

CLAY TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
February 14, 2011

The Supervisors of Clay Township met on a regularly scheduled meeting date of February 14, 2011, 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 Timothy Lausch, Chairman, Justin Harnish, Vice-Chairman and Keith Martin, Secretary.

Clay Township employee present was Bruce Leisey. Also present were Bob Lynn of Hanover Engineering, Inc., Township Engineer and Jennifer Mejia of Shirk and Mejia, Township Solicitor.

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

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

Meeting Minutes

Keith Martin made a motion, seconded by Justin Harnish, to approve the October 25, 2010 meeting minutes as printed in the February 14, 2011 agenda. * The motion was approved unanimously.

Justin Harnish made a motion, seconded by Keith Martin, to approve the November 19, 2010 meeting minutes as printed in the February 14, 2011 agenda. * The motion was approved unanimously.

Keith Martin made a motion, seconded by Justin Harnish, to approve the January 3, 2011 meeting minutes with the correction of Marvin Stoner's salary amount listed on page 6 to reflect the amounts listed on page 3. * The motion was approved unanimously.

Treasurer's Report

Justin Harnish made a motion, seconded by Keith Martin, to approve the Treasurer's Report for the month of January, 2011. *The motion was approved unanimously.

Visitors

1. Lou Katz, 30 Meadow Drive, Clearview Gardens

Mr. Katz inquired on the status of the trees at Clearview Gardens.

The Township Manager informed Mr. Katz that the Clearview Gardens Home Owners Association is working on a modification request to the Landscape Plan for the Board of Supervisors to review.

No decisions were made at this time.

Engineer's Report

1. Wildflower Pond - Update

Jennifer Mejia stated that the Developer is in agreement with the terms of the most recent revisions to an Agreement that the Township decided upon late last year.

Justin Harnish made a motion, seconded by Keith Martin to authorize Bob Lynn to update Exhibit A of Agreement and send to Developer for approval. The general terms of the Agreement and the Township costs and responsibility stay the same as the original agreement. * The motion was unanimously approved.

2. Update on Clay School Road and Snyder Lane Intersection Traffic Study

Bob Lynn reviewed the traffic study with the Board of Supervisors. The study indicated that the intersection meets warrants for a multi-way stop since there are sight obstructions and the nature of the sight obstructions and road alignment would be cost prohibiting to correct. The multi-way stop appears to be warranted based on accident data, road alignment and impact of visual obstructions.

Keith Martin made a motion, seconded by Justin Harnish to authorize the Township Solicitor to draft an Ordinance for a Multi-way stop at the intersection of Clay School Road and Snyder Lane. * The motion was unanimously approved.

3. 1971 West Main Street – As Built Plans

Bob Lynn reviewed the As Built Plans with the Board of Supervisors. Bob stated that some trees still need to be planted before the balance of the escrow can be released.

Justin Harnish made a motion, seconded by Keith Martin to approve the As Built Plans for 1971 West Main Street. * The motion was unanimously approved.

New Business

1. Approve and Execute Chapter 94 Sewage Management Report

Justin Harnish made a motion, seconded by Keith Martin to approve and execute the Chapter 94 report with noted changes on page 2-8 indicating that there appears to be an infiltration problem and inclusion of the Hanover Engineering correspondence dated January 25, 2011 to DEP. * The motion was unanimously approved.

2. Approve Purchase of Accounting Software Update

Justin Harnish made a motion, seconded by Keith Martin to approve the purchase of updated accounting software from Freedom System Corporation in the amount of \$585 and in the amount of \$698 for updated Microsoft Office software from Custom Computer. * The motion was unanimously approved.

3. Approve Lancaster Farmland Trust Bike Ride on 6/11/11

Keith Martin made a motion, seconded by Justin Harnish to allow use of Clay Township roads for the Lancaster Farmland Trust Pedal to Preserve bike ride on Saturday, June 11, 2011. * The motion was unanimously approved.

4. Approve change of date for Rec Alliance Bike Ride to 6/26/11

Keith Martin made a motion, seconded by Justin Harnish to allow use of Clay Township roads for the Rec Alliance bike ride on Sunday, June 26, 2011 a change from the original approval date of Sunday, June 12, 2011. * The motion was unanimously approved.

