

WOMELSDORF BOROUGH COUNCIL WORKSHOP MEETING

Held at 101 W. High Street on

August 17th , 2021

Council President Bruce Edwards called the meeting to order at 7:00 P.M. The meeting opened with the Pledge of Allegiance.

PRESENT

Council Members: Joshua Fidler, James Mellon Sr., Connie Keller, Cindy Hopple, David Moyer, Bruce Edwards, Wayne Miller, Mayor Jennifer Gettle(arrive at 7:25 pm) Police Chief John Pontician (arrive at 8:35 pm and left at 9:52 pm), Kraft Codes- Jeff Fiant (left at 8:18 pm) Maintenance Manager Carl Liptak (left at 9:52 pm), and Secretary – Rachel Brown.

GUESTS – Linda Eways – 28 Locust Lane, Garry & Eileen Zerbe – 106 S Pine St, Mr & Mrs. Roy Zartman- 300 Locust Lane, Kelly Beers- 317 W. High St, Trista Oxenreider- 219 Main St, Chief Leon Grim & Sean McKee- South Heidelberg

BILLS TO BE PAID

Council members reviewed and discussed the List of Bills to be Paid. **Motion** moved by Mrs. Hopple, seconded by Mr. Moyer to approve the list of bills to be paid as listed in the amount of \$27,023.55. Motion carried unanimously.

BILLS TO BE RATIFIED – Council members reviewed and discussed the Bills to be Ratified. **Motion** moved by Mrs. Hopple, seconded by Mr. Miller to approve the bills to be ratified in the amount of \$3,123.32. Motion carried unanimously.

PAYROLL

Motion moved by Mr. Fidler., seconded by Mr. Mellon to pay the current payroll. Motion carried unanimously.

Motion moved by Mr. Miller, seconded by Mr. Mellon to pay payroll between meetings. Motion carried unanimously.

COMMUNICATIONS

Council members reviewed the List of Communications with one communication requesting action. First Communication was to let council know we received Penn Dot reimbursement check for the extra brine and snow removal for the snow season of 2020-2021. Seconded communication was D&B Construction is requesting to change proposed trees along SR422 that were previously approved. There was discussion about the trees. **Motion** moved by Mrs. Hopple, seconded by Mr. Miller to accept the substitution of tree species. Motion carried unanimously. Mr. Moyer abstained due to a conflict of interest.

CITIZENS TO BE HEARD –

Linda Eways – 28 Locust Lane – Mrs. Eways is stating her concern about a roadway behind her house. She has two complaints and four questions. She is the last house on locust lane on the left-hand side. There is an access road, the neighbor house #25 Radcliff; he is a Veterinary. Friday, she had a mulch delivery after she has been waiting two months for it; Her neighbor on Radcliff Rd. was out shooting archery on his roof across this access road; He tells the driver of said delivery truck that it is not a road and he cannot drive on it, he is shooting archery; The delivery

driver then had to go around the block and come in. Questioning if whose property is that road? Is he allowed to shoot archery there? She wants to know if this neighbor is allowed to tell who can drive on it? Ms. Keller and Mrs. Hopple question if she is talking about the same paper alley that they are talking about the end of Franklin St. Mrs. Hopple explains that the road was placed there because the land, Mr. Zartman's was going to be developed years ago. Mr. Edwards expresses that the Borough is never going to take those and make them be alleys. They are there in grass and it's more of a right of way, and a paper alley was originally what it was on paper. If someone comes in and wants to continue coming back into the farm and turning it into a road for a development. Eventually there is a way that the land can go back to the original owner. Mr. Edwards expressed that her neighbor does not own the alley. Ms. Keller expresses to her that the Borough owns the property, and he cannot tell you who can use the alley. Mrs. Eways is questioning dedication and Mr. Edwards tells her there is no dedication because the road is not paved.

