

YOE BOROUGH
150 NORTH MAPLE STREET
YOE, PA 17313

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The regular monthly meeting of Yoe Borough Council was held on July 7, 2020 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 7:03 PM followed by the Pledge of Allegiance.

Council members in attendance:

Samuel Snyder

Seth Noll

William Bankoske

Dustin Claycomb

Barry Myers

Others in attendance

John Sanford, Mayor

Diana Dvorak, Secretary-Treasurer

Steve Malesker, Engineer

Seth Springer, Solicitor

Christian Snouffer, Eagle Scout

Bob Strobeck, Resident

Dana Shearer, Resident

Joe Joines, Dallastown-Yoe Water Authority

Minutes

Councilman Snyder asked if everyone had a chance to review the minutes from the June meeting. Councilman Bankoske made a motion to accept the minutes. Seconded by Councilman Claycomb. All in favor, motion carried.

Visitors Report

Joe Joines was in attendance to discuss the invoice from MacMor. Mr. Joines was in agreeance with this being discussed under the engineer's report.

Mr. Strobeck was in attendance to discuss the issues at the Wilson Court property. Mr. Strobeck wanted to know if the Borough is continuing to work on enforcement. Council President Snyder recapped what the Borough as well as our code enforcement officer have been doing. The most recent enforcement letter was sent out on July 3rd. Discussion continued.

Visitors Report Continued

Randy Gray came to discuss the storage container that is on his property that was denied a permit. Mr. Gray received a notice in the mail that he would need to apply for a variance. Council President Snyder gave a synopsis to Mr. Gray on what needs to be completed in order to start the process for a Zoning hearing.

Mr. Gray is also having an issue with water coming into his yard and into his basement from the road. Mr. Fritz had put some cold patch down for a curb; however, cars pull up over the curb and into his yard. Mr. Gray feels that the depression in his yard is from the vehicles pulling into his yard rather than from the previous owner parking in the yard. Mr. Gray asked if someone could come down and look at this. Councilman Myers said that he and the Engineer will be out sometime this month.

Christian Snouffer needed some questions answered regarding the Stormwater project he is planning on doing in the Borough, marking all the storm drains. Mr. Snouffer asked if the Borough was willing to contribute anything to the project. Councilman Myers asked if Mr. Snouffer could provide the information to the Secretary for the items to be ordered because of the Borough's tax-exempt status. Mr. Snouffer said he would send the information to the Borough Secretary. Mr. Snouffer asked how many households were in the Borough so he could send out informational flyers. Mr. Snouffer also asked about the article that he submitted a few months ago and how we were promoting that. The Secretary said that she will be working on a newsletter, and asked Mr. Snouffer to submit exactly what he wanted in the newsletter, and it will be sent out by the beginning of August. Mayor Sanford asked how many volunteers Mr. Snouffer planned on having. Mr. Snouffer said he is hoping to have 16 people. Mayor Sanford asked how Mr. Snouffer will be installing the medallions. Mr. Snouffer explained the plans and use of adhesive.

Engineer's Report

Mr. Malesker will get together with Councilman Myers to discuss street projects for the year.

There is a sinkhole on Main Street that Councilman Snyder noticed. Mr. Malesker went out to look at this along with someone else from his office. Mr. Malesker recommended that the street be excavated to determine the exact cause of the sinkhole. MacMor came out to do the work as they had been the contractor on the Main Street job last year. The bottom line is no one is sure what is happened to the stone that disappeared that formed the sinkhole. Discussion continued. The spring line that Fitz & Smith put in was not exposed at all. Discussion of report from C.S. Davidson. There was a waterline leak, however, when this was dug out there was not a lot of water laying in the bottom that would account for the stones washing out. There was parging missing at the stormwater inlet. Council President Snyder outlined Mr. Kraft's assessment that could have been undermined by the constant water that was always keeping it wet, also by the constant movement in storm events where you had the pipe vibrating.

Engineer's Report Continued

None of this explains where any of the material went. Councilman Noll asked if it was inspected to ensure the proper material was placed. Mr. Shearer was the inspector. Councilman Noll asked if we had any photos. Mr. Shearer verified that the material was placed. Discussion continued.

Mr. Joines feels that when MacMor backfilled may have disrupted the seal. Mr. Joines said the Authority was wondering why the repair cost so much. Mr. Malesker said that MacMor did provide all of this information and will provide to the Water Authority. Discussion continued.

Councilman Noll made a motion to pay MacMor \$20,378.55 for the sinkhole and water line repair and to request reimbursement from Dallastown-Yoe Water Authority for \$5,267.86. Seconded by Councilman Bankoske. All in favor, motion carried. Councilman Noll asked if we could pay this out of Stormwater. Council President Snyder said yes this is to be paid out of the Stormwater account. Discussion continued.

Mr. Malesker said we should continue to monitor that area. Discussion of Mr. Kraft's findings continued.

