

MAHONING TOWNSHIP BOARD OF SUPERVISORS MEETING

MINUTES

February 9, 2022

CALL TO ORDER:

Robert Slaw called the meeting to order at 6:00PM at the Mahoning Township Building 2685 Mahoning Drive East, Lehigh, PA 18235

PRESENT:

Robert Slaw, Chairman; Myron Blahy, Vice-Chairman; Brian Reeser, Supervisor; Ronald Reeser, Supervisor; Deborah McGowan, Supervisor; Thomas Nanovic, Solicitor and Natalie Haggerty, Secretary-Treasurer.

PUBLIC COMMENT:

Linda Pollock 2609 Mahoning Drive West

Concerns of flooding, water comes right down driveway. Reached out to PennDOT to report flooding, a complaint was filed. They stated it was Mahoning's fault for not plowing back far enough. Nevin went out to investigate, he shared our responsibility is white line to white line. PennDOT is saying the township did not plow back far enough. It is a state highway our hands are tied. Offered go to Doyle Heffley to intercede on your behalf with PennDOT. Deborah McGowan questioned the line to line on township roads and overshadow of the trees. Perhaps being a little more diligent with communication with residents.

Amber Fox 128 Mauch Chunk Street: Questioned the recently adopted ordinance regarding Church Alley and parking and if it is indeed one way. Advised signs will be installed when it defrosts. She also wanted noted for the record that she is being harassed.

Jake Arner: Provided a residential overlay with regards to short term rentals. The project may go forward. Adequate parking proposed and ordinance about the tram. Also addresses short term rental and tents. Is there any way to incorporate a tent on a lot in short term rental?

APPROVAL OF MINUTES:

MOTION

Deborah McGowan made a motion to approve the Minutes of the January 12, 2022 Board of Supervisors Meeting. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Ronald Reeser, yes and Deborah McGowan, yes 5-0 vote. Motion carried.

MOTION

Myron Blahy made a motion to approve the Minutes of the January 18, 2022 Board of Supervisors Meeting. Seconded by Brian Reeser. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Ronald Reeser, yes and Deborah McGowan, yes 5-0 vote. Motion carried.

APPROVAL OF TRANSFERS:

MOTION

Ronald Reeser made a motion to approve the following transfers.

- \$31,856.58 General Checking to Payroll Checking pay date 1/13/22
- \$17,175.56 General Checking to Payroll Checking pay date 1/20/22
- \$17,177.63 General Checking to Payroll Checking pay date 1/27/22
- \$17,696.42 General Checking to Payroll Checking pay date 2/3/22
- \$537.97 Residential Street Light to General Checking

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\$595.20 Residential Fire Hydrant to General Checking

Seconded by Robert Slaw. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried.

APPROVAL OF TREASURER REPORT:

MOTION

Deborah McGowan made a motion to approve the Treasurer's Report for January 2022. Seconded by Ronald Reeser. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried.

PAYMENT OF BILLS AND PAYROLLS:

MOTION

Robert Slaw made a motion to approve the following bills and payrolls:

Bill List #490 in the amount of \$187,085.29

General Check's #23654-#23691

State Check's #1754-#1757

Building and Land Check's #1043-#1044

Fire Company Check #1034

Subdivision Land Development Check #1252-#1256

LVH Check #126

Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried.

REPORTS

MOTION

Ronald Reeser made a motion to accept and place on file the following reports:

Mahoning Township Road Department Reports 1/3/22-2/4/22

Mahoning Township Equipment and Fuel Log January 2022

Mahoning Township Building and Zoning Report for January 2022 (BMIS & LVIS)

Mahoning Township Zoning Hearing Board minutes for January 4, 2022 and January 11, 2022

Mahoning Valley Vol. Fire Co. #1 Fire 2021 Year End Fire Report and Profit and Loss December 2021

Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried.

NEW BUSINESS:

Advertise amendment to ordinance amending sections 4 (vesting) 5 (normal retirement benefit formula) and 8 (retirement date) of chapter 12 of the code and deleting section 6 (early retirement) of chapter 12

MOTION

Myron Blahy made a motion to advertise ordinance amendment non-uniform pension. Seconded by Robert Slaw. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried. made a motion to advertise adoption of amendment to ordinance. Seconded by Robert Slaw.

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Mahoning Township Exoneration List 2021 Per Capita Tax

MOTION

Robert Slaw made a motion to accept and place on file Mahoning Township Exoneration List 2021 Per Capita Tax. Seconded by Ronald Reeser. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried.

