

***MINUTES OF THE
TOPTON BOROUGH COUNCIL
MONDAY, October 13, 2014***

Members of the Tipton Borough Council met on Monday October 13, 2014 at 7:30 P.M. at Borough Hall for the regularly scheduled meeting. The meeting was called to order by Mr. Stauffer with the Pledge of Allegiance.

Roll call was taken and the following members were present Mayor Biltcliff, Mr. Wagaman, Mr. Beck, Ms. Lorah, Mr. Jost, Mr. Gehman, Mr. Arndt, and Mr. Stauffer. Also in attendance were Borough Secretary Marcus Dolny, Solicitor Joan London, and visitors.

APPROVAL OF MINUTES

On a motion by Mr. Gehman, seconded by Mr. Arndt the minutes of September 8, 2014 were approved unanimously.

COMMUNICATIONS:

Mr. Dolny confirmed starting December 1, 2014 State Representative Ryan Mackenzie with use the Borough Office as a satellite location.

HEARING OF VISITORS:

Mr. Rauenzahn asked for clarification regarding Quality of Life Ordinance and Appeals process. Also noted planting on the corner of Spruce and Barkley blocking the line of sight. Mr. Dolny will look into the matter.

COMMITTEE REPORTS

Personnel Committee – (Mr. Stauffer)

NO REPORT

Finance Committee – (Mr. Wagaman)

Mr. Wagaman made a motion to allow the payment of bills. Mr. Gehman seconded the motion and it was approved unanimously.

Property Committee – (Mr. Jost)

NO REPORT.

Parks & Recreation Committee – (Mr. Beck)

Final numbers for the pool were presented showing a small profit for the 2014 season of \$21.35

Streets Committee – (Mr. Arndt) –

Mr. Arndt asked about enforcement of 2 hour parking along Centre Ave. Possible enforcement options are being looked into.

Utility Committee – (Mr. Gehman) –

Meeting with DEP coming, Copper limit still up Russ is working with the engineer. Working with Topton Lutheran Home to help source water issues for STP

Public Affairs Committee – (Ms. Lorah) –

Ms. Lorah commended the efforts to have and the outcome of the Topton Halloween Parade itself. Also attended a centennial committee meeting, they will need more volunteers to help set up and take down community days if we wish to have it again this year. Their next meeting is November 17, 2014 at the Topton Fish and Game.

Mayor's Report –

Applauded the effort and results of the parade, stating it was a success. It was noted that after the last meeting of the BLRPC it was voted on that the borough pay their portion of the remaining pension shortfall totaling \$94,250.00. The only remain matter would be payment of minor miscellaneous costs relating to primarily legal costs. Mr. Jost made a motion to pay such costs seconded by Mr. Arndt, passing 6 to 1 with Mr. Gehman voting in the negative. This actions once completed will essentially cease operations of the BLRPC.

Secretary's Report

- Mr. Dolny reported that the winning bidder on the heavy duty trailer has failed to honor his bid and commitment of the auction. He will repost the trailer for sale.
- Mr. Dolny stated that one of the computers in the office is running on Windows XP an unsupported system. This computer needs to be upgraded or replaced. On recommendation by Mr. Dolny Mr. Jost made a motion to

upgrade the computer. The motion was seconded by Mr. Wagaman and passed unanimously.

- Mr. Dolny presented council with the 2015 MMO calculation.
- Mr. Dolny reminded council that there would be a second meeting this month for the purpose of presenting the budget for council's review.

Solicitor's Report

Ms. London gave an update on the funding agreement for the Toad Creek Project.

Ms. London also presented council with a draft ordinance 5 -2014 Mandating Recycling Programs within the Borough. After review, Ms. Lorah motioned to advertise, seconded by Mr. Beck and passed unanimously.

- Resident Leon Moyer thanked council for coming up with a more appropriate solution in his opinion for Topton's Recycling needs.