Mr. & Mrs. Zartman- 300 Locust Lane -He just wanted to know who owned the alley as well; he has a survey from when they bought the property that shows a line on the road it cut down the middle. He tried to sell his development rights to the state and the county turned it down. That the land is in the master plan for development and the land was not allowed to be sold off. Now he currently has 15 lots for sale, and this street can be continued, and the utilities are already in the grass road. Mr. Edwards ask Mr. Zartman if he is planning on going to the planning commission for this. Mr. Zartman explains that this was already approved back in 1985. Mr. Edwards lets Mr. Zartman know that the approval is dead. Mrs. Keller expresses that it was not approved. Mr. Edwards lets Mr. Zartman know that there is a certain amount of time that it needed to be completed and he would have to come back to the planning commission. Ms. Keller explains that Jane Worley planned on putting modulars and the whole hill came down in previous years. It was not approved; in fact, they could have made them take away that little white house that sits there next to yours because it went up overnight. The neighbors expressed their opinions than. Perhaps she could have built other houses, but she backed off. That could be what you are talking about in 1985 but that is way too long ago. Mrs. Eways asks if the codes and zoning and all that has changed since then? Mr. Edwards states there has been so many changes in the last five years for buildings and must go in front of the Planning Commission.

Kelly Beers- 317 W High St- She moved in November 2020, and her neighbors moved in March 2021. Since they have moved in, she has problems with them. She has had the police out and has reports on them. She called Kraft Code Services. She just contacted a lawyer that has sent them a certified letter they received on July 17th, 2021, requesting them to move the fence that is on her property. So, she is asking what is her next step that she can do? Mr. Edwards expresses to her that this is a civil matter and there is nothing that the Borough can do, you are dealing with where your property lines are. Jeff Fiant from Kraft Code Services expresses to her that she needs to have a survey done. Either her or her neighbor need to have the property surveyed to find out where the property lines are. Ms. Beers questions if she has the property surveyed and the fence is on her property, does she have the right to remove the fence? Mr. Fiant told her if it is on her property. Just keep in mind that disputes with property owners and property lines it is a civil matter, but the Borough does not get involved in that. Ms. Beers explains that this has been going on since they moved in. Two weeks after they moved in, they took her gate down. The police report was dated April 6th, 2021. Mr. Edwards ask the gate that they removed, is that the

line that is being disputed. He asks if there are pins there that she can see where her lines are. Ms. Beers expressed that it is not the line being disputed they came on to her property and removed her gate. Ms. Beer goes into discussion about the surveying and pricing. Mr. Moyer said that the deed to her property should have the dimension of the property. Ms. Beers expressed that yes, she has the width and length of her property. Mr. Edwards claimed that it would still need to be surveyed to show exactly where the pins are. Ms. Beers now explains as to why her neighbors built the fence because they have four dogs that run and poop in her yard; outside of the fenced in area that the neighbors built. She has video documentation of them running in her yard, the dogs escaping and running down the streets.

Trista Oxenreider- Womelsdorf Library Board – She wanted to first thank everyone that came to the Fire and Ice event at the carnival, the support and discussion of donations. She was informed that the Borough is receiving American Rescue Plan funding. She would like to request that we consider the library for a new drop box. She submitted documentation of quotes and pictures of the current drop box. Mr. Edwards expressed the concern of the location of the box. Trista explained that it is going to be replacing the current location. The drop box has been getting used more within the last year due to the Covid Virus.

Mr. & Mrs. Zerbe – 106 S Pine St – were in attendance but had no comments – Mrs. Hopple wanted to bring the attention that last week there was a fire call and a 78-year-old man fell in his yard and some of our firemen went and took care of the man’s lawn for them and Mr. & Mrs. Zerbe’s son was one of them.

EMPLOYEES/BOARD MEMBERS/ AUTHORITIES/COMMISSIONS

Carl Liptak - Might have a termite problem in Rachel’s office. He is going to see if he can have someone come out and look at it. The toro part came in and is working well. One of the sub pumps down at the pool died and they had to replace that. Trees were trimmed in the park and stumps were grinded down. They quoted us for three days of work and it did take him longer than three days because he was shorthanded, so they are going to go to the pool and clean up around the pool. Mr. Miller questioned if the Borough was responsible for the trees along 422 blocking the signs. Mr. Edwards explained that it is Penn DOT; and it is part of the right a way. Mr. Moyer asked where the trees are position. Mr. Miller expressed that they are right on the bank of the highway and at what point do they come out and trim them? Do they need to be completely blocking the signs? Discussion of who is to contact Penn Dot. Ms. Keller said she will contact them. Mrs. Hopple is explaining something that is happen down at the pool around the diving well. The reasoning it is happening so bad this year is the pool leaked prior years. It is the overflow of water and the kids from jumping in the pool. The grass that was planted was not well established and just turned into a mud that is now getting tracked into the pool. Mr. Edwards wanted to acknowledge the trees and plants now nice everything looks. Mr. Moyer expressed to Carl, so he is aware said Lot 4 is going to be paved up to the borough line. There is only two inches of base asphalt . If they mill it there is not going to be anything left. They might be sending another letter in to put a two inch compactable wearing course. Mrs. Hopple is now speaking about the trees at the pool and the bag worms on the trees, is it our tree or is it the neighbors tree? When they come to the pool to trim are they able to trim it. Mr. Edwards said if it is hanging over the fence and, on our property, it can be trimmed. Mr. Moyer mentions the benches in the park; the ones that have the concrete and the treks slats, is there any plan to

