

**YOE BOROUGH**  
**150 NORTH MAPLE STREET**  
**YOE, PA 17313**

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The regular monthly meeting of Yoe Borough Council was held on August 3, 2021, 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 7:04 PM followed by the Pledge of Allegiance.

Council members in attendance:

Samuel Snyder

George Howett

Dustin Claycomb

William Bankoske

Seth Noll

Others in attendance

Diana Dvorak, Secretary-Treasurer

Seth Springer, Solicitor

John Klinedinst, Engineer

**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 Claycomb. Councilman Noll and Councilman Bankoske abstained. All others in favor. Even with Council members absent and Council members abstaining the minutes still pass with a majority.

**Visitors Report**

There are no visitors tonight.

## Engineer's Report

Report provided. The Christ Church curb/sidewalk project – Mr. Klinedinst did meet with the Church and their contractor. During the meeting it was determined that the Church was going to contact Penndot. Penndot is requiring full engineering designs for the curb and sidewalk, as well as the storm/sewer. That is about a \$5,000 issue. The Borough will need to be a co-applicant for the storm/sewer portion. Discussion continued. Councilman Noll made a motion that Borough Council of Yoe pay \$1,000 towards the project down at the Church on Main ST that is taking care of the stormwater issues associated with the sidewalk, funds will come from the Stormwater account. Seconded by Councilman Claycomb. All in favor, motion carried.

Shentel is asking that there be a meeting to discuss high level permitting. This has not yet been scheduled. Re-cap of what was discussed last month. Shentel will be paying the legal fees associated with the project.

190 S Elm ST – no update at this time.

Meeting set up for August 17<sup>th</sup> with the Cougars at C.S. Davidson.

All of the MS4 municipalities need to pass a new Storm Water Ordinance. This must be passed by June 30, 2022. C.S. Davidson is putting together a model ordinance for everyone to use. The new ordinance is a lot more flexible than the ordinance adopted five years ago. Mr. Klinedinst recommends that he work with Solicitor Springer and Diana to work on this. Discussion continued. Councilman Noll made a motion for the Solicitor and Engineer to work with the Secretary to make Yoe Borough complaint with the new Storm Water Ordinance that is required by MS4. Seconded by Councilman Bankoske. All in favor, motion carried.

The maintenance program for the sanitary sewer is scheduled for September. We are still waiting on Penndot to issue the highway occupancy permit for the open excavation, this is expected any day.

Springettsbury Township is working on arranging a meeting to discuss the Springettsbury Treatment Plant and its future with the York City Treatment Plant. The York City Treatment Plant is being sold. Mr. Klinedinst plans on attending the meeting. Discussion continued.

A temporary easement will be prepared for Cherry Alley. The PDF will be emailed to Councilman Myers.

Discussion of American Rescue Plan funding.

Mr. Klinedinst recommends that the bridges be inspected every five years. Mr. Klinedinst strongly recommends that we schedule this soon. The consensus of Council is that the bridges and gabions be inspected at the same time. Councilman Noll made a motion that Council spend a max of \$2,000 on Mason and Church bridges and make a recommendation on repairs to Council. Seconded by Councilman Claycomb. All in favor, motion carried.

Councilman Snyder asked that the Users Group be made aware that the Sewer Authority is now defunct.

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#### **Sewer Billing**

52 E Pennsylvania AVE is now paid in full. There are two accounts that are uncollectible that we need to make a determination on whether we should continue to bill. Both properties are vacant and homeowners are deceased. Discussion continued.

Councilman Snyder wanted the Secretary to look into what we would need to raise the garbage fee to cover the increased side. The recommendation for the refuse is a \$2 increase starting in 2022. We should wait to see what is happening at the Springettsbury meeting before determining the Sewer increase. While Diana would prefer to raise the rates only once every three years, we may have to increase for the Sewer more often based on what circumstances arise. Discussion continued.

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

Report provided. American Legal Publishing updated the errors in the code.

Comcast has submitted a new contract which they want passed tonight.

#### **Executive Session**

Councilman Noll made a motion to go into executive Session. Seconded by Councilman Howett. All in favor, executive session entered at 8:04PM. The regular meeting reconvened at 8:38PM. Legal matters in regards to Cable Franchise and Sewer Billing. Based on those discussions Councilman Bankoske made a motion for the President of Council to sign the proposal with Cohen Law Group to represent the Borough in further discussions with Shentel. Seconded by Councilman Howett. All in favor, motion carried. Councilman Claycomb made a motion for the President of Council to sign a release for the Borough Solicitor from any confidentiality agreements in regards to two blighted properties within the Borough. Seconded by Councilman Howett. All in favor, motion carried. Councilman Noll made a motion to amend the previous motion to say Vacant Properties in the Borough. Seconded by Councilman Howett.

#### **Maintenance Report**

No report this evening. There is a portion of E. Pennsylvania AVE that is not an adopted road and has no outlet that is having issues with truck traffic knocking over signs and hitting vehicles. The street is signed only due to safety concerns, but has never been adopted.

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#### **Maintenance Report Continued**

Discussion continued. Council will not continue to replace signs. It will be the responsibility of the homeowners on that street. The homeowners can put No Trespassing, No Entry etc. or even barriers as this is a private road.

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

There is no report. Patti is working on dog issues and grass. South Penn is working on the trailer issues.

#### **EMA Report**

No report this month.

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

No report this month.

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

Discussion regarding changes to agenda.

#### **Unfinished Business**

Once Lee Fencing was given the correct parameters for the ball field the quote came to \$25,894.00 with an additional \$1,900.00 to remove the existing fence. The total comes to \$27,794. The Borough has allocated \$25,000.00, so Diana is to contact the Cougars to see if they would be willing to pay the remaining portion. There is another expense related to the ball field. There are several trees that need to be removed, the total amount for the removal is \$800.00. Councilman Noll made a motion to accept the revised quote from Lee Fencing. Seconded by Councilman Bankoske. All in favor, motion carried.

Councilman Bankoske made a motion to accept the quote from Yard Images to remove the sapling trees. Seconded by Councilman Howett. All in favor, motion carried. Councilman

Claycomb asked if it would be appropriate to ask the Cougars to pay for the trees as well. Councilman Noll said yes, we can just give them a total for anything that exceeds the \$25,000.00 allocated.

### **New Business**

There is no new business at this time.

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### **Payment of the Bills**

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

### **Adjournment**

Councilman Claycomb made a motion to adjourn the meeting at 9:12 PM. Councilman Snyder seconded the motion. All in favor, meeting is adjourned.