

June 11, 2018

Members of the Board present:

Chairman Bill Lynn, Vice Chairman T S Scott, Supervisors, John Whelan, Secretary Joe Oberdorf, Zoning Officer Dean VonBlohn, Fire Chief Leslie Young, Engineer Drew Barton, and Leslie Young, East End Fire Company Chief.

Present for the public were Henry Eyer, Bill & Rose Pursel & Nancy Whelan, Joseph Diehl, and Linda Rea, Robert Blee, Kim Murren of the First Keystone Bank, Joe Sylvester of the Danville News and Dave Klingerman Jr. of Danko Holdings.

ALL VOTING WILL BE CONSIDERED UNANIMOUS UNLESS OTHERWISE NOTED.

Zoning Officer Dean VonBlohn gave report for June 11, 2018. The reports shows the following:

1. A request to amend the Zoning Ordinance was submitted by Danko Holdings, LP it was sent to the Planning Commission where they took the following action. The Planning Commission recommended that the Supervisor reject the request for the lack of information. Danko has sent a letter requesting a sixty 60-day extension for further action so they can review., evaluate and potentially amend the Application that letter on my agenda for action tonight. Dean noted that if approved it will go to the Planning Commission in July. Whelan moved to grant the 60 day extension to further put together their application. Second was Lynn.
2. The property located at 23 N. Huntington., has a pile of garbage and trash laying in the driveway for the past 3 weeks. This property is in the final stages of foreclosure., I would like to contact Ron Miller disposal to have it picked up. The owner has been contacted (again) and agreed to clean it up by Wed. 6/13, if it has not been taken care I will need authorization to contact Mr. Miller. Scott moved to empower have the Zoning Officer, if the trash is not cleaned up by the 13th of June of this year to contact Ron Miller to haul the trash away and to bill the owner and/or the mortgage company as appropriate. Whelan seconded.

Property maintenance has continued to be an issue with several of the property owners.

3. The surety bond for PSC on Wesner lane was sent to our Solicitor for review, his recommendation was to make a revision to some of the wording, I forwarded his recommendation to the Attorney for the bonding company., they acknowledge and agreed on the change. Dean also reported that they should have this done by the last meeting of the month to take action on this.
4. I would like the news media to remind all property owners in Mahoning that driveway permits are required whenever driveways are being rebuilt or resurfaced. The cost of the permit is \$25.00., and is required prior to starting the work., this *is* the responsibility of the property owner., *if the* work is started prior to obtaining a permit., there is a penalty of 50% of the cost of the permit (\$12.50) or \$100.00 whichever is greater. Note; \$12.50 obviously *is* not getting the attention of anyone., I would recommend a higher penalty. Dean reported the way this tie-in and sealing should be done. He also reported of sending the individual a letter with language that no permit will be issued until he resolves the past problems and none payment of permits. A discussion was then held on the procedure and amount of the penalty. Scott would like the wording to see the penalty to be 50% of the cost of the permit or minimally the cost \$100.00. Scott noted the permit fee of \$25.00 gives the homeowner knowledge the Township will be there to inspect the work and also insures the tie in from the driveway to the highway is done properly and should not be a problem in the future. Scott asked Dean to put together some changes and forward to the supervisors in the future.

Engineer's Report – given by Drew Barton were he reports the following:

Planning Department/Private Development Administration

- Hawkins Chevrolet - Inspection
 - o Inspection has been completed. The following items remain outstanding:
 - Installation of trench drain.
 - Closeout of NPDES Permit (and recording document)
 - Restore Wetland Area
 - Submit As-Builts

- Multifamily Residential Housing, T&S Realty
 - o This project includes the development of 145 dwelling units included in 7 structures. The use requires Conditional Use Approval. Hearing scheduled for 2/26.
 - o If the Conditional Use is approved the Applicant will be required to obtain numerous zoning variances and significant engineering design to secure land development approval.
 - o Property was existing forested and should be modeled that way in the future.

- PSC Danville, 3 Wesner Lane LP
 - o The site is located near the intersection of Wesner and Stearns Lanes and includes 3 vacant structures. The developer is proposing to construct an additional one story 15,869 square foot addition to the medical building and provide an additional 26 parking spaces. Stormwater control will be provided within the existing basin.
 - o Plans have been approved.
 - o LIVIC Civil will provide various site inspections during construction.

- Barn Improvements, Frosty Valley Country Club
 - o The site has been approved and all approvals are in place.
 - o LIVIC Civil will provide various site inspections during construction.

- Frosty Valley Country Club
 - o Zoning Amendment Requested
 - Request to permit multifamily/dwelling structures i.e. apartment buildings (8 per structure in the RIOS District with all applicable lot, yard, and open space requirements per Section 250-16.B.
 - Planning Commission recommended denial.

- MCCD - Growing Greener 2016 Grants
 - o Improvements to Trinity Church Basin will be submitted as a Stormwater Management Plan review
 - Will apply to 2019 CBPRP Reductions

Regulatory Permitting

- MS4 Permitting
 - o I have received direction from PA DEP to not proceed until the permit package has been approved.

Capital Projects

- Sanitary Sewer
 - o Reviewed status and legal interpretation with Ryan on June 7th. We have received the Mahoning Township 'Assessment of Tangible Assets' prepared by LDG itemizing the dedications during the dissolution of the Authority in 2017.

