

## **EPHRATA TOWNSHIP SUPERVISORS' MEETING**

**February 4, 2020**

The Ephrata Township Supervisors met this date at 7:00 p.m. at the Ephrata Township Office Building, 265 Akron Rd., Ephrata, Pennsylvania.

Present were Supervisors: Clark Stauffer  
Tony Haws  
Ty Zerbe  
Manager: Steve Sawyer  
Admin Asst: Jennifer Carvell  
Police: Lt. Chris McKim  
Engineer: Jim Caldwell  
Solicitor: Anthony Schimaneck

The meeting was called to order by Chairman Clark Stauffer followed by the Pledge of Allegiance to the Flag.

### PUBLIC COMMENT PERIOD

Two (2) Ephrata Township residents who are currently attending Lancaster Catholic High School were present at the meeting. William McCarmac and Ryan Graczyk are currently enrolled in a Government class that requires the student to attend a Board meeting in the municipality where he or she resides. William and Ryan were given an agenda packet.

A motion to close the public comment period was made by Ty Zerbe. The motion was seconded by Tony Haws and carried unanimously.

### APPROVAL OF MINUTES

A motion was made by Tony Haws to dispense with the reading of the January 21, 2020 Supervisors' Minutes and to approve them as presented. The motion was seconded by Ty Zerbe and carried unanimously.

### MARTIN PROPERTIES – LOT ADD ON

Ted Cromleigh of Diehm and Sons presented the Plan to the Board of Supervisors. The proposed project would be to change the property line between an existing single-family dwelling lot and the industrial property occupied by Martin Energy. There are no improvements proposed with the plan. The plan was also presented to the Ephrata Township Planning Commission at their January 28, 2020 Meeting and their recommendations were provided to the Board of Supervisors along with Rettew Associates' Review Letter dated December 26, 2019 for their review prior to the meeting.

A motion was made by Ty Zerbe to deny a Waiver to Section 602.A.7, 603.B.3, and 603.C.1 – Reconstruction of Perimeter Streets including Curbing and Sidewalk, but to

allow the applicant to defer the reconstruction of Mohler Church Road and the installation of curbing and sidewalk until such times as the Township, at its sole discretion, determines that the improvements are necessary in the area and based on the condition that the applicant provide additional right-of-way for the future replacement of the Mohler Church Road Bridge. The motion was seconded by Tony Haws and carried unanimously.

A motion was made by Tony Haws to approve the Revised Land Development and Lot Add-On Plan for Martin Properties conditional upon Rettew Associates letter dated December 26, 2019. The motion was seconded by Ty Zerbe and carried unanimously.

#### SCOTT SWEIGART – ENGINE BRAKE RETARDERS

Scott Sweigart and one other resident along Schoeneck Road were present. Scott Sweigart stated that he received four (4) additional letters from neighboring properties on Schoeneck Road as well requesting the Township to enact an ordinance that prohibits the use of engine brake retarders on Schoeneck Road and Stevens Road near the intersection. Manager Sawyer stated that PennDOT must approve all engine brake retarder restrictions regardless of whether it is on a State road or Township road. Lt. McKim brought up concerns with enforcing a restriction. Lt. McKim requested time to contact the District Attorney's Office for legal advice before the Township makes a decision to move forward. Clark Stauffer asked what cost would the Township incur if they moved forward. Manager Sawyer stated that the Township would be responsible for the signs and adopting an Ordinance and the Ephrata Police Department would be responsible with enforcing the Ordinance, etc. The Board of Supervisors directed Lt. McKim to research the enforcement issues before the Township decides whether to send a letter to PennDOT requesting their review.

#### STAFF REPORTS

##### Police Report – Lieutenant Chris McKim

- **Reports.** Lt. McKim provided the Supervisors with a summary of the calls for service within Ephrata Township for the month of January totaling 408 incidents. There were 7 arrests and 31 traffic citations. The monthly report was provided to the Township and will be kept on file in the office.

##### Manager Steve Sawyer

- **Conestoga Valley Mennonite Church – DEP Planning Module.** Manager Sawyer notified the Board of Supervisors that the Township received a DEP Planning Module for Conestoga Valley Mennonite Church. Manager Sawyer recommended approval of the DEP Planning Module as presented.

A motion was made by Ty Zerbe approving the DEP Planning Module for Conestoga Valley Mennonite Church as presented. The motion was seconded by Tony Haws and carried unanimously.

- **Resolution – Joint Municipal Road Bids.** Manager Sawyer requested the Board of Supervisors approve a Resolution to participate in a Co-Operative Bidding and Purchasing Agreement for the Procurement of road work identified as chip seal coating and line painting with multiple municipalities. The Township would participate in the bidding for 33,931 square yards of #8 stone single application Seal Coating and Line Painting for 163,825 feet of double yellow line and 178,880 feet of single white line.

