

CLAY TOWNSHIP BOARD OF SUPERVISORS  
REGULAR MEETING MINUTES  
October 14, 2013

The Supervisors of Clay Township met on a regularly scheduled meeting date of October 14, 2013, 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, Keith Martin, Secretary and Justin Harnish, Vice-Chairman.

Clay Township employee present was Bruce Leisey, Township Manager. Also present was 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**

Justin Harnish made a motion, seconded by Keith Martin, to approve the May 6, 2013 meeting minutes as printed in the October 14, 2013 agenda. \* The motion was approved unanimously.

Justin Harnish made a motion, seconded by Keith Martin to approve the May 23, 2013 meeting minutes as printed in the October 14, 2013 agenda. \* The motion was approved unanimously.

Justin Harnish made a motion, seconded by Keith Martin to approve the July 22, 2013 meeting minutes as printed in the October 14, 2013 agenda. \* The motion was approved unanimously with Tim Lausch abstaining from the vote.

Keith Martin made a motion, seconded by Tim Lausch to approve the September 9, 2013 meeting minutes as printed in the October 14, 2103 agenda. \* The motion was approved unanimously with Justin Harnish abstaining from the vote.

Keith Martin made a motion, seconded by Justin Harnish to approve the September 26, 2013 meeting minutes as printed in the October 14, 2013 agenda. \* 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 September, 2013. \*The motion was approved unanimously.

## **Visitors**

### 1. Officer Pete Sheppard, School Resource Officer

Officer Sheppard reviewed the duties of a School Resource Officer, listing of job activities, points of interest and program thoughts with the Board of Supervisors.

### 2. Ephrata Public Library

Penny Talbert gave an overview of the past year accomplishments of the library. The library is requesting the same funding for 2014 in the amount of \$19,555.

### 3. Paul Murdanco, 317 Liberty Street, Hometowne Square

Mr. Murdanco voiced his concerns with construction noise. Mr. Murdanco requested the Board of Supervisors consider an Ordinance restricting construction work hours. A representative of the Developer of Hometowne Square was present and stated that the Developer will talk to the sub-contractors to limit their working hours and try to reach a resolution without the need for the Township's involvement.

### 4. Lou Katz, 30 Meadow Drive, Clearview Drive

Mr. Katz asked if it would be possible to put up signage to keep children from playing on the storm water facilities.

The Board of Supervisors told Mr. Katz that it would be the home owner's responsibility to put up the signs.

Mr. Katz also asked what night Halloween will be this year.

The Board of Supervisors told Mr. Katz that Lancaster County will hold Trick-or-Treat night on Thursday, October 31, 2013.

## **Engineer's Report**

1. Bethany Gardens III – Execute Stormwater Agreement, Land Development Agreement and Offer of Dedication, sign plan

After review, Justin Harnish made a motion, seconded by Keith Martin to approve and execute the Stormwater Agreement, Land Development Agreement and Offer of Dedication and sign the plan for Bethany Gardens III. The Township also noted receipt of the first half of the Rec Fees. \* The motion was unanimously approved.

2. Hometowne Square Phase 2 – Final Plan and Temporary Access Agreement

After review, Justin Harnish made a motion, seconded by Keith Martin to approve and execute the Land Development Agreement, Stormwater Agreement, Common areas lot waivers, Clear Site Triangle Agreement, Memo of Understanding, Private Street Agreement and Temporary Access Agreement. \* The motion was unanimously approved.

The Board of Supervisors authorized the Township Manager to release the plan when the Letter of Credit has been received.

3. Hackman Road Pipe Replacement Project

Bob Lynn, Hanover Engineering solicited quotes for the work from LGH Construction, Hurst Excavating and Sensenig Excavating. Sensenig Excavating and Hurst Excavating declined the invitation to submit a quote. LGH Construction provided a quote to supply materials and labor in the amount of \$23,866.00 and to supply labor only with the Township providing the materials in the amount of \$17,236.00.

Justin Harnish made a motion, seconded by Keith Martin to award the project to LGH Construction in the amount of \$17,236.00 for labor only. The project award is contingent on LGH being able to schedule and complete the project in 2013. \* The motion was unanimously approved.

4. Release of Funds for Echternach/Kimmet Sinkhole Repair

The Township Solicitor informed the Board of Supervisors that the sinkhole repair project is complete and the cost is under the estimate. Attorney Young is prepared to pay the invoice for the job to Daniel Leroy Burkholder in the amount of \$6,096.03 and issue refund checks to the Mr. & Mrs. Echternach and Mr. Kimmet in the about of \$730.65 each.

Keith Martin made a motion, seconded by Justin Harnish to approve release of the funds as noted in Attorney Young's letter dated 10/2/13. \* The motion was unanimously approved.

