

YOE BOROUGH
150 NORTH MAPLE STREET
YOE, PA 17313

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The regular monthly meeting of Yoe Borough Council was held on January 3, 2023, 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 7:00 PM followed by the Pledge of Allegiance.

Council members in attendance:

George Howett

Samuel Snyder

Ryan Harper

Seth Noll

Dustin Claycomb

William Bankoske

Tyler Sprenkle

Others in attendance

Seth Springer, Solicitor

John Sanford, Mayor

Glen Rexroth, Builder

Diana Dvorak, Secretary

John Klinedinst, Engineer

Stacy MacNeal, Attorney

Minutes

Councilman Snyder asked if everyone had a chance to review the minutes from the prior meeting. Councilman Claycomb made a motion to approve the minutes from the prior meeting. Seconded by Councilman Howett. Councilmen Sprenkle and Bankoske abstained, all others in favor. Even with the two abstentions there is still a quorum to accept the minutes.

Visitor's Report

Attorney MacNeal was in attendance to represent Mr. Rexroth to further discuss issues related to zoning. Mr. Rexroth needs to get his property in York Township rezoned back to industrial. Attorney MacNeal provided a York Township zoning map. York Township in general is in favor of this re-zoning. There is a question of a portion of Yoe Borough Park being in York Township. If Mr. Rexroth's property is re-zoned then the portion of the park in York Township would need to be re-zoned as well. Discussion continued. Councilman Noll asked, if we are amendable to this, what is York Township asking of us? A letter of consent? Attorney MacNeal said she had already drafted a letter; we are welcome to have our Solicitor draft something as well.

Executive Session

Councilman Noll made a motion to go into executive session to discuss legal issues. Seconded by Councilman Harper. All in favor, executive session entered at 7:14PM. The regular meeting reconvened at 7:51 PM. Council discussed legal issues.

Visitor's Report Continued

Councilman Noll made a motion for Solicitor Springer to work with the Rexroth's regarding re-zoning and to carry Council's wishes in regard to roads and authorize he or Council President and/or Vice President to sign any agreements if they are made between Council meetings to keep the matter moving. Seconded by Councilman Bankoske. All in favor, motion carried. There are no other visitors.

Engineer's Report

Report provided. The MS4 waiver was granted on December 13th. The waiver is in effect until December 31, 2027. Mr. Klinedinst recommends still act like we are a MS4 municipality. We will still continue with public information such as the annual MS4 public meeting, as well as put information in the newsletter.

The water/sewer grant has been filed. The Sanitary Sewer maintenance program is actively being worked. There are three manholes that they cannot find. The consensus of Council is to take them off of the list for now. Mr. Klinedinst will do further research and get back to us.

The Sewer repair on South Main St – there is a no cost change order extending the time to complete to April 28, 2023. Councilman Noll made a motion to extend the contract until April 28, 2023. Seconded by Councilman Sprenkle. All in favor, motion carried. Mr. Klinedinst also has an application for payment number one in the amount of \$62,521.88, this is with a 5%

retainage. The total amount is \$63,521.88. Councilman Bankoske made a motion to pay. Seconded by Councilman Harper.

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Engineer's Report Continued

The Millcreek Gabions – they are still working on the temporary easements. Joe Miller from Yoe Service Center wants some assurances about supporting his foundation and some other issues that are long standing concerns of his along the creek. He has concerns issues that on the PennDOT highway there are inlets that don't go anywhere. These inlets are a PennDOT issue. Councilman Noll will go along with Logan Schwartz from C.S. Davidson to talk to Mr. Miller. Discussion continued.

The Dam inspection was completed, and report provided. There are two forms that need to be signed for the Dam. Councilman Claycomb is listed as the owner, whereas the mayor has been in the past. The forms basically say we agree to maintain the dam. Councilman Sprenkle made a motion for the appropriate person to sign the form. Seconded by Councilman Howett.

Sewer Billing

The next quarterly billing will be going out at the end of the month. Two properties have been condemned on E. Pennsylvania AVE and no one should be living there. Councilman Noll said the York County Landbank may be helpful in these situations. Discussion continued. Councilman Sprenkle made a motion for the Solicitor to reach out to the York County Land Bank to let them know about the two parcels that have been condemned. Seconded by Councilman Noll. All in favor, motion carried. The condemnation can be reversed if they pay their bills and bring their property up to code.

Solicitor's Report

Report provided. Resolution 2023-01 directing the tax collector to comply with act 57. Councilman Harper made a motion to resolve. Seconded by Councilman Claycomb, all in favor, so be it resolved.

The Comcast Contract is ready to be signed. This is a ten-year agreement.

Resolution 2023-02 is the annual fee resolution. Councilman Bankoske made a motion to resolve, seconded by Councilman Howett. All in favor, resolution resolved.

Maintenance Report

Report provided. Councilman Howett cleaned out the debris at the pond. We have proposals for the inlet and basin cleanout. Clearview's proposal for the inlet was \$8,250 and Dellco's proposal came in at \$22,661. Councilman Noll made a motion to accept the Clearview

Excavating quote for the inlet cleanout. Seconded by Councilman Harper. All in favor. Both proposals should be added to the MS4 book.

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Maintenance Report Continued

Clearview made a proposal with a dumping fee of \$200 dumping fee. The base proposal was \$8900.00 with a dumping fee estimate of \$800.00. With a total estimate of \$9700. Councilman Noll made a motion that we accept the proposal for the cleanup of the forebay system as estimated by Clearview Excavating. Seconded by Councilman Sprenkle. All in favor.

Barry is still working with Met-Ed regarding the streetlight.

We need to re-new our CoStars salt contract. The consensus of Council is to keep the tonnage the same as last year.

Zoning Officer's Report

Report provided by Wayne. Patti is dealing with vector issues.

EMA Report

Training is scheduled for January 12. There was a situation where someone had an oil pan sitting on the sidewalk filling up with water. Patti went out to speak with the individual regarding this.

Mayor's Report

Report provided. Mayor Sanford is still working on the FEMA issue. We did receive payments for the Gabions. We did also receive funds for the driveway/basin issue from FEMA, but not PEMA so this is still being worked on. Discussion continued.

Secretary's Report

Ethics reports have been passed out; these are due on May 1st. Anyone that needs to run for Council will need a second form to turn in with their petition.

Diana received a subpoena for an incident that happened at the park in June.

Unfinished Business

Nothing at this time.

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New Business

Councilman Snyder may not be at the February meeting.

Payment of the Bills

Councilman Harper made a motion to pay the bills. Seconded by Councilman Claycomb. All in favor, bills are paid.

Adjournment

Councilman Sprenkle made a motion to adjourn. Seconded by Councilman Snyder. All in favor, meeting adjourned at 9:02 PM.