

CLAY TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
June 14, 2021

The Supervisors of Clay Township met on a regularly scheduled meeting date of June 14, 2021, 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, Bob Lynn of Hanover Engineering, 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 6:32 p.m.

Meeting Minutes

Keith Martin made a motion, seconded by Gary Landis to approve the April 5, 2021 meeting minutes. * The motion was unanimously approved.

Gary Landis made a motion, seconded by Keith Martin to approve the May 10, 2021 meeting minutes. * 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 May 2021. * The motion was unanimously approved.

Visitors

None

Engineer's Report

1. Dennis Steffy – Request to have LOC released for Mt. Spring Road Subdivision

Bruce Leisey reviewed the Letter of Credit release document with the Board of Supervisors.

Gary Landis made a motion, seconded by Keith Martin to approve release of Dennis Steffy's Letter of Credit in the full amount of \$22,192.00 contingent on receipt of KLM Family Holdings signatures on the document. * The motion was unanimously approved.

2. Hackman Road Paving Project – Review and Award Bids

Bob Lynn reviewed the bids with the Board of Supervisors.

After discussion it was decided to forward bids to Ephrata Township for their review of the cost of the portion relating to work in Ephrata Township.

The Board of Supervisors will discuss and make a decision at the June 22, 2021 meeting.

3. Wanda and Marlin Martin – Escrow Release Request

Bob Lynn reviewed the Hanover Engineering letter dated 6/9/2021 with the Board of Supervisors.

Keith Martin made a motion, seconded by Gary Landis to grant relief of the requirement to have As-Built plans signed and sealed by a registered Surveyor. The Board of Supervisors granted relief since the plan is a minor stormwater plan with no NPDES Permit needed.

Keith Martin made a motion, seconded by Gary Landis to release the Martin's cash escrow in the full amount of \$38,768.57. * The motion was unanimously approved.

Old Business

1. Annex Renovation Update

Bruce Leisey informed the Board of Supervisors that the trusses will be arriving on June 16th and that the project appears to be on schedule.

New Business

1. Annex Renovation Project – Request for Payments

Bob Lynn reviewed the request for payments with the Board of Supervisors.

Keith Martin made a motion, seconded by Gary Landis to approve payment in the amount of \$83,506.17 to Wagman Construction for Contract #1, Payment Application #2. * The motion was unanimously approved.

Keith Martin made a motion, seconded by Gary Landis to approve payment in the amount of \$13,136.51 to Ames Construction for Contract #2, Payment Application #1. * The motion was unanimously approved.

Keith Martin made a motion, seconded by Gary Landis to approve payment in the amount of \$5,555.25 to Ames Construction for Contract #4, Payment Application #4. * The motion was unanimously approved.

Keith Martin made a motion, seconded by Gary Landis to approve payment in the amount of \$32,133.68 to KH Electric for Contract #3, Payment Application #1. * The motion was unanimously approved.

2. 7 Perseverance Lane – Request to install solid 5' fence

Bruce Leisey reviewed a request from Erik Wolf to install a solid 5' fence in his rear and side yard (which has frontage on Gentleness Drive).

Keith Martin made a motion, seconded by Gary Landis to approve relief from Chapter 10, Section 104a of the Clay Township Code of Ordinances to install a solid fence in the rear yard and a solid fence over 48" in the front yard as indicated in the drawing provided with the building permit application. * The motion was unanimously approved.

3. 307 Sweet William Way – Request to install fence in a stormwater easement

Judy Echternach, owner, reviewed the request with the Board of Supervisors. She is requesting to install a split rail fence that will be placed at least 3' to the side of an underground stormwater pipe. The recorded stormwater plan for Wildflower Pond development indicates that the property owner is responsible for maintenance and repairs to the stormwater pipe. Since the property owner is responsible for the stormwater pipe, she feels permission should be given to install the fence in the stormwater easement.

Gary Landis made a motion, seconded by Keith Martin to approve the request to install a fence in stormwater easement parallel to the underground stormwater pipe with the understanding that the

owner of the property will continue to be responsible for maintenance and repairs of the stormwater pipe. * The motion was unanimously approved.

4. 222 Blackberry Drive – Request to install 6’ solid fence

Michael Pritt, property owner, and the Board of Supervisors discussed the review process of the Board of Supervisors for fence requests and also Mr. Pritt’s concerns with the fence regulations as defined in Chapter 10 of the Clay Township Code of Ordinances.

There was discussion on the current Township regulations on type, height and location of fences allowed and issues related to access of properties that are enclosed by fences by emergency responders and maintenance of the installed fences over time.

The Board of Supervisors asked Bruce Leisey to ask the Planning Commission to review the current fence regulations at its next meeting.

5. Attendance at LCATS Meeting 7/29/21

After review and discussion, Keith Martin made a motion, seconded by Gary Landis to approve attendance to the LCATS meeting at a cost of \$21.00 per person for Tim Lausch, Keith Martin, Gary Landis and Bruce Leisey. * The motion was approved unanimously.

Executive Session

Gary Landis made a motion, seconded by Keith Martin to enter into Executive Session at 8:15 PM to discuss personnel issues and potential litigation. * The motion was approved unanimously.

Gary Landis made a motion, seconded by Keith Martin to exit Executive Session at 9:36 PM. * The motion was approved unanimously.

There was discussion on the proposed Ephrata Borough Authority and Clay Township Sewer Service Agreement.

There was discussion on updating personnel issues.

Gary Landis made a motion, seconded by Keith Martin to approve and execute the Tolling Agreement extension till 8/10/21. * The motion was unanimously approved.

Gary Landis made a motion, seconded by Keith Martin to employ Hunter Johns, Ephrata PA as a Seasonal Public Works employee. Start date 6/17/21 until approximately 8/31/21 at a rate of \$14.00 per hour. * 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 \$144,689.96 for the month of May. * The motion was approved unanimously.

Rec Fund

Keith Martin made a motion, seconded by Gary Landis, to approve the Recreation Fund bills totaling \$809.74 for the month of May. * The motion was approved unanimously.

Sewer Fund

Keith Martin made a motion, seconded by Gary Landis, to approve the Sewer Fund bills totaling \$4,808.00 for the month of May. * The motion was approved unanimously.

Reports for the Month

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

Adjournment

Keith Martin made a motion, seconded by Gary Landis, to adjourn the meeting at 11:35 P.M. * The motion was approved unanimously.

Clay Township Board of Supervisors

Timothy Lausch, Chairman

Keith Martin, Vice Chairman

Gary Landis, Secretary