## **Visitors – Con't**

5. Jon Price, 106 Forry Drive and Jean Price, 1390 Forest Hill Road

Jon Price and Jean Price expressed their concerns with stormwater erosion along Kleinfeltersville Road along the Price property from the storm this past week. They also witnessed vehicles driving around and moving barricades.

Bob Lynn, Township Engineer said that he will call DEP and PennDot regarding the flooding along Kleinfeltersville Road.

Tim Lausch gave an updated status of the stormwater issue along Forest Hill Road at Mrs. Price's property. Tim Lausch will meet with Kevin Good to review a plan to install a gutter on Mr. Good's side of road to keep water from crossing the road onto Mrs. Price's property.

Mrs. Price also voiced her support of the Ephrata Public Library.

## **Old Business**

1. Wildflower Pond

The Township Solicitor spoke with the Developers Attorney and there is no updated information on setting up a meeting with Joe Conigliaro and Township Officials.

2. Charity Gardens Pipe Replacement

Bob Lynn, Hanover Engineering Associates, informed the Board of Supervisors that the cost will be \$350-500 per area to repair the 7 damaged sections of the stormwater pipe as noted in the video tape of the pipes in Charity Gardens.

Justin Harnish made a motion, seconded by Keith Martin to move forward with the repairs not to exceed \$4,000. \* The motion was unanimously approved.

## **New Business**

1. Approve Advertising of Intent to Appoint Weinhold Nickel to Perform 2013 Audit

Justin Harnish made a motion, seconded by Keith Martin to approve advertising of intent to appoint Weinhold Nickel to perform the 2013 Audit. \* The motion was unanimously approved.

2. Execute Access Entry Agreement with Jared Rottmund

Justin Harnish made a motion, seconded by Keith Martin to approve and execute the Access Entry Agreement with Jared & Shelby Rottmund to enter their property located at 1030 Girl Scout Road to repair a stormwater culvert that runs under the road. \* The motion was unanimously approved.

3. Landscape Proposal

After discussion, Justin Harnish made a motion, seconded by Keith Martin to approve the landscape proposal from Root's Landscape in the amount of \$4,880.00 to replace trees and plants at the Township Parks and Municipal Campus. \* The motion was unanimously approved.

4. Roof Replacement Proposal

After discussion Keith Martin made a motion, seconded by Justin Harnish to repair the roof on the old municipal building not to exceed \$10,300 in total cost. \* The motion was unanimously approved.

5. Purchase of Pickup Truck

This item was tabled until the next meeting.

The Township staff will put together for approval at the next meeting specifications for a 2014 Ford F250 pickup truck and acquire cost quotes.

6. Proposal to Install Spouting on Maintenance Building

The Board of Supervisors informed the Roadmaster to coordinate installation of spouting on maintenance building.

7. Approve Payment for Parking Lot Paving Projects

Justin Harnish made a motion, seconded by Keith Martin to approve the payment request in the amount of \$89,125.70 to Burkholder Paving for paving the maintenance building and Snyder park parking lots. \* The motion was unanimously approved.

8. Approve Web Hosting Proposal

Keith Martin made a motion, seconded by Justin Harnish to approve the web hosting proposal from Triscari Group in the amount of \$3,900 to set up the township's new web site. \* The motion was unanimously approved.

9. Approve Advertising for 10/28/13 Joint Meeting with the Planning Commission

Justin Harnish made a motion, seconded by Keith Martin to approve advertising for the joint meeting with the Clay Township Planning Commission on Monday, October 28, 2103 at 7:00 PM. \* The motion was unanimously approved.

10. 2014 Draft Budget

Bruce Leisey reviewed the 2014 draft budgets with the Board of Supervisors. There is no intention to raise taxes in 2014.

No decisions were made at this time. Further discussions to follow at the November 11, 2013 meeting.

**Bills to be Paid**

General Fund

Justin Harnish made a motion, seconded by Keith Martin, to approve the General Fund bills totaling \$131,995.48 for the month of September. \* The motion was approved unanimously.

Rec Fund

Justin Harnish made a motion, seconded by Keith Martin, to approve the Recreation Fund bills totaling \$1,206.90 for the month of September. \* The motion was approved unanimously.

Sewer Fund

Justin Harnish made a motion, seconded by Keith Martin, to approve the Sewer Fund bills totaling \$2,531.67 for the month of September. \* The motion was approved unanimously.

Liquid Fuel

Justin Harnish made a motion, seconded by Keith Martin, to approve the Liquid Fuel Fund bills totaling \$148,646.42 for the month of September. \* The motion was approved unanimously.

**Reports for the Month**

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

**Adjournment**

Justin Harnish made a motion, seconded by Keith Martin, to adjourn the meeting at 10:20 P.M. \*The motion was approved unanimously.

Clay Township Board of Supervisors

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Timothy Lausch, Chairman

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Justin Harnish, Vice-Chairman

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Keith Martin, Secretary