Grants

- Bloom Road Non-Vehicular Accommodations.
 - o Proposal attached for 2018 Multimodal Transportation Grant Funding.
 - o Deadline is July 31
 - Blizzards Run Inspection - Field review with Dean.
 - o Potential Growing Greener Grant Application, due July 13th
 - With MCCD
 - Galera/Blizzard Run Trib
 - Glennbrook/N Huntington Ave
 - o Will apply to 2019 CBPRP Reductions
 - UNT AT Laura Drive and upstream watershed study o
- Future 2019 Flood Mitigation Grant

Scott noted the Township is not just standing still when it comes to storm water run-off. What we are doing is looking at areas which are impacted during heavy rains and reviewing those areas through Drew Barton. He also reported the MS4 is continuing. Blee suggested the Township replace the bridge on Railroad Street. Scott suggested that the township contact PA DOT regarding the bridge at the next meeting with PA DOT. Lynn reported that property on the sides possibly have to be taken.

Scott also moved to empower Dean to reach out to the SEO (Sewage Enforcement Officer) to begin surveys in the Bald Top Area and identify the private septic systems that are not in compliance with regulations in the Bald Top Road area and to notify the owner of those systems that they need to be appropriately impacted. He would like to move with all due speed on the project. Whelan seconded.

Lynn also reported that Lloyd (Street Department) would like to keep the rented (mini-digger) backhoe for another two weeks. Scott moved to authorize the Street Department keep the back-hoe for another two weeks for pipe work. Whelan seconded.

Fire Department – Chief Leslie Young gave the May 2018 Monthly Fire Report. Leslie began by meeting with the 911 Com. Center which has to do with the siren. She said the “Tornado Siren” will be tested on Monday, the 18th of June between 4 pm and 5 pm. The Report is retained in the Mahoning Reports Book and can also be viewed on the website. The East End Fire Company for April shows the company had 27 responses for the month, 3 Grass/woods, 4 MVA fires, 5 structure fires, 5 false alarms, 2 Public Service, 1 Water rescue and 7 other calls. 15 calls in Mahoning Township and 12 Mutual Aid Calls (2 Cooper Township, 2 Point Township, 2 Rush Township, 2 in Danville Borough, 2 in Riverside, 1 Limestone Township, and in 1 Montour Township.) 42 man-hours of In house training during May. Supervisor _____ moved to accept the report, seconded by _____

New Business

1. Chairman Lynn noted that currently the Secretary is the Chief Administrative Officer for PMRS (The Pennsylvania Municipal Retirement Systems. Scott made a motion to add Ken Houck, Treasurer as the primary contact and Joe Oberdorf, Secretary secondary Chief Administrators of the PMRS. Supervisor Whelan seconded.
2. Chairman Lynn reported that PA DOT will be micro-surfacing Bloom Road (SR 2008) in Mahoning and Cooper Townships beginning on the 19th of June and motorists should expect delays.

Joe Diehl had a question on the contracts and the secretaries. Scott then reviewed all the township has two union groups AFSME for the Street Department and Police Secretary. The Police Department has their own bargaining unit (Not included is the Chief of Police) and they have their own secretary. Scott also reported that contract talks are underway this year. And the Township Personnel Attorney is Melissa Kelso. He also note the part time employees (Treasurer, Secretary, Water and Sewer Secretary and Zoning Officer) are not part of any negotiating group.

Pursel reported a possible problem with site problems when pulling out onto the roadway because of a tree in his neighborhood. Dean also reported the township is still awaiting the Magistrate's decision on a citation issued. Dean noted the Magistrate had this for months and still not acted on this yet. More questions from others were regarding trees, campers and trees hanging low covering the stop signs, thus creating site problems.

Scott reported that in the Danville News on June 7, 2018 on the opinion page a question was asked by Thomas Kane of Danville on Kim Wilt. Scott then read the article and Mr. Kane's comment of this injustice.

Scott then read some section of the Federal Judge's decision and he believes some of Mr. Kane's comments that need to be addressed. He noted that Kane's comments on Women's Rights and he said Scott said this is not regarding Women's Rights but because the Danville News (May 14, 2018) also reported in an article that a Federal Judge has ruled against Mahoning Township Secretary Kim Wilt and in her Federal claim against the township and two of the township supervisors. He then read from the decision which is available to anyone wishing to get a copy. He said a Federal Judge has found that Mrs. Wilt's complaints are not founded and that she has not shown any adverse in the terms and conditions of employment defined as materially adverse changes employment actions which are terms and conditions and the Federal Judge the noted the settlement agreement from the past is a public record and is subject to disclosure and under section 3 conclusion of the Judge's opinion, (24 pages long) which is a public record where you can go to the courthouse and see it, it concluded the Judge writes in his opinion the defendants (the Township) motions to dismissed is granted. The granted the dismissal. The Judge goes on to say, although I have considerable doubt as to Wilt will be able to satisfactory amend and to state a claim, I am mandated that Plaintiff is given 14 day and Mrs. Wilt then file an amended complaint. She has filed an amended complaint.

Supervisor Whelan and Scott motioned to adjourn.

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

Joe Oberdorf and Carolyn Dragano Secretaries