

MAHONING TOWNSHIP BOARD OF SUPERVISORS MEETING

MINUTES

October 14, 2020

CALL TO ORDER:

Bruce Steigerwalt called the meeting to order at 6:00 PM at the Mahoning Township Building (Public Works Building), 2685 Mahoning Drive East, Lehigh, PA 18235

PRESENT:

Bruce Steigerwalt, Chairman; Robert Slaw, Vice Chairman; Myron Blahy, Supervisor; Brian Reeser, Supervisor; David Pollock, Supervisor; Thomas Nanovic, Solicitor; Natalie D. Haggerty, Secretary-Treasurer and Peter Eisenbrown, Engineer

PUBLIC COMMENT:

Kevin Jones and Kevin Frunck, Wendy's asking to continue until we can get the plans recorded. Does Carl Faust have a problem? No. The County never reviewed the final plans regardless of what their comments are we already approved them. The township will need to redate them.

David Pollock made a motion to let them proceed. Seconded by Brian Reeser. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Brian Reeser, yes 5-0 vote.

MOTION

David Pollock made a motion to date the approval effective October 21, 2020. Seconded by Myron Blahy. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Brian Reeser, yes 5-0 vote.

Ronald Reeser present with concerns about Breezewood Road. First concern up were we reside the project started below that any plans for up where we live. Second concern is speed limit of 35 mph. Bruce Steigerwalt I don't know if we can extend our dirt and gravel road project we have limits, I think next year the second phase would be the top and finish the drainpipes. Suggestion to lay some millings from Pine Street. We cannot go lower than 35 mph or we would need to do a traffic study. Look at condition of road, time yourself from one point to another to see what the safe traveling speed is. We do not have money in our budget this year to do a traffic study.

APPROVAL OF MINUTES:

MOTION

Myron Blahy made a motion to approve the Minutes of the September 23, 2020 Board of Supervisors Meeting. Seconded by Brian Reeser. Bruce Steigerwalt, yes; Robert Slaw, abstain; Myron Blahy, yes; David Pollock, yes and Brian Reeser, yes 4-0 vote. Motion carried.

APPROVAL OF TRANSFERS:

MOTION

Bruce Steigerwalt made a motion to approve the following transfers.

\$16,785.12 General Checking to Payroll Checking pay date 9/17/20

\$15,704.54 General Checking to Payroll Checking pay date 9/24/20

\$15,643.35 General Checking to Payroll Checking pay date 10/1/20

\$15,749.79 General Checking to Payroll Checking pay date 10/8/20

\$17,040.23 General Checking to Payroll Checking pay date 10/15/20

\$537.97 Residential Street Light to General Checking

\$595.20 Residential Fire Hydrant to General Checking

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Seconded by Myron Blahy. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes and David Pollock, yes 5-0 vote. Motion carried.

APPROVAL OF TREASURER REPORT:

MOTION

Myron Blahy made a motion to approve the Treasurer's Report for September 2020. Seconded by Brian Reeser. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Brian Reeser, yes 5-0 vote. Motion carried.

PAYMENT OF BILLS AND PAYROLLS:

MOTION

David Pollock made a motion to approve the following bills and payrolls.

Bill List #472 in the amount of \$251,959.01

General Check's #23014-#23060

State Check's #1710

Subdivision Land Development Checks #1149-#1158

Dirt and Gravel Road Check #104-#110

Lynwood Drive Estates Check #1001

PKR Enterprises Check #1002

Fire Company Checks #1018-#1019

Seconded by Myron Blahy. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Brian Reeser, yes 5-0 vote. Motion carried.

APPROVAL OF REPORTS:

MOTION

Bruce Steigerwalt made a motion to approve the following reports:

Mahoning Township Road Department Activity Report for September 7, 2020 – October 9, 2020

Mahoning Township Equipment and Fuel Log September 2020

Mahoning Township Zoning Officer Report for September 2020

Mahoning Township Building Code Official Report for September 2020

Mahoning Township Planning Commission Minutes for August 19, 2020

Mahoning Township Sewage Enforcement Officer Report for July 2, 2020 – October 7, 2020

Mahoning Township Municipal Authority Minutes for August 19, 2020

Carbon County Council of Governments Minutes for August 25, 2020

Seconded by David Pollock. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Brian Reeser, yes 5-0 vote. Motion carried.

