

BOROUGH OF WHITE OAK
Minutes of a Council Meeting
May 20, 2019, 8:00 PM

CALL TO ORDER: Council President David Pasternak called the meeting to order at 8:00 PM.

PLEDGE OF ALLEGIANCE: David Pasternak

ROLL CALL: David Pasternak requested the roll call. In attendance was:

Elected Officials:

Mayor Ina Marton
David Pasternak
Edward Babyak
Louis Bender
Charles Davis
George Dillinger
Stephen Pholar

Borough Staff and Professional Services:

Krishna DiMascio, Borough Solicitor
Kenneth Hillman, Borough Engineer
John Palyo, Borough Manager
MaryAnn Winemiller, Admin. Asst.

MINUTES: George Dillinger made a motion to accept the minutes of the April 15, 2019 Council Meeting. Charles Davis seconded the motion. The motion was unanimously approved.

EXECUTIVE SESSION: Krisha DiMascio announced that prior to the Council meeting of May 20, 2019, Council had an Executive Session to discuss personnel matters. Following the Workshop meeting of May 13, 2019, Council had an Executive Session to discuss personnel and pending legal matters.

PUBLIC COMMENTS:

Dan Best - 1210 Monongahela Avenue, has been a resident since 1972 – Monongahela Avenue has become a through way to get to McKeesport, a short cut to avoid O’Neil Boulevard. At one time, years ago, the road was one way and he would like to see the road become a one way again, or at least have no left turns put into place. Recently he had to direct a Tour Bus that was on Monongahela Avenue. The Mayor directed Mr. Best to talk to our Chief of Police.

Fred Haynes – 98 Carmella Drive – Is opposed to paying \$80,000.00 in salaries, we should be hiring college graduates and getting some new blood in the office. Brian Dinkfelt not doing his job, Mr. Hayes gets no response from Brain Dinkfelt. We should hire 2 corporate secretaries, part-time at 20 hours per week. In February 2013 Mr. Dillinger fired Mr. Petro. We currently have 85 houses for sale on the market. John Palyo assured Mr. Haynes that he would look into his items of concern.

PRESIDENT’S REPORT: Mr. Dave Pasternak

George Dillinger made a motion to accept a Community Infrastructure Tourism Fund grant in an amount of \$75,000.00 for the WOAA Restroom Rehabilitation Phase 2 Project and authorize the President and Borough Manager to execute all contracts for the project. This project is administered by the Redevelopment Authority of Allegheny County. Charles Davis seconded the motion. Council President David Pasternak asked for a Roll Call Vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Charles Davis, Stephen Pholar

No Votes: None

The motion passed with six (6) yes votes and zero (0) no votes.

Edward Babyak made a motion to accept a Multimodal Transportation Fund grant in an amount of \$200,000.00 for the Lincoln Way Project and authorize the President and Borough Manager to execute all contracts for the project. This project is administered by the PA DCED – Business Financing & Grants Office. Charles Davis seconded the motion. Council President David Pasternak asked for a Roll Call Vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Charles Davis, Stephen Pholar

No Votes: None

The motion passed with six (6) yes votes and zero (0) no votes.

MAYOR’S REPORT: Mayor Marton provided the Police Activity Report for April 2019.

Arrests: (27 adults / 4 juveniles)	31
Assault	2
Criminal Mischief	1
Disorderly Conduct	4
Drug offenses (Violation of Title 35)	10
DUI	1
Endangering Welfare of Children	5
Fleeing or Attempting to Elude Police	1
Obstructing Administration of Law or Other Governmental Function	2
Receiving Stolen Property	2
Theft	3
Summary Traffic Violations	79
Total incidents	682

COUNCIL COMMITTEE REPORTS:

FINANCE: George Dillinger presented the finance report.

George Dillinger made a motion to accept the Treasurer's report for April 2019 as read. Chuck Davis seconded the motion. The motion was unanimously approved.

George Dillinger made a Motion authorizing the following Interfund Transfers for the month of April. Edward Babyak seconded the motion. The motion was unanimously approved.

From	To	Amount
Liquid Fuels	General Fund	8,132.96
Solid Waste	General Fund	40,437.14
Post Retirement	General Fund	763.63
Total Transfers		\$49,333.73

George Dillinger made a motion authorizing the following interfund transfers for the fire fund. As listed. Edward Babyak seconded the motion. The motion was unanimously approved.

From	To	Amount
General Fund	Fire Fund (RVFC)	60,000.00
General Fund	Fire Fund (WO#1)	41,500.00
Total Transfers		\$101,500.00

These transfers are applied to the 2019 budgeted allocation.

