

CLAY TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
February 13, 2017

The Supervisors of Clay Township met on a regularly scheduled meeting date of February 13, 2017, at the Clay Township Municipal Office, 870 Durlach Road, Stevens, Pennsylvania, at a time and place duly established to hold such a meeting, and advertised and posted in accordance with the Second Class Township Code and the Sunshine Law.

Supervisors present were Tim Lausch, Chairman , Keith Martin, Vice-Chairman and Gary Landis, Secretary.

Also present was Bruce Leisey, Township Manager, Robert Lynn of Hanover Engineering, Inc., Township Engineer and Jennifer Mejia of Mejia Law Group, Township Solicitor.

Also attending were those listed on the meeting attendance sheet, which is attached to these Minutes.

Tim Lausch called the Meeting to order at 7:00 p.m.

Meeting Minutes

Gary Landis made a motion, seconded by Keith Martin to approve the January 9, 2017 meeting minutes as printed in the February 13, 2017 Agenda. * The motion was unanimously approved.

Treasurer's Report

Keith Martin made a motion, seconded by Gary Landis to approve the Treasurer's Report for the month of December 2016. * The motion was unanimously approved.

Visitors

1. Troop 73 Boy Scouts

Tim Lausch welcomed the Boy Scouts and their Leaders to the meeting.

2. David Martin, 502 Foggy Bottom Road

Mr. Martin requested a copy of the Agreement from 1999 that allowed the Wildflower Pond Development to be built.

The Board of Supervisors and Township Staff were unsure what "agreement" Mr. Martin was referring to.

It was decided that Mr. Martin will contact Bruce Leisey, Township Manager to discuss his request in more detail.

Engineer's Report

1. Weiler Walls – Time Extension

Weiler Walls submitted a request for a 120-day time extension from the Board of Supervisors to take action on their plan. The Weiler Walls plan is tied to the Countryside Ent plan which is being delayed while more information is collected on the traffic study.

Gary Landis made a motion, seconded by Keith Martin to approve the Developer's request for an extension of time. New plan deadline is June 26, 2017. * The motion was unanimously approved.

** Gary Landis abstained from discussion and the vote on the next Engineering item due to being related to property owner. **

2. James Bollinger – Escrow Release Request

Bob Lynn reviewed the escrow release request with the Board of Supervisors.

Bob Lynn stated that he has concerns with the practice of farming over the infiltration facility and the Stormwater Ordinance does not allow any type of farming over a stormwater facility.

There was discussion on the impact on the infiltration facility with no-till farming, harvesting hay or grass and moldboard chisel plowing. The Township Engineering will contact LCCD to ask for their professional opinion.

Chris Landis stated that he has concerns with erosion of the stone on the Bollinger's driveway and the potential of water flowing past the proposed location of the water quality facility.

Keith Martin made a motion, seconded by Tim Lausch to deny the waiver request for relief from paving the required 100' of driveway and the installation of the water quality facility. * The motion was unanimously approved with Gary Landis abstaining from the vote.

Keith Martin made a motion, seconded by Tim Lausch to release escrow in the amount of \$3,105.36, leaving an ending balance of \$3,696.84 as per the Hanover Engineering letter dated 2/9/17. * The motion was unanimously approved with Gary Landis abstaining from the vote.

3. Approve Payment Requests for Snyder Park Pavilion Project

Bob Lynn reviewed the payment requests as outlined in the Hanover Engineering letters dated 2/8/17.

Keith Martin made a motion, seconded by Gary Landis to approve payment #1 on Contract #1 in the amount of \$21,837.15 to Amric Construction Inc for work completed through 1/24/17. * The motion was unanimously approved.

Keith Martin made a motion, seconded by Gary Landis to approve payment #1 on Contract #3 in the amount of \$10,359.23 to AKC Mechanical Inc for work completed through 2/10/17. * The motion was unanimously approved.

4. Approve and Execute Lincoln Garden School SWM Agreement

After review, Gary Landis made a motion, seconded by Keith Martin to approve and execute the Storm Water Management Agreement with Amos and Sadie Stoltzfus regarding the Lincoln Garden Parochial School. * The motion was unanimously approved.

