

March 23, 2020 Meeting Minutes- held at the Mahoning Township Building – the meeting was open to the public, via Tele Conference only - due to Social Distancing restrictions.

Members of the Board present: Chairman Bill Lynn, Supervisors, TS Scott, Molly Shultz, John Whelan, **Also present were** – Hayley Zavislak from Press Enterprise and Joe Sylvester from Danville News.

Members attending via Tele Conference: Supervisor Larry Robertson, Solicitor Jon DeWald, Treasurer Ken Houck, Secretary Carolyn Dragano, Zoning Officers Dean VonBlohn & Jim Dragano, Dept. of Streets & Infrastructure Lloyd Craig, Police Chief Fred Dyroff, Fire Chief Leslie Young

We only have the names of the public participants that spoke; all other participants have phone numbers. See back page for details.

ALL VOTING WILL BE CONSIDERED UNANIMOUS UNLESS OTHERWISE NOTED.

The meeting started with the group saying the Pledge of Allegiance.

Supervisor Scott spoke briefly about this being the first time doing a meeting via Tele Conferencing in Mahoning Township; because of the Corona Virus and threat. The (4) supervisors that attended practiced social distancing.

Treasurer Ken Houck:

Ken gave the financial report at the last meeting but wanted to discuss the ARLE Grant that we won a few weeks ago. The document must be signed and sent back with a resolution. Solicitor Jon DeWald said he already reviewed the document and said it's just standard agreement. Jon said the only thing still needed before we can take action is an official resolution, which he will work on and have ready for the next meeting on April 13th. **Supervisor Scott motioned to authorize Solicitor Jon to do the advertising and present the Resolution for the ARLE Grant to us so we can act on it at the next meeting on April 13th. Supervisor Whelan seconded. Motion passed.**

Solicitor Jon DeWald:

Solicitor Jon said no report tonight.

Zoning Officer Dean VonBlohn discussed:

Dean said on Friday, March 20th, 2020, he received notification from our 3rd party inspection group (Building Inspection Underwriters) that they will be closed for at least the next two weeks. Their local inspector, Matt Witmer is currently laid off. Everything is on hold for new building permits that are in process but have not been issued. Supervisor Scott asked our Solicitor if Force Majeure might apply in this case, particularly concerning permit deadlines. Solicitor Jon responded that Force Majeure would apply.

Police Chief Fred Dyroff gave his report, which will be posted on the website tomorrow.

Chief Dyroff said they are taking a limited role as to going out into the public. Most incidents will be handled via phone. For emergencies, please call 911. For Non-Emergencies, please call 570-275-5611 or after hours, please call the ECEN dispatch center at 570-784-6300. Fingerprinting services for Non-Criminal Justice Agencies has been suspended at this time. We are trying to limit the number of people in the building. Services will resume, once the crisis passes.

Chief Dyroff also said they will enforce the Governor's order for closure of Non-Life Sustaining businesses and said that any business operating that is non-life sustaining, will get a warning and then a citation, if the problem persists.

Engineer Drew Barton:

Drew said they received only (1) bid for the Soil Nailing Project, for \$795,625.00. Part of the requirement was to give a short presentation to the board of their experience, after the bids were opened, which the bidder didn't do. Drew suggested that the bid did not meet the requirements as advertised because the bidder wasn't present to give the required presentation.

Drew recommended the board reject the bid received. He also felt that we would get more bids if we made the completion date more flexible. Some of the potential bidders did not submit bids because of the COVID-19 turmoil. **Supervisor Whelan motioned we reject the (1) bid received because they did not adhere to the requirements of the bidding process, namely not doing the presentation at the bid opening. We also site Force Majeure under the current circumstances, which gives us the right to reject all bids. Supervisor Scott seconded. Motion passed.**

Supervisor Scott motioned to open for new bids for the Soil Nailing Project and that the new bids follow the previous bid requirements. All bids must be received by 5:00 pm, April 13th, 2020. Part of the bid requirement as followed by the previous bid requirements, must include at 5:30pm, in a public forum, a 10-minute presentation, by the bidder, with a question and answer session by the board and as part of their bid submission. The bidder must provide to us when they think they can begin and complete the job. Supervisor Whelan seconded. Motion passed. Drew will take care of bidding it out.

Supervisor Scott, Engineer Drew and Engineer Josh Krebs from Kleinfelder discussed the proposal from Kleinfelder. Scott said it's divided into 2 tasks; slope improvement design, which is a lump sum fee of \$13,500 and construction observation and material testing, invoiced on time and materials. Scott gave a breakdown of these charges. Engineer Drew has no concerns of the lump sum or the fee schedule. This encompasses the work they have done as well as the work they will be doing for us, for the Soil Nailing and the rebuild portion of the project. **Scott motioned to accept the proposal as presented by Kleinfelder Inc, dated February 7th, 2020. Supervisor Whelan seconded. Motion passed.**

Drew discussed the permits for the bunker. Drew said they needed to resubmit and address with comments. This was done and resubmitted on February 28th, 2020 and is under review. Drew isn't sure when they will get anything back because no one is there to even look at it. He will advise when they come back to work and will try to push them along.

