

YOE BOROUGH
150 NORTH MAPLE STREET
YOE, PA 17313

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The regular monthly meeting of Yoe Borough Council was held on April 5, 2022, at the Yoe Borough Municipal Building, 150 N. Maple Street, Yoe, PA 17313. The meeting was called to order by Council President Samuel Snyder at 7:01 PM followed by the Pledge of Allegiance.

Council members in attendance:

Samuel Snyder

William Bankoske

Seth Noll

Ryan Harper

Tyler Sprenkle

Dustin Claycomb

Others in attendance

Seth Springer, Solicitor

Barry Myers, Resident

Dana Shearer, Resident

Rodney Smith, Resident

Barry Myers, Resident

John Sanford, Mayor

John Klindedinst, Engineer

George Arnold, Resident

Robert Strobeck, York Township

Minutes

One Councilmember was not in attendance, as well as the Secretary due to illness. Councilman Bankoske was asked to take the minutes for the meeting.

Councilman Snyder asked if everyone had a chance to review the minutes from the prior meeting. Councilman Snyder had a correction to the March minutes; page 2, second paragraph from the bottom, "he did know about the back charge" should be "*He did not know about the back charge.*" Councilman Sprenkle made a motion to approve the minutes from the prior meeting. Seconded by Councilman Claycomb.

Visitor's Report

George Arnold was in attendance to discuss issues in front of his house on Water Street. Mr. Arnold's is concerned about a pipe in front of his house that was partially replaced a few years ago. He says they were supposed to come back and replace all of the pipe, but that has not happened. There are areas in his yard where the ground is sinking in. Mr. Arnold wants all of the pipe replaced. Mr. Myers said that he and Councilman Claycomb went out to look at this area. Mr. Arnold had shown them some divots in his yard, and Mr. Myers does not feel that these areas are related to the pipe. There is a drain in Mr. Arnold's yard that comes down from behind the Church. That drain was covered when they were there, and the drains are the homeowner's property to keep clear. York Township is supposed to come out at some point and tv the pipe. Mr. Arnold said he was unaware of the drain in his yard. There are also roots coming up. Councilman Noll said that until we get the pipe tv'd we will not move forward. Mr. Arnold said he was told 2 years ago that the entire pipe would be replaced. Mr. Shearer was in attendance, and said I was employed here then, and that is not what we said. When that pipe was replaced, the portion that was not was intact. Discussion continued.

On the agenda, under Solicitors Report you will notice Resolution 2022-05. Council wanted to recognize the 32 years of service by Mr. Smith in his position of EMA Coordinator. The resolution is to officially recognize the 32 years of service of the Borough Emergency Management Coordinator Rodney Smith. Councilman Harper made a motion to resolve. Seconded by Councilman Sprenkle. All in favor, so be it resolved.

Mr. Shearer wanted to inquire about the status of Gay Alley. Mr. Klinedinst said that the alley is scheduled for survey in the next month. Mr. Shearer asked if we would be doing street sweeping this year. Mr. Shearer said Main Street could use it. Mayor Sanford asked if that would be PennDOT's responsibility. Mr. Shearer said, you'd think. He has noticed that since Covid, PennDOT has been doing more street sweeping, but he is not sure what their policy is anymore. The accumulation was put there by PennDOT, and it is a PennDOT street. Mayor Sanford said there are either two potholes, or sink holes are developing in several areas on Main Street. Mr. Myers said PennDOT is aware of the sink holes. Discussion continued. Mr. Myers is going to talk to PennDOT about street sweeping. Mr. Shearer also suggested that we have the Engineer look at our street cut/restoration ordinance especially in regard to utility companies. Discussion continued.

Mr. Strobeck wanted to address concerns about the business on Wilson Ct. There is an electronic business there now. Mayor Sanford said the electronics business had been discussed, but it was not supposed to to be a walk-in thing. Mr. Strobeck said they have a big sign out. Discussion continued. Mr. Strobeck said he doesn't have problem with the business, but he has a problem with the owner telling us what he's going to do, when he wants to do it. Mr. Strobeck said there is also still vehicle repair work going on. There are still trailers sitting up there and are being rented out. Mr. Strobeck also had an issue with the plow man who went

down the alley near third street, a ditch was left. Mr. Strobeck said he fixed it up, but the plow guy left it for several days. Mayor Sanford asked if this is the section where the macadam was broken. Mr. Strobeck said yes. Mayor Sanford said that alley is not an adopted alley, it is

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Visitor's Report Continued

plowed as a courtesy. A neighbor at one point plowed that alley, that was not done by the Borough.

South Penn had been working on the Wilson Ct. issue, but nobody is sure where it was left off. Discussion continued. Mayor Sanford said Diana should check the minutes from the last time the owners were in attendance to see what was documented regarding uses. Councilman Noll said the other thing Diana can do is to call Department of Labor & Industry to see if there are any L&I certificates issued for that property. Discussion continued.

Engineer's Report

Report provided. C. S. Davidson continues to work with Mayor Sanford on the FEMA application. May 26th is the next MS4 meeting. Ordinance 2022-01 is amending the stormwater management ordinance chapter 9. Councilman Noll made a motion to accept the changes. Seconded by Councilman Sprenkle. All in favor, so be it ordained.