Old Business

None

New Business

1. Execute Polling Facility Agreement

Keith Martin made a motion, seconded by Gary Landis to approve the Letter of Agreement for Usage of the Township Facility for the Purpose of Voting. * The motion was unanimously approved.

2. Execute Amended Drainage Easement and MOU for EKM Enterprises

After review, Gary Landis made a motion, seconded by Keith Martin to execute the Amended Drainage Easement and MOU for EKM Enterprises. * The motion was unanimously approved.

3. Approve Resolution #021317 for Co-operative Bidding

After review, Keith Martin made a motion, seconded by Gary Landis to approve Resolution #021317 to participate in co-operative bidding process for Ultra-Thin Bonded Wearing Coarse in the amount of 23,349 sq yds, Bituminous Chip Seal in the amount of 108,101 sq yds and Line Painting at approximately 295,000 feet. * The motion was unanimously approved.

4. Approve Mobile Home Park Permits for 2017

Bruce Leisey reviewed the 2017 Mobile Home Park Permits and the Zoning Officer's memo regarding Red Maple MHP with the Board of Supervisors.

Keith Martin made a motion, seconded by Gary Landis to approve execution of 2017 MHP Permits for Blue Bell Mobile Home Village, Country Lane Village, Valley View Ephrata I & II, Victoria Manor Estates, Clay School Acres, Meadow Valley Estates North, and Countryside Enterprise. * The motion was unanimously approved.

Keith Martin made a motion, seconded by Gary Landis issue a Temporary Permit for Red Maple Mobile Home Park and notify park owner of the following items. * The motion was unanimously approved.

- a) The two 20lb propane tanks at Lot 16 and 18 must be replaced by 2/17/17 with regular tanks properly anchored. If not replaced by 2/17/17, tenants will need to be removed from unit until an inspection is done and approved by the Township.
- b) Additional violation items noted on letter dated 2/14/17 must be properly addressed by 4/16/17 or the Temporary Permit will be revoked.

5. Execute Signature Card for General Fund Savings Account

Keith Martin made a motion, seconded by Gary Landis to execute the signature card to open a General Fund Savings account at BB&T Bank. * The motion was unanimously approved.

Executive Session

Gary Landis made a Motion, seconded by Keith Martin for the Board to enter into executive session to discuss personal issues and potential litigation. The motion passed unanimously and the Board entered executive session at 8:40 p.m.

The Board returned and Gary Landis made a motion seconded by Keith Martin to come out of executive session at 9:55 p.m. The motion passed unanimously.

The Board of Supervisors directed Jennifer Mejia to draft a Letter of Understanding with Ephrata Borough Authority for the installation of sanitary sewer lines along 322 between Clay School Road and Clearview Road. * The motion was unanimously approved.

Bills to be Paid

General Fund

Keith Martin made a motion, seconded by Gary Landis, to approve the General Fund bills totaling \$139,158.83 for the month of January. * The motion was approved unanimously.

Rec Fund

Keith Martin made a motion, seconded by Gary Landis, to approve the Recreation Fund bills totaling \$32,964.83 for the month of January. * The motion was approved unanimously.

Sewer Fund

Keith Martin made a motion, seconded by Gary Landis, to approve the Sewer Fund bills totaling \$3,031.73 for the month of January. * The motion was approved unanimously.

Liquid Fuel Fund

Keith Martin made a motion, seconded by Gary Landis to approve Liquid Fuel Fund bills totaling \$18,641.11 for the month of January. * The motion was approved unanimously.

Reports for the Month

1. Chief of Police / Police Department
2. Fire Companies / Ambulance
3. Planning Commission Minutes
4. Engineer's Report
5. Manager's Report
6. Road Master's Report

Adjournment

Keith Martin made a motion, seconded by Gary Landis, to adjourn the meeting at 10:05 P.M. * The motion was approved unanimously.

Clay Township Board of Supervisors

Timothy Lausch, Chairman

Keith Martin, Vice Chairman

Gary Landis, Secretary