

MAHONING TOWNSHIP BOARD OF SUPERVISORS MEETING

MINUTES

September 8, 2021

**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, Lehighton, PA 18235

**PRESENT:**

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

Pete Eisenbrown and Jeffrey Biehn (Watkins Architect) Discussion of Diaz building: Absent

**PUBLIC COMMENT:**

Mary Lou Harvan, 58 Floral Lane: 40-year resident concern with neighbor diverting water to her property. Relayed that PA Law, water cannot be channeled through pipes to neighbors' properties. They have the right to sue for damages. She asked him to move pipe, but neighbor threatened her. Board feels it is a civil matter and the township does not get involved. Suggestion to contact DEP.

Amber Fox, 128 Mauch Chunk Street: Update on parking situation with regards to potential no parking ordinance adoption on Church Street

Jack Smith, 1689 Mahoning Drive West: Present with neighbors regarding excessive water runoff that they think is from the Summit Ridge Development.

**APPROVAL OF MINUTES:**

**MOTION**

David Pollock made a motion to approve the Minutes of the August 11, 2021 Board of Supervisors Meeting. Seconded by Brian Reeser. Bruce Steigerwalt, yes; Robert Slaw, yes; David Pollock, yes; Myron Blahy, yes and Brian Reeser, yes 5-0 vote. Motion carried.

**APPROVAL OF TRANSFERS:**

**MOTION**

David Pollock made a motion to approve the following transfers.

\$17,075.19 General Checking to Payroll Checking pay date 8/19/21

\$17,056.66 General Checking to Payroll Checking pay date 8/26/21

\$15,764.15 General Checking to Payroll Checking pay date 9/2/21

\$537.97 Residential Street Light to General Checking

\$595.20 Residential Fire Hydrant to General Checking

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 TREASURER REPORT:**

**MOTION**

Myron Blahy made a motion to approve the Treasurer's Report for August 2021. 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.

MAHONING TOWNSHIP BOARD OF SUPERVISORS MEETING

MINUTES

September 8, 2021

**PAYMENT OF BILLS AND PAYROLLS:**

**MOTION**

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

Bill List #484 in the amount of \$196,551.83

General Check's #23457-#23483

State Check's #1740-#1742

Building Land Check's #1032-#1033

Subdivision Land Development Check's #1220-#1226

LVH Check's #116-#117

Fire Company Check #1029

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.

**REPORTS**

**MOTION**

Myron Blahy made a motion to accept and place on file the following reports:

Mahoning Township Road Department Reports August 9, 2021-August 27, 2021

Mahoning Township Equipment and Fuel Log August 2021

Mahoning Township Municipal Authority minutes for July 21, 2021

District Court 56-3-01 and 56-3-03 audits December 31, 2020

Carbon County Council of Government minutes June 22, 2021

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:**

**Resolution 2021-25**

Non-Uniform Pension Plan Contribution Requirement for 2022. Minimum Municipal Obligation (MMO) in the amount of \$18,583.00

**MOTION**

David Pollock made a motion to adopt Resolution 2021-25 Non-Uniform Pension Plan Contribution Requirement for 2022. Minimum Municipal Obligation in the amount of \$18,583.00. 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.

**Resolution 2021-26**

Police Pension Plan Contribution Requirement for 2022. Minimum Municipal Obligation (MMO) in the amount of \$100,243.00

**MOTION**

Brian Reeser made a motion to adopt Resolution 2021-26 Police Pension Plan Contribution Requirement for 2022. Minimum Municipal Obligation in the amount of \$100,243.00. 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.

**Waive Township Zoning Permit Fees for MTMA**

**MOTION**

Bruce Steigerwalt made a motion to waive zoning permit fees for Mahoning Township Municipal Authority, Bruce amended his motion to include township portion of building permit fee. Seconded by David Pollock. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes;

MAHONING TOWNSHIP BOARD OF SUPERVISORS MEETING  
MINUTES  
September 8, 2021

David Pollock, yes and Brian Reeser, yes 5-0 vote. Motion carried.

**OLD BUSINESS:**

LVH:

Traffic Signal Easement on Beck Property:

Discussion took place regarding giving them a general warranty deed and the hospital will indemnify us of any possible damages.

The township would like a special warranty deed, title report issued to the township and title insurance on the easement.

Sierra Vista (Planning Commission granted conditional final plan approval of Sierra Vista Phase 1A, conditions: Compliance with comments of LTL letter of 10-20-2020. No construction to take place until pre-security agreement is approved and signed, and escrow fund for construction inspection and letter of credit for sewer main trench maintenance and Flagstaff Road overlay are submitted to the Township). TABLE

**RECEIVED EXTENSION LETTER TO DECEMBER 31, 2021**

Sierra Vista Pre-Security Agreement: TABLE

Motion to Advertise No Parking Ordinance 2021-2 Church Street: TABLE

Discussion of changing direction of street to one way. Check with Carl Faust to investigate if the business is operating legally.

