

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

The Supervisors of Clay Township met on a regularly scheduled meeting date of November 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 10, 2011 meeting minutes as printed in the November 14, 2011 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 October, 2011. \*The motion was approved unanimously.

**Engineer's Report**

1. Clearview Gardens – Landscape Plan Review

Bob Lynn reviewed the landscape plan modification and it meets Board of Supervisors and Planning Commission objectives.

The Board of Supervisors authorized Bruce Leisey to call the Developer and give him the approval to move ahead with the landscape modifications.

2. Hometowne Square – Basin Update

Bob Lynn and Bruce Leisey will meet with Representatives of Hometowne Square and Peaceable Animal Kingdom to review the plan that was submitted by Hometowne Square.

No decisions were made at this time.

3. Two Cousins Plaza – Sinkhole Update

Dr. Busko and Joe Conigliaro acknowledge the sinkhole in the base and will schedule repairs.

No further decisions were made at this time.

4. Wildflower Pond – Update

All curbs and sidewalks in Wildflower Pond Development have been repaired. The Township received a letter from Michael Saxinger, Developer's Engineer, requesting written confirmation of a satisfactory completion of the job.

Upon confirmation by the Township Engineer, Bob Lynn, that the work was inspected and deemed satisfactory, Justin Harnish made a motion, seconded by Keith Martin to send a letter stating the Township's satisfaction with the curb and sidewalk replacement work. \* The motion was unanimously approved.

**Old Business**

None

**New Business**

1. Approve Adoption of Loan Modification Ordinance

Justin Harnish made a motion, seconded by Keith Martin to approve Ordinance #111411 reducing the interest rate percentage on the remaining 7-1/2 years of the fixed portion of the loan. The interest rate will go from 4.15% to 3.34%. \* The motion was unanimously approved.

2. Approve Resolution to Designate Agent for Tropical Storm Lee Reimbursement from FEMA

After discussion, Justin Harnish made a motion, seconded by Keith Martin to adopt Resolution #R111411 to appoint Bruce Leisey, Township Manager, as the Township's agent for FEMA reimbursement for damages of Township property sustained by Tropical Storm Lee. \* The motion was unanimously approved.

3. Approve Temporary Sewage Tank Ordinance and Permanent Sewage Tank Ordinance

Justin Harnish made a motion, seconded by Keith Martin to approve the Temporary Sewage Tank Ordinance #111411A which updates the current ordinance with current regulations. \* The motion was unanimously approved.

Justin Harnish made a motion, seconded by Keith Martin to approve the Permanent Sewage Tank Ordinance #111411B which updates the current ordinance with current regulations. \* The motion was unanimously approved.

4. Approve Contract for Animal Control Services

After review, Justin Harnish made a motion, seconded by Keith Martin to approve the Animal Control Services contract pending the addition of a length of contract language and clarification on how long a dog will be held if the owner can be identified and upon the contractor meeting all requirements of the Title 3 PA Dog Law. \* The motion was unanimously approved.

5. Approve Advertising for Resolution to appoint Independent Auditor

Keith Martin made a motion, seconded by Justin Harnish to approve advertising of the notice to appoint Weinhold, Nickel & Company as independent auditors for the Township. \* The motion was unanimously approved.

6. Review Lancaster County Conservation District Correspondence

The Board of Supervisors reviewed a letter regarding manure digester support. Bruce Leisey will contact the Lancaster County Conservation District regarding the Township's belief that the Board needs more information before it can make any type of decision.

7. Discuss Electricity Proposal

After a brief discussed, it was decided to have the Township Manager and Township Solicitor review the agreement further till next meeting.

No decisions were made at this time.

**Executive Session**

Justin Harnish made a motion, seconded by Keith Martin to enter into Executive Session at 8:10 PM to discuss real estate and employee matters. \* The motion was approved unanimously.

Keith Martin made a motion, seconded by Justin Harnish to exit Executive Session at 8:40 PM. \* The motion was approved unanimously.

The Board of Supervisors reviewed a request from the Ephrata Community Church for their opinion on the proposed sign to be located along Rt 322 in an existing Right-of-Way and water lines. The Board of Supervisors was inclined to not allow the sign in the Right-of-Way, but will explore alternative locations.

No decisions were made at this time.

**New Business – cont**

8. 2012 Budget

The Township Manager reviewed with the Board of Supervisors and Road Master the proposed Preliminary 2012 Budget.

There was discussion on transferring eligible road expenditures from the General Fund budget to the Liquid Fuel Fund budget and discussion on establishing reserve account for equipment and capital purchases.

9. Approve Advertising of Special Meeting

Keith Martin made a motion, seconded by Justin Harnish to advertise a special meeting once date is selected to adopt Preliminary 2012 Budget. \* The motion was approved unanimously.

## **Bills to be Paid**

### **General Fund**

Justin Harnish made a motion, seconded by Keith Martin, to approve the General Fund bills totaling \$67,931.27 for the month of October. \*The motion was approved unanimously.

### **Rec Fund**

Justin Harnish made a motion, seconded by Keith Martin, to approve the Recreation Fund bills totaling \$3,888.37 for the month of October. \*The motion was approved unanimously.

### **Sewer Fund**

Justin Harnish made a motion, seconded by Keith Martin, to approve the Sewer Fund bills totaling \$3,324.99 for the month of October. \*The motion was approved unanimously.

### **Liquid Fuel Fund**

Justin Harnish made a motion, seconded by Keith Martin, to approve the Liquid Fuel Fund bills totaling \$18,042.90 for the month of October. \* The motion was approved unanimously.

## **Reports for the Month**

1. Chief of Police / Police Department
2. Fire Companies / Ambulance
3. DMR
5. Solicitor's Report
6. Engineer's Report

**Adjournment**

Keith Martin made a motion, seconded by Justin Harnish, to adjourn the meeting at 10:50 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