

CLAY TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
September 14, 2020

The Supervisors of Clay Township met on a regularly scheduled meeting date of September 14, 2020, 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, Jennifer Mejia of Mejia Law Group, Township Solicitor, and Bob Lynn of Hanover Engineering, Township Engineer.

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

Tim Lausch called the Meeting to order at 6:31 p.m.

Meeting Minutes

Keith Martin made a motion, seconded by Gary Landis to approve the August 10, 2020 meeting minutes. * The motion was unanimously approved.

Treasurer's Report

Gary Landis made a motion, seconded by Keith Martin to approve the Treasurer's Report for the month of August 2020. * The motion was unanimously approved.

Visitors

1. Request for School Crossing Guard at 201 Snyder Lane

Kristee Reichard, EASD Business Manager and Teador Florea, 7 Meadow Drive expressed concerns with the Northern Lancaster County Regional Police's decision to eliminate the school crossing guard at the intersection of Clay School Road and Snyder Lane. Mrs. Reichard informed the Board of Supervisors that a potential of 12 children could cross the intersection to walk to school. The children would range in age from 5 to 9 years.

Chief Steffen informed the Board of Supervisors that the number of students crossing the previous 3 days was 3, 4, and 2.

Mrs. Reichard stated the students could be bussed, currently the District is trying to reduce the number of children on a bus from a maximum of 72 to 24 which would be one child per seat.

Chief Steffen stated the decision to eliminate the crossing guard was due to workers compensation concerns related to the crossing guards as relayed to him by his workers compensation insurance carrier and the minimal number of children crossing each day. The Norther Lancaster County Regional Police Department has eliminated crossing guard positions in all their covered municipalities. Chief Steffen also indicated Police Officers were onsite in the vicinity of the crossing during school opening and closing 70% of the time over the past year, however if an incident occurred requiring action they would need to leave and respond. Chief Steffen indicated that this would continue to happen.

Jennifer Mejia, Township Solicitor, informed the Board of Supervisors that they can provide the service through another agency, EASD can bus the students, parents can drive the students or make other arrangements for students.

Jennifer Mejia also stated that by statue the Township is not required to provide crossing guards but, has provided the service in the past.

Keith Martin asked if EASD would be willing to hire a crossing guard and have the SRO train them?

After discussion, it was decided Mrs. Reichard would discuss Keith Martin's request with the School Board and respond back to the Township. Further discussion will take place at the next Board of Supervisors meeting.

2. Bernie & Eva Lynch, 10 Farmland Drive

Mrs. Lynch thanked Chief Steffen for being very responsive and helpful with the neighborhood situation. The Lynch's indicated that they continue to have issues with racing and profanity.

Chief Steffen and the Board of Supervisors will continue to monitor the situation.

3. Lou Vittorio – Primo Water, Water Stewardship Plan Presentation

Lou Vittorio, Director of Water Resources at DS Services, presented a power point on DS Services Alliance for Water Stewardship Certification program.

There was discussion on ways that DS Services can assist the Township on educating its residents on water quality issues.

Engineer's Report

1. Marlin and Wanda Martin – SW Mgt Plan

Township Staff reviewed with the Board of Supervisors the status of the plan.

Gary Landis made a motion, seconded by Keith Martin to approve the requested time extension until 10/14/20. * The motion was unanimously approved.

2. Sharp Shopper Warehouse – Escrow Reduction Request

After review, Gary Landis made a motion, seconded by Keith Martin to approve an escrow reduction in the amount of \$510,239.10, leaving an escrow balance of \$447,200.30 per the recommendation in Hanover Engineering letter dated 8/28/20. * The motion was unanimously approved.

3. HomeTowne Square 4B – Escrow Reduction Request

After review, Keith Martin made a motion, seconded by Gary Landis to approve an escrow reduction in the amount of \$278,621.92, leaving an escrow balance of \$128,427.85 per recommendation in Hanover Engineering letter dated 8/28/20. * The motion was unanimously approved.

4. Stephen Martin – SubDiv – Approve Agreements

After review, Gary Landis made a motion, seconded by Keith Martin to approve and execute the Land Development Agreement, Stormwater Management Agreement and MOU for Stephen Martin SubDiv. * The motion was unanimously approved.

New Business

1. 510 Countryside Drive – Request to install 6' partial solid fence

Township Staff reviewed the request with the Board of Supervisors. The request is to install the fence 3' from the property line.

The Board of Supervisors noted that the rear property line is a stormwater easement which prohibits the installation of structures in the easement.

After discussion, it was determined if the fence is located on the rear property line it would not have a negative impact on the function of the stormwater facilities. The proposed fence will not be across the existing swale.

The Board of Supervisors requested the applicant receive notification from the adjacent property owner of the acceptance of a solid fence prior to approval of the Zoning Permit.

2. Review Zoning Hearing Application for GAF Reality and Ralph Kurtz

Township Staff reviewed the upcoming Zoning Hearing applications with the Board of Supervisors.

3. Request for Addition to Township Ag Security Area (ASA)

Township Staff reviewed the request with the Board of Supervisors.

There was concerns with the Ag Preserve Boards request to process addition without the Township completing the “standard procedures” for such a request.

Township Staff will relay concerns to Ag Preserve Board and Update Board of Supervisors at next meeting.

Old Business

1. Update on Sewer I&I Project

Township Staff informed the Board of Supervisors that the repairs are completed.

2. Correspondence from PA DEP

Hanover Engineering is continuing to work on report to DEP.

Executive Session

Gary Landis made a motion, seconded by Keith Martin to enter into Executive Session at 9:30 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 10:03 PM. * The motion was approved unanimously.

There was discussion on the draft Sewer Agreement Extension with Ephrata Borough and employee issues. No decisions were made.

Bills to be Paid

General Fund

Gary Landis made a motion, seconded by Keith Martin, to approve the General Fund bills totaling \$18,372.61 for the month of August. * The motion was approved unanimously.

Rec Fund

Gary Landis made a motion, seconded by Keith Martin, to approve the Recreation Fund bills totaling \$1,003.65 for the month of August. * The motion was approved unanimously.

Sewer Fund

Gary Landis made a motion, seconded by Keith Martin, to approve the Sewer Fund bills totaling \$21,050.08 for the month of August. * 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 10:30 P.M. * The motion was approved unanimously.

Clay Township Board of Supervisors

Timothy Lausch, Chairman

Keith Martin, Vice Chairman

Gary Landis, Secretary