Firework Ordinance: TABLE

Sunny Hill Farms: Send developer a letter providing a thirty-day notice. Tom will draft.

Sage Meadows: TABLE

Air B&B Ordinance: TABLE

**CORRESPONDENCE:**

MOTION

Myron Blahy made a motion to accept and place on file the correspondence dated September 8, 2021. Seconded by Brian Reeser. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Brian Reeser 5-0 vote. Motion carried.

\*\*\*NANOVIC LAW OFFICES, THOMAS S NANOVIC

RE: COPY OF PRESENTATION OUTLINE OF ACT 50 OF 2021 AND SMALL WIRELESS FACILITIES: Adopt a resolution to be able to collect fees, they will be placing them in our right of way.

\*\*\*PSATS UNEMPLOYMENT GROUP TRUST AND MUNICIPAL PENSION TRUST

RE: 2021 BALLOT FOR ELECTION OF TRUSTEES

\*\*\*PSATS

RE: 2021 PROPOSED BYLAWS CHANGES, NOMINATIONS REPORT AND RESOLUTIONS

September 8, 2021

MAHONING TOWNSHIP BOARD OF SUPERVISORS MEETING

MINUTES

September 8, 2021

\*\*\*NANOVIC LAW OFFICES, THOMAS S NANOVIC

RE: COPY OF LETTER SENT TO GRAHAM SIMMONS III, ESQUIRE REGARDING RECORD OWNER AND LIEN CERTIFIATES MAHONING TOWNSHIP/LVH/WALMART

\*\*\*TOM NANOVIC

RE: CONSTRUCTION COST ESTIMATE. LVH TRAFFIC SIGNAL

\*\*\*PA LIQUOR CONTROL BOARD, B L PEIFER, DIRECTOR BUREAU OF LICENSING

RE: NOTICE OF TRANSFER APPLICATION. ORGANIZATION FOR REBIRTH OF UKRAINE ODWU UKRANIAN HOMESTEAD

\*\*\*CARBON COUNTY EMERGENCY MANAGEMENT AGENCY, MARK S NALESNIK, EMA COORDINATOR

RE: MUNICIPAL LEVEL PREPAREDNESS & MITIGATION EFFORTS

\*\*\*CARBON CONSERVATION DISTRICT, LUKE GRAVER, CONSERVATION DISTRICT TECHNICIAN

RE: TRACEY HOME PROJECT ADEQUACY REVIEW, HEMLOCK DR.

**COMMITTEE REPORTS:**

Police Committee:

The truck will need to be budgeted for from our general fund next year or use LVH donation

MOTION

Myron Blahy made a motion to move forward with the purchase of 2022 F-150 Police Responder at a cost of \$53,995.00. Seconded by David Pollock. Bruce Steigerwalt, no; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Brian Reeser, yes 4-1 vote. Motion carried.

Discussion of the replacement of their tasers. This is a conversation for the chief. Have chief attend next meeting.

Road Committee:

Sewage pump, the sewage alarm going off all weekend. Georges came in and pumped out tank, coming back with a tester to test our pump. \$900.00-\$1200.00 for pump replacement

Backhoe front tires on order.

PPL pole on Winter Mtn Road is right in our gutter line. Do they a need a permit to place in our right of way. Yes, but location is up to PPL.

**OFFICIALS:**

Robert Slaw: The Planning Commission abandoned reviewing the SALDO and Zoning Ordinance.

MOTION

Robert Slaw made a motion to have township engineer make a review and report his findings of the SALDO and Zoning Ordinance. Seconded by Brian Reeser. Bruce Steigerwalt, yes; Robert Slaw, yes; Myron Blahy, yes; David Pollock, yes and Brian Reeser, yes 5-0 vote. Motion

September 8, 2021

MAHONING TOWNSHIP BOARD OF SUPERVISORS MEETING  
MINUTES  
September 8, 2021

carried.

Place together a spreadsheet on what we have spent on Diaz Building

Email about the roof. It will need to be bid out.

Tom Nanovic: Items that need to be discussed in executive session.

Natalie Haggerty: Call or email Jeff Biehn from Watkins Architects to see if he can meet on Wednesday September 15<sup>th</sup> for 4:00, 5:00 or 7:00PM.

**ADJOURNMENT:**

**MOTION**

David Pollock made a motion to adjourn the meeting at 8:15 PM. 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