Advertise to sell on municbid 2009 Ford Explorer

MOTION

Myron Blahy made a motion to advertise to sell on Municibid the 2009 Ford Explorer. Seconded by Brian Reeser. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried.

Motion to ratify approval of advertisement meeting of January 18, 2022

MOTION

Deborah McGowan made a motion to ratify the approval of the advertisement of meeting of January 18, 2022. Seconded by Ronald Reeser. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried.

ADOPTION OF RESOLUTION #2022-1 THE FEE SCHEDULE PERTAINING TO THE BUILDING PERMITS:

MOTION

Ronald Reeser made a motion to adopt Resolution #2022-1 the fee schedule pertaining to the building permits. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried.

Request for Heart & Lung – Amie Barclay

Discussed in executive session.

Request for Heart & Lung - James Danner

Discussed in executive session.

MOTION

Ronald Reeser made a motion to approve EIT Volunteer Credit Certificates for 2021. Seconded by Brian Reeser Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried.

FIRE COMPANY

Kevin Connors	2210 Mahoning Drive West
Andrew Yenser	2239 Mahoning Drive West
Rickey Frey	2285 Mahoning Drive West
John A. Michalik	2986 Mahoning Drive West
Mark Ebbert	1037 Mahoning Drive East
Charles Pollock	2472 Mahoning Drive West
Clifford Klotz II	18 Chestnut Lane
Rob Frey	672 Mill Road
Neal Ebbert II	39 Brook Drive

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Darrin Arndt	16 Mahoning Drive East
Alden Everett	3 Laurel Road
Jeffrey Miller	2264 Mahoning Drive West
Robert Brooks	122 Keiser Lane
William Boyd Henry III	1518 Hemlock Drive
Erik Reichard	2547 Mahoning Drive West

MAHONING VALLEY AMBULANCE

Robert W. Miller	983 Mill Road
Brandon Ruch	1386 Twin Crest Drive

Resolution 2022- 15 Authorizing Mahoning Valley Volunteer Fire Company Ancillary Activities
MOTION

Ronald Reeser made a motion to adopt Resolution 2022-15 Authorizing Mahoning Valley Volunteer Fire Company Ancillary Activities. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Ronald Reeser, yes and Deborah McGowan, yes 5-0 vote. Motion carried.

Participation in Drug Task Force and Highway Safety

MOTION

Myron Blahy made a motion to approve participation in the highway safety program. Seconded by Deborah McGowan. Robert Slaw, no; Myron Blahy, yes; Brian Reeser, yes; Ronald Reeser, yes and Deborah McGowan, yes 4-1 vote. Motion carried.

We will revisit participation in drug task force when we are not understaffed.

Ziegler Land Lease

Deborah McGowan had questions regarding prepared lease. Why only 5 months? (make a full year end December 31); 2 million farming liability insurance? (1million) Insurance coverage on farm equipment? Why remove septic system? (keep in case we would need alternate system)

MOTION

Robert Slaw made a motion to approve Ziegler land lease with questions noted. Seconded by Deborah McGowan. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes and Ronald Reeser, yes 5-0 vote. Motion carried.

Generator Maintenance Agreement

MOTION

Robert Slaw made a motion to table. Seconded by Robert Reeser. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes and Ronald Reeser, yes 5-0 vote. Motion carried.

Blocker Subdivision Time Extension

MOTION

Robert Slaw made a motion to grant Blocker time extension to May 27, 2022. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes

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and Ronald Reeser, yes. 5-0 vote. Motion carried.

OLD BUSINESS:

LVH Deed

MOTION

Robert Slaw made a motion to table. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes and Ronald Reeser, yes. 5-0 vote. Motion carried.

LVH PennDOT LOC Release

MOTION

Robert Slaw made a motion to table. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes and Ronald Reeser, yes. 5-0 vote. Motion carried.

Wendy's Professional Fees Escrow and Letter of Credit Release

MOTION

Robert Slaw made a motion to table. Seconded by Ronald Reeser. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes and Ronald Reeser, yes. 5-0 vote. Motion carried.

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). **RECEIVED EXTENSION LETTER TO March 31, 2022**

MOTION

Robert Slaw made a motion to table. Seconded by Deborah McGowan. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes and Ronald Reeser, yes. 5-0 vote. Motion carried.

Sierra Vista Pre-Security Agreement

MOTION

Robert Slaw made a motion to table. Seconded by Deborah McGowan. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes and Ronald Reeser, yes. 5-0 vote. Motion carried.