Councilman Myers inquired about the spot that has a dip at Newton Alley. Mr. Malesker said he spoke with Jerry and it had to be paved that way. Mr. Shearer said that they discussed that with the PennDOT inspector when it was done. Discussion continued. Councilman Snyder said that Mr. Shearer brought to his attention that probably halfway between the inlet at Newton and the edge there is a new depression on the lane of travel. While there are concerns about the dip, there is a possible sinkhole developing. Mr. Shearer said it is right above the Newton Ave box. Mr. Malesker asked if that was still terra cotta, Mr. Shearer confirmed. Discussion continued.

159 Water Street – Mr. Malesker went out to check on the complaint. Mr. Malesker did not find anything. There was a very small depression that would not even interfere with mowing. Councilman Bankoske, also went down and did not see anything. Mr. Malesker knocked on the door but no one came to the door. Councilman Noll said that we just let the complainant know that the engineer looked at it, but no issues were identified.

Solicitor's Report

Everyone should have gotten a copy of Ordinance 2020-03 – Councilman Noll made a motion that we advertise the ordinance for possible adoption at the next council meeting. Seconded by Councilman Myers. All in favor, motion carried.

Solicitor's Report Continued

Yoe Borough Resolution 2020-07 – appointing Dana Shearer to the unexpired term of Patti McGonagle on the Zoning Hearing Board ending on 12/31/2020. Councilman Bankoske made the motion to resolve. Seconded by Councilman Claycomb, all in favor, motion resolved.

Discussion of resolution versus ordinance regarding establishing an employment committee. Discussion continued. Councilman Snyder said there has been discussion on whether or not we want/need a full time maintenance position do we want to contract things out and have a part time maintenance position etc. Do we want to just keep the committee as an ad hoc committee? Councilman Noll said he feels we should keep it as an ad hoc committee. We can advertise as an ordinance at a later time if we decide to have a permanent hiring/firing committee. Discussion continued. Councilman Bankoske made a motion to continue with the original committee that was formed last year to make recommendations at they see fit for the hiring and firing of personnel. Seconded by Councilman Noll. All in favor, motion carried.

The committee did meet last week, and were discussing the work that is done and what needs to be done. The determination of the committee is to go with part time help at this point and recommends Rick Searle at roughly 16 hours a week at \$18 an hour. The days are flexible at this point. Along with that, because the administrative duties are being increased on the Treasurer-Secretary the recommendation was to increase her pay to \$18 an hour, and this would include the extra hours that she works for the rental licenses. Mr. Shearer volunteered to help train Diana on rental inspections. Councilman Noll made the motion to accept a part time maintenance position at \$18 an hour and to increase the Secretary's pay to \$18 and approving additional hours as needed. Seconded by Councilman Claycomb. All in favor, motion carried.

The Borough received a Right to Know Request asking for information on landlords including phone numbers. Diana requested an additional 30 days to respond and to determine if we have to provide the phone numbers. At this time Diana has not received a response regarding the 30 day extension. Discussion continued.

Discussion of a letter received from the District Attorney's Office. Solicitor Springer recommends that we discuss further in executive session. Councilman Noll made a motion to go into executive session at 8:24 PM. Councilman Bankoske seconded the motion.

Executive Session

The regular meeting was reconvened at 9:27 PM.

The council discussed legal issues. Councilman Bankoske made a motion to appoint an ad hoc committee to meet with the Water Authority. The committee members being Seth Noll, Barry Myers and John Sanford. Councilman Claycomb seconded the motion, all in favor, motion carried.

Maintenance Report

Report provided. The heating element at the park water heater was replaced.

Keys will be changed on the Secretary's door. Cameras will be purchased to cover different areas of the Borough building. Councilman Myers made a motion for a new lock and cameras to be purchased. Seconded by Councilman Claycomb. All in favor, motion carried.

Councilman Myers was working with Morton Salt regarding the Salt Contract.

Councilman Howett has been doing some work at the park for drainage.

Zoning Officer's Report

Patti is working on a complaint that we received with someone living in a camper on Water Street.

EMA Report

Report provided. Dustin Claycomb will also be attending the next training.

Mayor's Report

Report provided.

Secretary's Report

Mrs. Dvorak took a class regarding rental inspections. Violation letters and second notices have also been sent.

We have received two audit proposals. One from Smith Elliot and Kearns and Hamilton & Musser. Hamilton & Musser was \$5,300 for the first year. Mrs. Dvorak recommends going with Hamilton & Musser. Councilman Myers made a motion that we accept Hamilton & Musser for a three year contract. Seconded by Councilman Noll. All in favor, motion carried.

Mrs. Dvorak needs to order a gas card for Mr. Searle.

It was the consensus of Council to cancel the Maintenance phone, as we do not have a full-time maintenance position.

Mayor Sanford asked if we got a total for our Covid related expenses. Mrs. Dvorak did send the information over but never received a response.

Unfinished Business

None at this time.

New Business

None at this time.

Payment of the Bills

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

Adjournment

Councilman Claycomb made a motion to adjourn the meeting at 10:10. Councilman Snyder seconded the motion. All in favor, meeting is adjourned.