

CLAY TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
May 13, 2019

The Supervisors of Clay Township met on a regularly scheduled meeting date of May 13, 2019, 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 and Keith Martin, Vice-Chairman. Gary Landis, Secretary was absent.

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 6:30 p.m.

Meeting Minutes

Keith Martin made a motion, seconded by Tim Lausch to approve the March 26, 2019 Audit meeting minutes. * The motion was unanimously approved.

The April 8, 2019 meeting minutes were table because there was no quorum to approve.

Treasurer's Report

Keith Martin made a motion, seconded by Tim Lausch to approve the Treasurer's Report for the month of April 2019. * The motion was unanimously approved.

Engineer's Report

1. HomeTowne Square Phase 4, Approve MOU, Escrow, Agreement Regarding Private Streets, Storm Water Management Agreement, Land Development Agreement and Declaration of Clear Sight Triangle

Jennifer Mejia updated the Board of Supervisors on the status of the Security Bond. The bond language that Landmark submitted to the Township was not sufficient to protect the Township. Jennifer informed Landmark's attorney and they will resubmit for the Township to review.

Keith Martin made a motion, seconded by Tim Lausch to approve the MOU, Agreement regarding private streets, Stormwater Management Agreement, Land Development Agreement, Declaration of Clear Site Triangle and Security Bond contingent on acceptance of the language by Jennifer Mejia and Bruce Leisey. * The motion was unanimously approved.

2. Mike Martin – Escrow Release Request

This request was tabled until the next meeting due to issues with one of the stormwater basins not dewatering in sufficient time.

3. Barry Wissler – Stormwater Basin Discussion

This item was tabled to a future meeting to allow time for Staff to meet with Barry Wissler to discuss potential solutions to the current issues.

4. Lincoln West Storage – Approve MOU

Keith Martin made a motion, seconded by Tim Lausch to approve the Lincoln West Storage MOU. Township Staff is waiting for Letter of Credit prior to releasing plans for recording. * The motion was unanimously approved.

Old Business

1. Sewer Lateral and Manhole Investigation

Bob Lynn informed the Board of Supervisors that he is working on bids for cleaning and joint repairs and lining manholes. He is hoping to have the Board of Supervisors approve bids at their June meeting.

2. Review RFP for Growing Greener Grant

After discussion, the Board of Supervisors authorized Township Staff to send out RFP's.

New Business

1. Approve and Execute Road Bid Contracts

After review, Keith Martin made a motion, seconded by Tim Lausch to award the following road bids, ultra-thin wearing course to Asphalt Maintenance Systems at a cost of \$6.34 sq yd for total of \$134,192.44 paid from the Liquid Fuel account; chip seal to Martin Paving at a cost of \$1.185 sq yd for a total of \$174,264.91 paid from the Liquid Fuel account and line painting to A-1 Traffic Control at a cost of .045 lf single line and .092 lf double line for a total of \$24,443.00 paid from the General Fund account. There was discussion on not awarding or preparing a change order on the ultra-thin bid. After discussion, the Board of Supervisors decided to award the ultra-thin bid based on the fact of the lateness of the potential decision to change. * The motion was unanimously approved.

2. Approve Advertising of Ordinance for Handicap Parking Space

This item was tabled until the June 10, 2019 meeting to include additional street signs and speed limit signs requirements in the Ordinance update.

3. Review PA DEP Correspondence regarding HWWTP

Township staff reviewed the correspondence from DEP with the Board of Supervisors. Due to excessive amount of rain in 2018, the treatment plant was hydrologically overloaded.

The Board of Supervisors authorized Bob Lynn and Bruce Leisey to submit a plan by July 19, 2019 to PA DEP with actions to reduce the overload.

4. Approve and Execute LCCD MOU

After review, Keith Martin made a motion, seconded by Tim Laush to approve and execute the MOU between Lancaster Country Conservation District and Clay Township. * The motion was unanimously approved.

5. Request to Contribute to ELANCO Water Protection Group Agricultural Forum

After review, Keith Martin made a motion, seconded by Tim Lausch to approve a contribution of \$500 to support the Agricultural Forum on December 9, 2019. The Contribution towards the meeting will satisfy MCM 1 and MCM 2 requirements of the Township's MS4 Stormwater Permit.

6. 75 East Church Road – Relief from Sewer Isolation Distance

Bruce Leisey reviewed the request from Amos Smucker, owner of 75 East Church Road. Mr. Smucker is requesting relief from the 100' isolation distance between the well and the proposed new septic system to be put on the property. The property is currently vacant and has a failing septic system and the proposed location for a replacement system would be within 45' from the current well location.

After discussion, the Board of Supervisors decided to table a decision on the request until the next meeting. The Board of Supervisors requested Bruce Leisey to look into the request further.

7. Approve Mobile Home Permits

After review, Keith Martin made a motion, seconded by Tim Lausch to approve the 2019 Mobile Home Park Permits for Victoria Manor Estates, Valley View Ephrata, Country Lane Village, Meadow Valley Estates North, Clay School Acres, Blue Bell Mobile Home Park, Countryside Enterprise, and Red Maple Mobile Home Park. * The motion was unanimously approved.

Executive Session

Keith Martin made a motion, seconded by Tim Lausch to enter into Executive Session at 9:02 pm to discuss potential litigation and personnel issues. * The motion was unanimously approved.

Keith Martin made a motion, seconded by Tim Lausch to exit Executive Session at 9:22 pm. * The motion was unanimously approved.

Keith Martin made a motion, seconded by Tim Lausch to engage Hawke, McKeon & Sniscak LLP as counsel on sewer issues. * The motion was unanimously approved.

Bills to be Paid

General Fund

Keith Martin made a motion, seconded by Tim Lausch, to approve the General Fund bills totaling \$47,237.55 for the month of April. * The motion was approved unanimously.

Rec Fund

Keith Martin made a motion, seconded by Tim Lausch, to approve the Recreation Fund bills totaling \$3,982.89 for the month of April. * The motion was approved unanimously.

Sewer Fund

Keith Martin made a motion, seconded by Tim Lausch, to approve the Sewer Fund bills totaling \$4,832.64 for the month of April. * 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 Tim Lausch, to adjourn the meeting at 9:55 P.M. * The motion was approved unanimously.

Clay Township Board of Supervisors

Timothy Lausch, Chairman

Keith Martin, Vice Chairman

_____ ABSENT _____
Gary Landis, Secretary