NEW BUSINESS:

Wendy's (Discussed under public comment)

Ordinance 2020-1 Amendment to the Police Pension Plan

MOTION

David Pollock made a motion to adopt Ordinance 2020-1 amendment to the Police Pension Plan. Seconded by Myron Blahy. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes and David Pollock, yes 5-0 vote. Motion carried

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OLD BUSINESS:

American Tower: TABLE

Lynwood Estates: Peter Eisenbrown, Engineer provided photos. Went out to look at three specific items that remain based on September 28, 2010 correspondence. Swale between 10 and 11 there is no well-defined swale section installed. Appears no changes have occurred in the past ten years. Stabilization of roadway swales, the swales in front of Lots 9 and 11 have not been fully stabilized. Bituminous seal coat on stabilized shoulders, while the seal coat was initially applied it was not applied uniformly over the shoulders. Appears no changes in the past 10 years. Pay Pete for his time and then the remaining monies being held will be paid out to Steve and Laurie McEvoy.

MOTION

David Pollock made a motion to close this out once we get Peters final invoice and we contact names on the development agreement. Seconded by Myron Blahy. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Bruce Steigerwalt, yes 5-0 vote. Motion carried.

Sunny Hill email requesting relief on several monuments and pins. Comes down to a money thing, fifteen seems like overkill. Its on the approved plans. The burdens on them, the Board is willing to entertain a lesser amount, have Carbon Engineering prepare an exhibit and then evaluate from there. Bring back to next agenda.

Agreement was put in place that the Board would pay Nevin George directly. Recommend payment to Nevin subject to Peter doing one last inspection. We need something saying we can release payments from PKR and CCB.

MOTION

Bruce Steigerwalt made a motion to release \$109,649.00 to Bruce George Paving and Excavating Inc. conditioned on Peters inspection on all the work is covered in that invoice and approval and request from PKR CCB. Seconded by David Pollock. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Bruce Steigerwalt, yes 5-0 vote. Motion carried.

Summit Ridge recap from last month situation appears there seems to be a developer involved in the project and there is some movement on the agreement. We have a preliminary plan and a phase one plan. The letter of credit renewal that is coming due is 3 million. Pete put together a cost estimate and his concern is the blacktop. The entire blacktop should be removed and then new material to be installed. Tom will prepare the development agreement with Pete's help with language and give to them and then have a separate agreement for security to pay Pete and Tom. Use Pete's cost estimate. Deanna submit plans to township, did the county review Summit Ridge Phase 1a, Tom prepare development agreement, security needs to be provided.

MOTION

Bruce Steigerwalt made a motion that we approve Peters estimate for Summit Ridge to be incorporated in the developer agreement that Tom will be preparing. Seconded by Brian Reeser. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Bruce

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Steigerwalt, yes 5-0 vote. Motion carried.

Pine Street Project update the county awarded the project. The contractor is H&K. \$127,000 is the contract award, we have \$162,000 give or take in county funding. Preconstruction meeting held, reviewed shop drawings, start the end of October, start with some pipe inlets three on left three on right then will do paving. New limit of work from the original station 8+65 to around station 7+25. The county gave a notice to proceed. Nevin will need to post project, give notice to Fire and ambulance.

MOTION

Bruce Steigerwalt made a motion that we approve the change of the scope of work in reducing the length in the Pine Street Project down to approximately sate 7+25and basically remove the paving over the sewer trench so we get a more homogeneous project. Seconded by David Pollock. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Bruce Steigerwalt, yes 5-0 vote. Motion carried.

443 Project discussion the project schedule is four years. Start date of October 19th Virtual Meeting scheduled for October 22nd

LVH Pre security agreement

MOTION

Dave Pollock made a motion to approve the pre-security agreement with LVH. Seconded by Myron Blahy. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Bruce Steigerwalt, yes 5-0 vote. Motion carried.

CORRESPONDENCE:

David Pollock made a motion to accept and place on file the correspondence dated October 14, 2020. Seconded by Myron Blahy. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Brian Reeser, yes 5-0 vote. Motion carried.