Department of Streets and Infrastructure "DSI" Lloyd Craig - gave his report and discussed:

Lloyd said the board needs to award the stone and paving material bids. Lloyd would like to award HRI as the first bid awarded for paving materials at a total of \$39,800 and New Enterprise as the 2nd supplier at a total of \$33,600. 2nd supplier will be used, if the first defaults. Lloyd said that although HRI's bid is higher than New Enterprise, when you figure in travel time, equipment & employee time, they would only save \$8.00 a truck load. The time alone to travel to New Enterprise isn't worth the savings, so he recommends going with HRI. **Supervisor Whelan motioned to accept HRI at \$39,800 for the paving contract, with New Enterprise as 2nd supplier, as back up. Supervisor Shultz seconded. Motion passed.**

Lloyd said he would like to award the stone bid to Hanson Aggregates as the first bid awarded and New Enterprise as the 2nd, as backup supplier, if the first defaults. Lloyd said that even though Hanson costs are about \$1,000 higher for FOB Plant, they are closer in distance and their delivery price is almost \$5,000 lower than New Enterprise. Lloyd said that most of the stone will be delivered.

Supervisor Whelan motioned to award the stone bid to Hanson, with New Enterprise being the backup supplier. Supervisor Shultz seconded. Motion passed.

Lloyd said he needs approval to bid the 2020 Oil and Chip work and the Paving work of Oak Street, from Lombard to the end of the street for this summer. This includes the grinding. He is waiting on Barry Garvlick's proposal to come back and then he can send out for bids. **Supervisor Scott motioned to approve DSI to get bids for Oil and Chip work and Paving of Oak Street, from Lombard East to the end of the street. Supervisor Whelan seconded. Motion passed.**

Lloyd said Street Sweeping is postponed due to contractors being shut down. This will be put on the website tomorrow. Lloyd will reschedule as soon as they are up and running.

Lloyd said he has the Weight Limit Signs from Engineer Drew's group, to post on Bald Top. Since the Ordinance was already adopted, should we place the signs? **Supervisor Scott motioned to authorize Lloyd to post the Weight Limit Signs in accordance with our Ordinance. Supervisor Shultz seconded. Motion passed.**

Fire Chief Leslie Young - gave report and discussed:

Chief Leslie said she and Rick Spotts developed an Incident Policy to keep themselves and others safe. It is used when feasible for safe precautions like a carbon monoxide incident. Chief Leslie and Rick shared their policy with other departments in Montour and Columbia Counties and said some of them are going to use this new policy.

Chief Leslie said they have surgical masks but do not have the more protective masks (N95).

Chairman Lynn said they had three Executive Sessions this month. One on March 17th concerning bid openings; one on the 18th concerning the Corona Virus situation and one today, March 23rd concerning Teleconferencing.

Chairman Lynn asked for public comment related to unfinished business:

Resident Carl Appleman, 1154 Bloom Road; expressed concerns about mud and dirt conditions on Bloom Road, at the T&S Realty Development site.

Resident Dave Betz, Overlook Drive; expressed concerns about completion of the Bald Top Project, since we are going out for re-bid. Engineer Drew explained that they were in the process of laying people off because for Governor's mandate and did not have time to complete the bids. Drew said we also have a very tight schedule. Drew is going to suggest the bidders have parameters in their timelines of when they are going to have things done, including completion date of the job.

Supervisor Scott said we'd really like to recommend completion of the job by August 1st, but we will wait to see what dates the bids come back as. Scott would like Drew to recommend a no later date of August 1st but not a hard and fast date. He said given the current situation, it's not known when PENNDOT will issue a Highway Occupancy Permit. This may affect the construction dates.

Resident Dave Betz asked about making Bald Top a one-way road, since completion of the road will be later than first planned. The supervisors explained for safety reasons, the road cannot be made one way and that it would hinder repair.

Resident Dave Martin said he disagrees with Dave Betz and said the road should stay closed, until everything is complete.

Supervisor Scott motioned to Ratify the Resolution to extend the Disaster Emergency Declaration. Supervisor Robertson seconded. Motion passed.

Chairman Lynn said the Zoning Hearing Board meeting that was to take place on Tuesday, March 24th is postponed for four weeks. The target rescheduled date per Zoning Officer Dean VonBlohn is around April 23rd or 24th, 2020 and if necessary, they will do the meeting by Teleconference.

Supervisor Whelan motioned to approve February's Meeting Minutes and also the March 9th Meeting Minutes. Supervisor Shultz seconded. Motion passed.

Chairman Lynn said Dumpster day is postponed and depending on how things shake out, it could be canceled.

Chairman Lynn asked for public comment not related to new business. No comment.

Supervisor Shultz motioned to pay the bills and adjourn the meeting. Supervisor Whelan seconded. Motion passed.

This meeting was recorded. These minutes reflect the events and dialog during the meeting but are not transcribed verbatim.

All Reports are available at the Township Building

Carolyn Dragano
Secretary