replace any of them because they are sagging. Discussion of replacement benches and the playgrounds for kids. Mr. Edwards expressed to everyone that we need to decide what we are going to do with the pool filtration system. Discussion on meeting with the gentlemen that Carl has been communicating with, so a meeting can be set up. Discussion on the bid process, and construction assistance. Mr. Moyer is questioning his scope of work- is he writing a performance spec or is he writing a general spec that all five bidders give us or is he writing a specific specification scope of work that they must bid to. Mr. Moyer is requesting a time when they could meet him at the pool. Carl will set up an evening meeting with him and communicate it with Mr. Moyer, Mrs. Hopple and Mr. Fidler.

KRAFT CODES- Gives monthly report with discussion of properties.

OLD BUSINESS – Mrs. Brown has been researching new phone system and has reached out to vendors for quotes. Discussion on current phone system and internet speeds.

MR. FIDLER- Rec Board- Summer Luau will be on Sunday August 29th, 2021. Games, food and prizes. They are collecting non-perishable item for the local food bank. The DJ from Tony's pizzas and they are going to split the pizza cost. Party is from 7-9pm. Mr. Miller asked how is the party going until 9:00 pm if at the last meeting it was stated that there were no more parties past closing time? The Rec Board president went and spoke with the Manager of the pool, and they worked that out. Fall yard sale they would like to do September 25th, 2021, at your own house starting at 7:00 am. Ms. Keller asked if they knew when Stonecroft has their annual yard sale, to combine with them.

MR. MELLON – Received a phone call from Maryanne Leblanc (President of Weiser Court Association) questioning about parking. She was questioning the private property where your entry the court, and the way she can eliminate people from parking directly at the corner. She is requesting if she can paint the curb. It is the association curb and is private property. Discussion about the association. Mr. Mellon just wanted to make council aware of the situation, if they want to paint the curb yellow in their association, they can.

Streets/Street Lights/Curb-Sidewalk- There was a copy of the letter that was mailed to residents, businesses, and school. Explaining the dates of the road work that was being completed on Cherry Ally and Mill Road. Discussion of the location of road closures and roads. Rachel, Jeff, and I met for the road occupancy permit procedure.

Sewer Authority- Nothing to report. Meeting is tomorrow night Wednesday August 18th 2021

MS. KELLER- Services for Earl on September 5th, 2021, at UCC

MRS. HOPPLE – There is an antique handmade leather secretary book that was found in Mickey's office. Would like to donate it to the historic society and show Dayland Berkihiser. Permission for Myself, Wayne, Josh, and Carl to go over to Bethany Children's Home they have some tube slides that they are willing to donate to us for the pool. Mrs. Gettle and Mrs. Hopple had a meeting over there they would give us a tour of Bethany and if anyone is interested, give them a couple dates. They are trying to get the children there more community involved.

Pool –. Three guards went to college. Labor Day Splash Party at pool. 2-6 pm

MR. MILLER – Aug 29th Freedom Pride / Sept 11th service at Lutheran Church 7:00 PM

MR. MOYER – Nothing to Report

MAYOR GETTLE- Nothing to Report

MR. EDWARDS

Newest information and new contact have dumpster removed. Discussion of trash routes. Josh made the introductions to our guest that were in attendance, Chief Leon Grim of South Heidelberg Township and Sean McKee Business Manager of South Heidelberg Township. Detailed discussion of questions/answer session with Chief Grim and Sean McKee. Mrs. Hopple requests another meeting with Chief Pontician and our officers.

Moved into executive session for personnel matters at 9:52 PM and returned to public meeting at 10:42 PM.

With no further business to be brought before Council, **Motion** moved by Mr. Moyer, seconded by Mr. Miller to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 10:43 P.M.

Respectfully Submitted,

Rachel C. Brown, Secretary