***PA AUDITOR, EUGENE A DEPASQUALE, AUDITOR GENERAL
RE: GENERAL MUNICIPAL PENSION SYSTEM STATE AID ALLOCATION DEPOSITED
SEPT 2020 IN THE AMOUNT OF \$78,781.33

***PA AUDITOR, EUGENE A DEPASQUALE, AUDITOR GENERAL
RE: VOLUNTEER FIRE RELIEF ASSOCIATION ALLOCATION DEPOSITED SEPT 2020
IN THE AMOUNT OF \$25,266.36

***CARBON CONSERVATION DISTRICT, LUKE GRAVER, DISTRICT TECHNICIAN
RE: COMPLETENESS NOTIFICATION LETTER, NPDES PERMIT APPLICATION

***CARBON CONSERVATION DISTRICT, LUKE GRAVER, CONSERVATION
DISTRICT TECHNICIAN
RE: PROCIOUK HOME PROJECT ADEQUACY REVIEW

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***CARBON CONSERVATION DISTRICT, LUKE GRAVER, CONSERVATION
DISTRICT TECHNICIAN
RE: SNYDER HOME PROJECT ADEQUACY REVIEW

***PA DEPT OF TRANSPORTATION LOCAL TECHNICAL ASSISTANCE PROGRAM
RE: FALL 2020 QUARTERLY REVIEW OF NEWS AND INFORMATION OF PA ROADS

***LAW OFFICERS OF KEVIN T FOGERTY, KEVIN T FOGERTY
RE: NOTICE OF RELOCATION OF UGI'S LNG STATION

***TOM NANOVIC
RE: EMAIL - PRESECURITY AGREEMENT, MAHONING/LVHN

***NANOVIC LAW OFFICES, THOMAS S NANOVIC
RE: MAHONING TOWNSHIP / SUMMIT RIDGE AGREEMENT

***MARSHALL E ANDERS, ESQUIRE, P.C.
RE: SUMMIT RIDGE REQUEST TO PROCEED WITH A NEW DEVELOPMENT
AGREEMENT

***JAKE ARNER, PRESIDENT, AWESOME VIEW PROPERTIES
RE: DIRECTIONAL SIGN DRAWING

***FEDERAL AVIATION ADMINISTRATION, DIOGENES RAMOS, DIV USER
RE: NOTICE OF HELIPORT AIRSPACE ANALYSIS DETERMINATION. HELIPORT
NAME, LEHIGH VALLEY HOSPITAL – CARBON

***PA DEPARTMENT OF ENVIRONMENTAL PROTECTION
RE: APPROVAL LETTER – EXEMPTION ACT 537 PLANNING, WENDY'S

***CARBON ENGINEERING, MICHAEL TIRPAK
RE: EMAIL SENT TO WILLIAM ERDMAN REFERENCING SIERRA VISTA STAGING
PLANS STATUS

***PA DEPARTMENT OF ENVIRONMENTAL PROTECTION, BHARAT PATEL, P.E.
ENVIRONMENTAL PROGRAM MANAGER CLEAN WATER PROGRAM
RE: APPROVAL LETTER – REVISION – COMPONENT 3 PLANNING MODULE, ACT
537 PLANNING, LHV – CARBON CAMPUS

***CARL FAUST, BUILDING CODE OFFICIAL AND ZONING OFFICER
RE: VIOLATION LETTER SENT TO MYKHALYLO AND NATALIYA SMUK OF TELIHA
DRIVE

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OFFICIALS:

Myron Blahy: Audie is working on getting part time police officers application reviews. Executive session requested at conclusion of meeting.

Robert Slaw: Confirm his attendance at the Nuts and Bolts Virtual Meeting

Carl Faust: Sent out two violations

Natalie Haggerty: I attended healthcare renewal virtual meeting. The townships healthcare is going down .2% for 2021.

Tom Nanovic: Bednar agreement needs to be signed.

MOTION

Bruce Steigerwalt made a motion to sign the Bednar drainage agreement. Seconded by David Pollock. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Bruce Steigerwalt, yes 5-0 vote. Motion carried.

Bruce Steigerwalt: David and I met with members of the church in Packerton regarding parking issues. We are going to propose adding some signs, no parking signs. Will do that when we modify our traffic ordinance. When we amend our ordinance add no parking signs on Church Street.

Announced that there will be a short executive session and will not be coming back for any other business.

ADJOURNMENT:

MOTION

Myron Blahy made a motion to adjourn the meeting at 8:45PM. Seconded by Brian Reeser. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Brian Reeser, yes 5-0 vote. Motion carried.

Respectfully Submitted,

Natalie D. Haggerty
Secretary-Treasurer