A motion was made by Tony Haws to approve the Resolution to participate in a Co-Operative Bidding and Purchasing Agreement for the Procurement of roadwork identified as chip seal coating and line painting with multiple municipalities as presented. The motion was seconded by Ty Zerbe and carried unanimously.

- **Drug Task Force Invoice.** Manager Sawyer presented to the Board of Supervisors a letter from the District Attorney, Heather Adams, dated January 22, 2020 regarding funding the Lancaster County Drug Task Force for 2020. At the November LCATS meeting a resolution was passed that each Lancaster County Municipality would fund \$1.00 per capita to the Lancaster County Drug Task Force in 2020, but would like the County to fully fund the DTF beginning in 2021. Manager Sawyer recommended paying the Lancaster County Drug Task Force but to include a letter notifying the County that the Township will not commit to funding the DTF after 2020.

A motion was made by Tony Haws to approve the payment of \$1.00 per capita to the Lancaster County Drug Task Force for 2020 and directed staff to include a letter stating that future funding is uncertain at this time. The motion was seconded by Ty Zerbe and carried unanimously.

- **Glenwood Foods – Time Extension.** A letter from David Mease of Diehm & Sons dated January 22, 2020 on behalf of Glenwood Foods granting a time extension for the review of the Revised Final Plans was presented to the Board of Supervisors prior to the meeting. The new deadline would be April 22, 2020.

A motion was made by Ty Zerbe to accept the time extension granted by Glenwood Foods for the plan review period for the Revised Final Plan. The new deadline for the Township to act on the plan will be April 22, 2020. The motion was seconded by Tony Haws and carried unanimously.

- **Resolution – Disposition of Records.** Staff prepared a Resolution for the Disposition of Township Records. The proposed disposition of Township records was in accordance with the PA Records Manual.

A motion was made by Tony Haws to approve the disposition of Township records as identified in the Resolution. The motion was seconded by Ty Zerbe and carried unanimously.

- **International Truck Repair.** Manager Sawyer stated that the 2014 International dump truck that was purchased from Five Star Intl., LLC on January 17, 2015 was in need of repair. Randy Groome, Road Superintendent was notified that the repairs would be \$10,002.98 and the Township needs to approve the repair estimate before parts will be ordered for the repair. Randy Groome contacted Jeff Hoover of Hoover Truck Repair to get a second opinion and he was told that because it was purchased from this dealer and the engine was already torn apart it would be more costly to take it somewhere else to complete the repair work. Five Star International has informed the Township that they will submit the invoice to Navistar (International) to see if they will agree to pay a portion of the cost due to the age and mileage on the truck.

A motion was made by Ty Zerbe authorizing the work to be completed by Five Star International per the estimate presented. The motion was seconded by Tony Haws; opposed by Clark Stauffer.

- **Draft Ordinance for Antennas and Communication Towers.** Manager Sawyer requested that the Board of Supervisors review the Draft Ordinance for direction at a future meeting. The draft ordinance is similar to an ordinance recently adopted by Warwick Township. It was discussed that the advancement of 5G technology could result in more towers and antennas being installed throughout the Township on private property as well as within the Township road right-of-ways. Updating the regulations for antennas and communication towers would be beneficial to the Township since our current regulations do not address antennas within the road right-of-way.

**Engineer Jim Caldwell** reported that the following plans are in the review process:

Autumn Hills - MS4 Permit – Small Projects Permit  
Ephrata Crossing – Phase 2  
Creek Corner Heights  
Conestoga Valley Mennonite Church  
Martin Properties – Revised Subdivision and Lot Add-On

**Solicitor Tony Schimaneck**

Tony Schimaneck stated that there was nothing further to discuss with the Board of Supervisors at this time.

#### **APPROVAL OF BILLS**

A motion was made by Ty Zerbe to accept the list of checks written and to pay any bills pending. The motion was seconded by Tony Haws and carried unanimously.

CORRESPONDENCE

Tony Haws stated that he and Manager Sawyer attended a Fire Company Study Meeting since the last Supervisors Meeting that was for representatives of the municipalities only. Jerry Ozog wanted input regarding the possibility of the municipalities hiring a paid administrator that would oversee fundraising and other administrative duties for the Lincoln and Pioneer Fire Companies. Currently New Holland / Garden Spot and Lititz / Warwick have a paid administrator positions and it is working well for them.

Tony Haws stated that there was no additional correspondence at this time.

A motion was made by Tony Haws to adjourn the meeting at 8:36 p.m. The motion was seconded by Ty Zerbe and carried unanimously.

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Clark R. Stauffer

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Anthony K. Haws

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J. Tyler Zerbe