5. Adopt Resolution regarding Police Regionalization

Justin Harnish made a motion, seconded by Keith Martin to adopt Resolution # R021411 which adopts the Police Regionalization Study prepared by Carl Segatti and elects to participate in the Northern Lancaster County Regional Police Department Exploratory Committee. * The motion was unanimously approved.

6. Review Bruckhart Ag Security area addition request

Richard and Ruth Bruckhart submitted a written request to add land from property located along Water Street to the Ag Security.

Justin Harnish made a motion, seconded by Keith Martin to acknowledge receipt of the Ag Security Area Petition by E Richard Bruckhart for tax parcel #070-65758-0-0000 located along Water Street. * The motion was unanimously approved.

No further action was taken by the Board of Supervisors.

7. Sauder request for extension of time to hook up to sewer

After discussion regarding Mr. Sauder being out of the Country for three years on a mission trip, Justin Harnish made a motion, seconded by Keith Martin to approve relief from Chapter 18 Section 119H to allow the reserved allocation time frame of 2 years to be extended to 3 years with an expiration date of February 2014. * The motion was unanimously approved.

8. Accept 2009 PA Liquid Fuels Tax Fund Examination Report

After review, Keith Martin made a motion, seconded by Justin Harnish to accept the 2009 PA Liquid Fuels Tax Fund Examination report from the Commonwealth of PA. * The motion was unanimously approved.

9. Police Station security door

Keith Martin made a motion, seconded by Justin Harnish to approve of expenditures up to \$2,600 to install an additional security door in the Police Station as per design by Mark Schillaci. * The motion was unanimously approved.

10. Past Due Sewer Accounts

Justin Harnish made a motion, seconded by Keith Martin to request the Township Manager to collect past due sewer fees through a civil complaint filed with District Judge Willwerth. * The motion was unanimously approved.

11. Repairs at wet well as sewer plant

Justin Harnish made a motion, seconded by Keith Martin to approve Dutchland to complete repairs to wet well rails. Approved under emergency repairs in the amount of approximately \$3,765.00. * The motion was unanimously approved.

12. Vehicle Radio's

Earl Stauffer, Road Master, informed the Board of Supervisors that five of the vehicle radios will need to be replaced before January 2013 to upgrade to narrow band frequency which is required by the FCC. The cost of each new radio is approximately \$600 for a total of \$4,000 which includes reprogramming existing radios that do not need to be replaced.

No decisions were made at this time.

Executive Session

Justin Harnish made a motion, seconded by Keith Martin to enter into executive session at 8:30 PM to discuss potential litigation and personnel issues. * The motion was unanimously approved.

Justin Harnish made a motion, seconded by Keith Martin to exit executive session at 8:50 PM. * The motion was unanimously approved.

New Business – Cont

13. Two Cousins Escrow Account

The Board of Supervisors authorized the Township Manager to inform Mr. Conigliaro of their intent to use legal means to collect amount Developer owes Township for inspection fees.

14. Payment of excess Police Pension contributions

The Board of Supervisors authorized the Township Manager to reimburse William Leighty and Jewel Ebelhar funds withheld from their paychecks incorrectly in 2010.

Bills to be Paid

General Fund

Keith Martin made a motion, seconded by Justin Harnish, to approve the General Fund bills totaling \$74,615.06 for the month of January. *The motion was approved unanimously.

Rec Fund

Keith Martin made a motion, seconded by Justin Harnish, to approve the Recreation Fund bills totaling \$153.14 for the month of January. *The motion was approved unanimously.

Sewer Fund

Keith Martin made a motion, seconded by Justin Harnish, to approve the Sewer Fund bills totaling \$9,291.66 for the month of January. *The motion was approved unanimously.

Liquid Fuels Fund

Keith Martin made a motion, seconded by Justin Harnish, to approve the Liquid Fuels Fund bills totaling \$3,207.07 for the month of January. * The motion was approved unanimously.

Reports for the Month

- 1. Chief of Police / Police Department
- 2. Fire Companies
- 3. DMR
- 4. Ambulance
- 5. Solicitor’s Report
- 6. Engineer’s Report
- 7. Planning Commission Minutes

Adjournment

Justin Harnish made a motion, seconded by Keith Martin, to adjourn the meeting at 9:15 P.M. *The motion was approved unanimously.

Clay Township Board of Supervisors

Timothy Lausch, Chairman

Justin Harnish, Vice-Chairman

Keith Martin, Secretary