

YOE BOROUGH  
150 NORTH MAPLE STREET  
YOE, PA 17313

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The regular monthly meeting of Yoe Borough Council was held on September 6, 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 7:00 PM followed by the Pledge of Allegiance.

Council members in attendance:

Tyler Sprenkle

Dustin Claycomb

George Howett

Samuel Snyder

Ryan Harper

Bill Bankoske

Seth Noll

Others in attendance

Seth Springer, Solicitor

Dana Shearer, Resident

Chaz Downs, Resident

John Sanford, Mayor

John Klinedinst, Engineer

Mike Gemmill, Resident

### **Minutes**

Councilman Snyder asked if everyone had a chance to review the minutes from the prior meeting. Councilman Howett made a motion to approve the minutes from the prior meeting. Seconded by Councilman Sprenkle. Councilman Noll abstained, all others in favor. Minutes accepted.

### **Visitor's Report**

Mr. Downs was in attendance to get an update on Gay Alley. As listed on the Engineer's report, the preliminary design work is being completed, the cost estimate is now \$73,370.00 to

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### Visitor's Continued

get a true estimate it would need to be sent out for bid. There would be four inlets total. Discussion continued. Mr. Downs had pictures to show the Engineer from the most recent storm. Councilman Noll asked if there were any grants available. Mr. Klinedinst did have a grant in mind, but he is not sure when it will be opened up, it could be the end of the year. Consensus of Council is to look into the grant, as the earliest the project could be done would be next year anyway, most likely May or June. Discussion continued. Councilman Noll made a motion that C. S. Davidson put out the bid package for the alley project as John has indicated. Councilman Howett seconded the motion. All in favor, motion approved.

Mr. Shearer asked if there was anything that could be done with the ditch that is forming in the alley. Will discuss further under the Engineer's report. Also, have we heard anything from PennDOT regarding N Main Street. The road is so bad people can't stop. Barry has been talking to PennDOT and is being told it is on the agenda. Discussion continued.

Mike Gemmill from 215 S Elm Street was in attendance to discuss rainwater issues. It comes down that gutter and comes over his yard with all the debris and nothing has been done for 31 years. Someone told Mr. Gemmill that the person who owns the house next door put that in. Mr. Gemmill does not believe this to be true. All that it is is a macadam trench that is now all broken down with trees growing through it. Mr. Gemmill said he used to maintain it so things did not come into his yard, but he will not do that any longer. Mr. Gemmill said he spoke with the maintenance people on several occasions. He wants it on our books now he does not want the rainwater and debris in his yard. Mr. Klinedinst said this was the swale that Barry was trying to track down, but this was not something that the Borough put in. The ditch is in the neighbor's yard, but the water lays in Mr. Gemmill's yard. Mr. Shearer explained where everything is. Councilman Noll said we are trying to figure out who owns it, as there is no record of the Borough doing this. Mr. Gemmill said if no one owns it then why not just shut it down. Again Mr. Gemmill insists that no neighbor put the swale in. He doesn't care what we do but he doesn't want the water and debris coming in his yard. Discussion continued. Councilman Snyder said the only thing the municipality put in was storm drains on either side of the street to get the water from one side of the street to the other. Mr. Klinedinst said that is typical of municipalities, the municipalities would not have authority to leave the street without an easement. Mr. Klinedinst will check the stormwater ordinance to see what enforcement there is in the ordinance. Councilman Snyder said the Borough did not put it in. Mr. Gemmill continued to insist that no private homeowner would go to the expense of putting that in especially because of the macadam and concrete. Councilman Howett said this was done well before Mr. Gemmill moved in and it was indeed done by a private individual.

### Engineer's Report

Report provided. The second half of the ARPA funding this week. The sewer maintenance program has been authorized; we are just waiting for Mr. Rehab to give us a schedule. The Sanitary Sewer Repair on South Main Street is scheduled for construction in mid October. The

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#### **Engineer's Report continued**

CDBG application has been filed for the entire project. PennDOT had a few comments on that, they wanted one additional ADA ramp. The crack sealing has been scheduled for the beginning of October. There will be times where there will be no parking, residents will need to be notified.

There was extensive damage to the drive at the park. The repair will need to be done as emergency repair; bids were already received. Councilman Sprenkle made a motion to accept the emergency declaration that was dated August 10<sup>th</sup> for the rain event that took place August 5<sup>th</sup> - 6<sup>th</sup>, 2022. Seconded by Councilman Howett. All in favor, motion carried. Councilman Noll made a motion to accept the proposal from Restuccia Excavating for the cost of the repair associated with the emergency declaration. Seconded by Councilman Sprenkle. All in favor, motion carried. Councilman Noll made a motion that Restuccia, while they are in town complete a separate drainage project on Gay Alley, time, and material. Seconded by Councilman Harper all in favor, motion carried. Councilman Noll said that money is coming out of the Storm Water Fund. Work for the park project outlined.

#### **Solicitor's Report**

Report provided. Solicitor Springer sent the Comcast agreement to Cheryl McCabe, she suggested we make the agreement for nine and a half years, and that we would like the agreement to take effect in December.

Liens were removed on a couple of properties as requested.

The pension plan needs us to complete the MMO information. Councilman Harper made a motion to sign the paperwork for the pension plan. Seconded by Councilman Sprenkle. All in favor, motion carried.

Councilman Noll made a motion to go into executive session at 8:11 pm. Seconded by Councilman Sprenkle. At 8:21 pm the meeting was reconvened. Potential litigation issues were discussed but no official action was taken.

#### **Maintenance Report**

Snouffer property - storm pipe is being looked at via camera. Still working on obtaining a contractor for snow plowing.

The manhole cover came off at water street and main, the ring needs to be replaced. Councilman Noll brought up the inlet in front of the beards house, curb stop inlet is in danger of collapse. This is on the CDBG application.

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#### **Maintenance Report continued**

Councilman Noll made a motion that if we get a reasonable offer from a snow contractor that we give councilman Claycomb approval to work with Councilman Snyder to get a contract signed. Seconded by Councilman Sprenkle. All in favor, motion carried.

#### **Zoning Officer's Report**

The new Zoning Officer has been sending letters to various properties and is now looking into the Wilson Court property. The mail carrier had five properties that there are issues with, and these were turned over to Patti.

#### **EMA Report**

Emergency Declaration, signatures needed then will be forwarded. Did let EMA know that there were flash flooding issues. Working on certifications.

#### **Mayor's Report**

Report provided. Police report, the hours are very high due to a recent incident. Updated codes PDF files have been uploaded in the vehicles.

The church project has been completed. The church asked if the weight limit sign needs to be put back in. The consensus of Council, it is there call whether or not they want the sign to be put back.

#### **Secretary's Report**

Nothing at this time.

#### **Unfinished Business**

Nothing at this time.

**New Business**

Nothing at this time.

**Page 5****Payment of the Bills**

Councilman Noll made a motion to pay the bills. 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 9:15.