Engineer's Report

1. Sewage Treatment Plant Copper Limit

Below is a summary of the status of the six (6) possible solutions to the copper limit issue at the sewage treatment plant:

1. DEP has not yet made a final decision regarding a BLM study on the Toad Creek (Proposed study plan was submitted in May).
2. Russ had performed a full plant trial test with TR-50 from October 1st thru October 6th. The lab results are not yet available; therefore, we will not know if this product is effective in removing copper at the plant until we receive the lab reports.
3. The chemical addition of a chelating agent does not appear as a viable option.
4. We continue to look at alternatives for the Delpac 2000 (poly aluminum chloride or PAC) for phosphorus removal. We have received some information suggesting that the PAC may interfere with the precipitation of the copper from the wastewater. One possibility is to change from a chemical process to a biological process for phosphorus removal.
5. Tertiary treatment such as an effluent filtration system remains an expensive alternative and will cost more than \$250,000. If this option is to get serious consideration, a pilot study should be conducted before proceeding.
6. Corrosion Control by the addition of a blended phosphate in the drinking water remains as a last resort. This is the option that DEP seems to like.
7. On Monday, October 6th, we sent an updated status report to DEP outlining what has been done during the past month and suggested that we have another meeting with them; to date we have not yet received a reply.

2. Sewage Treatment Plant Influent Screen

It appears that the water pressure is adequate to effectively spray wash the screen. Also, it

has been agreed that since we are using potable drinking water for the spray wash, the inline filter is not needed; therefore, the only remaining item is to insulate the water service line. This is scheduled to be completed the week of October 13th. Once this remaining item is completed, a certificate of completion must be submitted to DEP.

3. Bacteria Kill at Sewage Treatment Plant

In mid-September, Russ began a treatment regimen consisting on a larvacide (Aquabac) to kill off midge fly worms in the plant and bacteria (Vitastim - Low F:M) to reestablish the bacteria in the plant. Initially, the plant seemed to be responding to this process; however, last week the plant took a turn for the worse which would indicate that the plant was possibly hit with a dose of something toxic.

On September 18th, we meet with the Topton Home and they informed us that they had recently cut back on the amount of chlorine that they were adding to their hot water system. During this meeting they also agreed to provide the Borough with all of the Material Safety Data Sheets for all of the chemicals that they use at the home; to the best of my knowledge, they have not yet provided the MSDS sheets.

4. DRBC Docket

On September 10, 2014, DRBC approved Docket NO. D-2001-041 CP-2 for the discharge of wastewater effluent to Special Protection Waters. There are a number of Docket requirements, most notably are the requirement to submit an Annual Effluent Monitoring Report Form, Obtain DRBC approval for any connections from any new service area and prepare an Emergency Management Plan by March 10, 2015.

5. Annual Wasteload Management Report

On September 12th, we received a letter from Aaron Baar of DEP regarding the Annual Wasteload Management Report for 2013. Contrary to the fact. The letter states that 2013 report projects the treatment plant to be organically overloaded. Speaking with Mr. Baar, he explained that this determination of a projected overload was made by using a spreadsheet, which was created by DEP in June 2014, that DEP encourages treatment plant operators to use. The projected organic overload is primarily caused by an abnormally high reported value in January 2010 when the BOD5 loading was reported to be 1226 lbs/day. The average BOD5 loading for 2013 was 518 lbs/day.

Chapter 94 requires that a corrective action plan be prepared and submitted to DEP within 90 days of receiving notice of a projected overload from DEP. We suggest that a corrective action plan be prepared which cites the abnormally high values from several years ago and recommends that no action is required. The corrective action plan is to be submitted by December 12, 2014.

6. Toad Creek Improvements

A preliminary report has been completed and will be submitted to the Borough for review.

7. Zoning Ordinance Update

The updated Zoning ordinance is being finalized and reviewed at the October Planning Commission meeting.

8. Borough Hall Sign

Awaiting further instruction from the Borough.

Old Business

Updated council on joint comprehensive rezoning and comprehensive zoning ordinance.

Executive Session

- ~ At 8:27 on motion by Mr. Arndt, seconded by Mr. Wagaman passing unanimously council entered into executive session to discuss possible litigation and personnel.
- ~ At 9:07 council reconvened regular meeting on motion by Mr. Jost and seconded by Ms. Lorah passing unanimously.

Regarding possible litigation Mr. Gehman made the motion to maintain the offer for reimbursement of cost to Dennis Siebert at 60% of the cost, an amount totaling \$2,427.70. The motion was seconded by Mr. Beck and passes 5 to 2 with Mr. Arndt and Ms. Lorah voting in the negative.

Due to the resignation of Robert Bennecoff Mr. Wagaman made a motion to advertise to fill the vacated position. The motion was seconded by Ms. Lorah and passed unanimously.

ADJOURNMENT:

Council adjourned at 9:17 PM on a motion by Mr. Wagaman, seconded by Ms. Lorah

The next Borough Council meeting will be held on October 27, 2014 at 7:30 PM.

Respectfully Submitted
Marcus V. Dolny
Borough Secretary