

South Waverly Borough September 23, 2024

Meeting was called to order by President Roxanne Testen at 6:03 p.m. Members also present were Robert Myers, Chris Wood, Dr. Burdett Porter and Cindy Parrish. Secretary Julie Lewis and Craig Lohmann were also in attendance. Atty. Jonathon Foster, Sr. was present by phone. The pledge of allegiance was recited.

Citizens – Residents Lois & Richard Coyle, Joe & Kathleen Sindoni, Jerry Hoyt, Joe Yanuzzi, Gene Bentley all were in attendance regarding a resident that is building a new house in their area and is putting in a pickle ball court as well. Lois requested that the borough have a noise ordinance because of the pickle ball court that will be feet from her house. She brought a handout regarding the difference in noise from other sports. She stated that their quality of life will change with the pickle ball court there. They and other residents around this property like to work in their gardens and sit out on their back porch and listen to the birds, she likes to watch her hummingbirds and feels like due to the noise, they won't come back. Joe Sindoni stated that people want to come to live in South Waverly because it is a quaint little town. He stated that he agrees, that the noise from this will be annoying. He also said on another note, that the roads look good and wants to commend those that are responsible. Jerry Hoyt stated it will be 50 ft from his back yard. Are they going to play at night? Will there be lights for this court? He feels that their property values will go down, that they will have a hard time selling their homes because of a pickle ball court in their back yard. He enjoys the tranquility of the borough and the neighborhood and they won't have that anymore. Joe Yanuzzi stated he agrees with what everyone is saying along with Gene Bentley. Tim Hickey stated that the Roxanne stated that we do have a noise ordinance now. And that she spoke to the neighbors of the resident putting up the new house as they already have a house in the borough with a pickle ball court and they state that they really don't hear anything. Chris stated that the Noise Ordinance number 379 states the quiet hours are from midnight to 7:30 am. Lois asked if the council could change that. Chris stated that 70 decibels could be someone speaking loudly depending on their tone of voice. Dr. Porter asked if we could look into a light pollution ordinance. Joe Yanuzzi asked if there was anything legally to be done to not have the pickle ball court be put in. Attorney Foster stated that he was already granted the permit to build the home and the pickle ball court was part of the drawing, therefore there is nothing legally that can be done. Robert Devries lives on Elmira St. would like to see an ordinance changed. He would like to build a garage that protrudes the front of his house. He likes to do wood working and this would be his shop. The property is zoned Business 2. The building would be 22 feet away from the sidewalk and wouldn't be any further than the cherry tree in his front yard. He was told to submit a sketch to Craig with a formal application.

Minutes – President Testen asked for a motion to approve the minutes of August 26, 2024 as written. Cindy Parrish made a motion to accept the minutes with a second from Robert Myers. Dr. Porter abstained as he was not at the meeting. The motion was carried.

Financial – President Testen asked for a motion to approve the bills for September 2024 in the amount of \$54,704.63. A motion was made by Cindy Parrish and seconded by Dr. Burdett Porter to approve the payment of the following presented bills. Motion was unanimous.

September 2024 Bills to be approved	
General Fund	
Apex Cleaning Pros	\$ 540.00
Aqua PA	\$1,015.12
Bishop's Full Time Portables	\$105.00
Bradford County Library	\$200.00
Chamber Choice of N.E. PA	\$3,517.89
Croft Lumber	\$27.16
Dependable Disposal of Southern Tier	\$3,149.28
Eastern Managed Print	\$1,633.34
Empire Access	\$109.64
Earle's Janitorial Supply	\$49.00
Foster Law Office	\$6,450.00
Northeast ATV Sales	\$62.93
Penelec	\$469.62
Sayre Morning Times	\$89.60
South Waverly Volunteer Fire Department	\$6,175.02
Teledair Communications	\$39.95
Valley Energy	\$47.61
Walmart	\$20.81
General Fund Total	\$ 23,701.97
Liquid Fuels	
Bradco Supply	\$ 167.61
Dandy Mini Marts, Inc.	\$189.26
Penelec	\$1,247.27
Liquid Fuels Total	\$ 1,604.14
Sewer	
Aqua	\$ 28.00
Aqua Pennsylvania	\$ 73.18
Bradco Supply	\$ 31.72
Eastern Managed Print	\$ 1,633.33
Foster Law Office	\$ 300.00
Penelec	\$159.10
Valley Energy	\$24.42
Valley Joint Sewer Authority	\$27,148.77
Sewer Total	\$ 29,398.52
Total General Fund, Liquid Fuels & Sewer	\$54,704.63

Committee Reports:

Police – Mayor Hickey reported in August report there were 55 total incidents up from 49 the month before. There were 6 animal complaints. 8 traffic/warning and 6 suspicious persons/vehicle/circumstance among other incidents, 5 Public/911 Service Calls among other assists and complaints.

Fire Department – Mayor Hickey stated that the Fire Department has their new truck that they bought from Town and Country. It is not in service yet. It was totally checked out by Town and Country and they added a few things to the truck for us. It is 10 years newer than the one that is being taken out of commission.

Planning Commission – A meeting was held, on behalf of a resident that had to update the drawing and setbacks for a house to be built. Chris Wood stated that those that were in attendance at tonight's meeting did not bring forward at the planning commission meeting that they did not want the pickle ball court to be built.

Sewer – Nothing

EMC – Nothing

Code – Report was given.

Building and Grounds – The roof in the building where the Kubota is being stored is leaking. Craig tried to fix the roof but it is still leaking. They sealed the seam where he thought it was coming in, but did not fix the issue. He stated we might have to put in a new roof.

Streets – Chris stated that Dalrymple did a good job, they just need to come back and crack seal edges, fix a mailbox and a driveway and clear off the manhole and gas line covers.

Dry Brook Creek – This project will start on October 7th and be done by Thanksgiving.

Legal – Report submitted and was discussed in executive session.

Other Business -

The 2025 Minimum Municipal Obligation Worksheet was presented for the Pension plans for 2025. The amount due will be \$19,837.00. Motion by Dr. Burdett Porter seconded by Cindy Parrish to accept the presented 2025 MMO as presented. The motion was unanimous. The Retirement System Defined Benefits Plan Agreement Amendment was presented to council for the 2024 and 2025 years. Dr. Porter made a motion to advertise the Amended Retirement Ordinance for the years 2024 & 2025 seconded by Cindy Parrish. The vote was unanimous. Budget – The council would like to have a public

hearing about having a borough wide trash/recycling collection with one company to see how many of the residents would be in favor of such a collection. This would be billed as another line on their sewer bills and should be at a cost less than what the residents are paying at this present time. Cindy Parrish made a motion to advertise a notice of a public hearing to discuss this and get resident input, seconded by Robert Myers. The vote was unanimous. The meeting will be October 28th at 6:00 pm in the borough hall before the regular meeting with the borough meeting to start after the end of the meeting with the residents.

Council went into executive session for personnel issues at 7:41 p.m. and came out of executive session at 8:02 p.m.

Robert Myers made a motion to adjourn, seconded by Cindy Parrish. The vote was unanimous. Adjourned at 8:03 pm

The next meeting is October 28, 2024

Respectfully submitted,
Julie Lewis
Secretary/Treasurer