CORRESPONDENCE:

MOTION

Ronald Reeser made a motion to accept and place on file the correspondence dated February 9, 2022. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes; and Ronald Reeser, yes 5-0 vote. Motion carried.

***LETTERS OF SUPPORT (46) FOR MAHONING DRIVE IN OVERNIGHT OPTION

***COUNTY OF CARBON EMERGENCY SERVICES, MARK NALESNIK, DIRECTOR

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RE: INVITATION FOR ANNUAL ELECTED OFFICIALS' SEMINAR – FEMA G-402 ICS FOR SENIOR OFFICIALS

***CARL FAUST, LETTER OF RESIGNATION AS ZONING OFFICER

***RESIDENT CONCERN FOR BRIGHT LIGHT / ROTATING BEACON ON TOP OF NEW LV HOSPITAL

***CARBON COUNTY PLANNING COMMISSION, IVAN O MEIXELL, PLANNER

RE: SUBDIVISION REVIEW: MINOR SUBDIVISION PLAN – NEFF & AHNER

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

RE: SCHWALM TIMBER HARVEST PROJECT ADEQUACY REVIEW, BREEZEWOOD RD. MAHONING TOWNSHIP

***NANOVIC LAW OFFICES, THOMAS NANOVIC

RE: LEHIGH VALLEY HOSPITAL INC./ACCEPTANCE OF DEED WITH SUGGESTIONS

***SAVE CARBON COUNTY

RE: FIGHTING THE PENN EAST PIPELINE

***UGI

RE: NOTIFICATION OF VIOLATION 119 JAMESTOWN STREET

***THOMAS NANOVIC

RE: PROPOSED SECTION TO BE ADDED TO THE NUISANCE ORDINANCE

COMMITTEE REPORTS:

Police Committee

2016 Ford Explorer is at Fritz Auto. Need to replace all the coils on each side

Road Committee

2004 Pickup repair: Need fuel pump and tank straps. Received a \$656 estimate to fix from Snyder Tire. Deborah McGowan shared to get other estimates.

MOTION

Robert Slaw made a motion to authorize to have repairs to the 2004 Pickup not to exceed \$700.00. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes and Ronald Reeser, yes. 5-0 vote. Motion carried.

Spring Hill Road a few years earlier we were looking to place out to bid; but bids came in high. Are we going to revisit that? Look into seeing the cost or monies available to do so. No monies budgeted for this project.

Salt & Cinder Logs

MOTION

Ronald Reeser made a motion to abolish Salt & Cinder Logs due to the inadequacy. Robert

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Slaw, no; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, no and Ronald Reeser, yes. 3-2 vote. Motion carried.

Gilberts Hill could use guide rail. Advised to share with Pete. No monies budget for guide rail.

Dirt & Gravel Project Phase 3: involves a highwater by-pass or stream cross. Place a bigger culvert. Engineering project. Nevin will get figures. No monies budget for this for engineering.

Part time seasonal workers. Can we do anything with their hourly rate? An increase was not budgeted. Look at the overall hours budgeted for seasonal employees.

OFFICIALS:

Deborah McGowan: Looking for an update Pam Wuest complaint, Is LVIS going to send letter? Send letter with findings. Audie will get out next week to look at. Tax records, the parcel is both on Schuylkill and County.

Robert Slaw broke for executive session regarding personnel at 8:00PM. Returned to business at 8:12PM.

MOTION

Ronald Reeser made a motion to raise the rate of pay for seasonal employees to \$15.00/hr. and \$16.00/hr. CDL. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Ronald Reeser, yes; Brian Reeser, yes and Deborah McGowan, yes 5-0 vote. Motion carried.

MOTION

Ronald Reeser made a motion to arrange to have a medical exam provided by an independent physician for Officer Amie Barclay. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Ronald Reeser, yes; Brian Reeser, yes 4-0 vote. Motion carried

Ronald Reeser made a motion to arrange to have a medical exam provided by an independent physician for Officer James Danner. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Ronald Reeser, yes; Brian Reeser, yes and Deborah McGowan, no 4-1 vote. Motion carried

ADJOURNMENT:

MOTION

Robert Slaw made a motion to adjourn the meeting at 8:21 PM. Seconded by Myron Blahy. Robert Slaw, yes; Myron Blahy, yes; Brian Reeser, yes; Deborah McGowan, yes and Ronald Reeser, yes 5-0 vote. Motion carried.

Respectfully Submitted,

Natalie D. Haggerty,
Secretary-Treasurer