Mr. Rehab has completed the first portion of the sanitary sewer program. The information has been uploaded to CS Datum. Mr. Klinedinst is still reviewing the information. The system is a combination of clay and plastic. Because of the delay in getting the first quadrant done, which was supposed to have been done in 2021, Mr. Klinedinst asked if we wanted to move forward with the second quadrant which was originally scheduled to be done in 2022. Councilman Noll feels we should move forward now, because it may be next year before Mr. Rehab can get to it. The consensus of Council is to move forward with the originally scheduled 2022 work. Discussion continued. Councilman Noll made a motion that Mr. Rehab should continue with the work as it was awarded for 2022. Seconded by Councilman Claycomb. All in favor, motion carried. Mr. Klinedinst will notify Mr. Rehab.

We have been having a problem with the contractor for the Main Street project. There were delays due to PennDOT, and now the contractor is saying there is an increase in cost. It seems that the contractor is okay with terminating the contract. Mr. Klinedinst feels it would be in the Borough's best interest to walk away and rebid, but have the Solicitor prepare a mutual release. Even if we terminate the contract, the permits are still valid. Mr. Klinedinst is hoping to get a local contractor. Discussion continued. Councilman Noll asked if we could do it in smaller amounts, or would this fall under emergency repair due to it being in a sewer line? Mr. Klinedinst said yes, if there is a possibility of an imminent collapse. Discussion continued. Councilman Noll made a motion for the Engineer and the Solicitor to work together to prepare a mutual release. Seconded by Councilman Sprenkle. All in favor, motion carried.

The Chapter 94 report that goes to Springettsbury Township has been submitted. Work continues for the Capital Improvement Plan. The Cherry Street inlet is ready to move forward. Update on the FEMA projects.

Update on the Church Street project, we are still waiting on PennDOT to issue the permit.

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Sewer Billing Clerk

Council discussed the potential penalty rate change, as well as the billing due dates from 15 to 30 days. The rate change will require updating the fee schedule resolution. Councilman Noll made a motion to move the billing date from 15 days to 13 days. Seconded by Councilman Sprenkle. Councilman Snyder opposed, all others in favor, motion carried. There is a consensus of Council to draft a resolution for next month to amend the fee schedule to increase the penalty rate to 15%.

Solicitor's Report

Report provided. Attorney Ogden reached out again regarding the paper roads issue. Mr. Klinedinst has been in touch with Attorney Ogden regarding the issue. Discussion of paper roads continued. Solicitor Springer feels we should just abandon all of the paper roads. Councilman Noll made a motion for the Solicitor to prepare an ordinance that removes all abandoned/paper alleys from the Borough of Yoe. All of the roads have to specifically identified. This would not be a removal of utilities. In addition, each adjoining property owner would need to be notified, and agree to the changes. Councilman Snyder asked about Park Alley, there is a portion that is adopted, but that ends, and the alley continues, would this need to be surveyed? Mr. Klinedinst said, he has not had that happen, as long as it is described where it ends. Discussion continued.

The Borough did receive a letter from the SAFER Firefighter's Relief Association that the merger between The Dallastown Volunteer Fire Fighters Relief Association and the Yoe Volunteer Fireman's Relief Association is complete.

Maintenance Report

Councilman Claycomb is still working on finding an emergency excavating contractor. Update on the inlet at Maple and George where the sinkhole was developing, a new inlet could not be put in because the water line was not deep enough. The inlet was repaired which will outlast the pipe. Clearview recommended that when the pipe going across George Street is replaced, combine the two inlets at the bottom into one inlet.

There was a complaint about Clark Alley not being maintained for several years. Councilman Claycomb will talk to Mr. Klinedinst about this issue.

There are a few street cuts that are sinking, Councilman Claycomb is going to follow up on these.

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Zoning Officer's Report

Patti is working on several different properties for various different issues such as trash, grass, unregistered vehicles etc.

EMA Report

Mayor Sanford received a letter from the Governor's office officially appointing him to the EMA Coordinator position. Councilman Sprenkle did complete his NIMS course.

Mayor's Report

Report provided. Traffic citations are increasing. The YARPD is working on getting a grant, Mayor Sanford submitted a letter on their behalf.

Secretary's Report

Secretary is not in attendance tonight due to illness.

Unfinished Business

There is no unfinished business at this time.

New Business

Mayor Sanford was approached by Ms. Crull regarding the eagle that had been on top of the flagpole. The eagle had been taken down because the flag kept getting caught on the eagle and ripping the flag. Mr. Shearer said that Mrs. Crull did purchase the eagle, however, after he was no longer working here and lowering the flag as needed, he did notice the flag getting wrapped around the eagle. When Mr. Shearer left there was a ball in the gray cabinet in the shop. At this time, the ball has not been located. Mr. Shearer also had several times he had to have help with a bucket truck to unwrap the flag. The eagle has been down for about 8 months.

Payment of the Bills

There was no bill list for the meeting because the secretary was out. Councilman Snyder approves the bills throughout the month. Councilman Noll made a motion to sanction the bills that Councilman Snyder already signed off on. Seconded by Councilman Sprenkle All in favor, bills are paid.

Adjournment

Councilman Sprenkle made a motion to adjourn. Seconded by Councilman Snyder. All in favor, meeting adjourned at 8:56.