

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

Mr. Rebitch inquired whether Council can consider FTMSA/MAWC taking over the sewage system. Dan Hewitt replied that it was not an option until the COA is settled.

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

Andrew Shissler also reported that the Scouts are currently working on clearing out the area up at Shields Farm. Bill Heaps started posting the No Hunting signs.

**GRANTS COMMITTEE** – Dave Weber

Dave Weber reported that the LSA Category 4 Grant application deadline was missed due to the contractor not bidding prevailing wage and did not contact the Borough with those adjustments to his bid prior to the deadline.

**CONTRACTED TRASH COMMITTEE** – Dave Weber

Nothing to report.

**COMPREHENSIVE PLAN COMMITTEE** – Andrew Shissler and Jeff Cunningham

Andrew Shissler reported that the Eads Group has been notified that they are permitted to start on Shields Farm Comprehensive Plan. He has not heard back from them as of now.

**OLD AND NEW BUSINESS:**

A Motion was Made by Stan Cheyne to Approve the 2025 Westmoreland County Transit Authority Agreement. A Second Motion was Made by Dave Weber. All Approved. Dave Weber thanked Council for approving, as he has first hand knowledge of residents who utilize the service and believes it is a very accommodating service to our older residents.

Krista Krautbauer gave Council and residents an update for the Delmont Holi-Daze event on Sunday, December 15<sup>th</sup> at the Parklet on Greensburg Street. Parade starts at 3pm and event goes until 7pm. You will see Toy Drive flyers all over town. Surprise visit from the Grinch at the event.

Stan Cheyne discussed purchasing trees for Stotler Drive. The cost is \$200 per tree, delivered and planted. They are 6-foot pine trees. One can go in the Parklet or at the Borough Building. Council is OK with getting the trees.

Mayor Alyce Urban commented that she has received really good feedback from residents regarding the pickleball courts. Initially, the courts will be first come, first serve. Asking residents to kindly limit their game to one hour. If needed, a reservation system can be used in the future. Stan Cheyne discussed having a Grand Opening at the park sometime in the spring.

**ADJOURNMENT:** Krista Krautbauer Moves to Adjourn. Chris Bigley Seconds Motion. Motion Carries.

*Respectfully Submitted:*

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*Dawn Earhart*  
*Delmont Borough Secretary*  
**APPROVED:**