George Dillinger made a motion to approve 2019 Paving schedule for Cool Springs Road, Messenger Lane, Monongahela Boulevard and the 2200 block of Cypress Avenue. Edward Babyak seconded the motion.

Council President David Pasternak asked for a Roll Call Vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Stephen Pholar

No Votes: None

Abstention: Dave Pasternak (As he lives on that Block of Cypress Avenue.)

The motion passed with five (5) yes votes and zero (0) no votes.

HEALTH, ENVIRONMENT AND CABLE: Stephen Pholar presented the health, environment and cable report.

Stephen Pholar made a motion to authorize payment to Dave Collura, for Wildlife Control Services, in the amount of \$600.00 for the month of April 2019. Charles Davis seconded the motion. The motion was unanimously approved.

Stephen Pholar made a motion to satisfy the following liens as paid in full. Charles Davis seconded the motion. The motion was unanimously approved.

Lot & Block	Lien Number
649-G-248	GD-19-002212
461-G-00132	GD-19-003893
650-K-141	GD-19-002169
551-J-137	GD-00-11166 GD-11-981 GD-11-21894 GD-16-006323 GD-19-003636
461-P-239	GD-16-004497
550-N-84	GD-10-24561 GD-11-21596
462-S-00019	GD-19-002267
463-D-207	GD-19-003895

Announcements: Electronics and Household Hazardous Waste Recycling Collection drop off program is scheduled for Saturday, July 20th from 9:00 AM to 1:00 PM at the Borough Building. You must register on line or by calling 1-866-815-0016. This is a pay as you go program and information is available on our website and at the Borough office.

PARKS AND RECREATION: Louis Bender presented the parks and recreation report

Louis Bender made a motion to approve the Community Center Usage Agreement as developed by the Solicitor and recommended by the Committee. George Dillinger seconded the motion. The motion was unanimously approved.

Mr. Bender also requested that Public Works have the lines painted on the Heritage Hill Basketball Court for the summer season.

PLANNING AND ZONING: Edward Babyak, presented the planning and zoning report

The monthly report for April is available for review during normal business hours.

Edward Babyak made a motion to participate in the Steel Rivers COG Code Enforcement Property Management Database System at a cost not to exceed \$ 4,100.00. Louis Bender seconded the motion. The motion passed unanimously.

PUBLIC SAFETY REPORT: David Pasternak, presented the report

George Dillinger made a motion to accept a Bid from Aaron Elm Lawn Care for Lawn/Vegetation Services for Abandoned Properties and authorize the President and Borough Manager to execute a contract with said vendor, pending the Solicitor's approval of the agreement. (Bids where advertised and opened at 3:00 PM on May 20, 2019.) Edward Babyak seconded the motion. The motion passed unanimously.

PUBLIC WORKS: Chuck Davis presented the Public Works report

The monthly report for April is available for review during normal business hours.

Chuck Davis made a motion to give the Borough Manager authorization to present Conditional offers of hire to the candidates recommended by the Public Works Committee as per conditions of the Utility Workers Contract. Edward Babyak seconded the motion. The motion passed unanimously

PERSONNEL: Dave Pasternak presented the personnel report.

Charles Davis made a motion to accept the retirement of Jim McCabe as of June 30, 2019. (Jim is currently utilizing his accrued vacation until that time.) George Dillinger seconded the motion. The motion passed unanimously

TAX COLLECTORS' REPORTS: Dave Pasternak read the reports.

Stephen Pholar made a motion to accept the Tax Collectors' Reports and pay the commissions and fees due. George Dillinger seconded the motion. The motion passed unanimously

Current Real Estate – Real Estate Tax Collector (Lisa Pitchford) collected \$467,205.72 for current Real Estate Tax for the collection period of April, 2019.

Commission Due	\$3,183.75
Costs	\$0.00
Total Due	\$3,183.75

Delinquent/Liened Real Estate

Keystone Collections Group, Delinquent/Liened Real Estate Tax Collector(s) collected \$ 5,899.45 plus costs in delinquent Real Estate Tax for the collection period of April 1, 2019 – April 30, 2019.

Commission Due	\$29.77
Costs	\$1,427.37
Total Due	\$1,457.14

Earned Income Tax

Keystone Collections Group, Current/Delinquent Earned Income Tax Collector(s) collected \$39,175.85 in current and delinquent Earned Income Tax for the collection period of April, 2019.

Commission Due	\$558.94
Costs(refunds/postage and/or costs)	\$270.62
TCC Annual Fee	\$.00
Total Due	\$829.56

Berkheimer Associates, Current/Delinquent Earned Income Tax Collector(s) collected \$16.52 in current and delinquent Earned Income Tax for the collection period of April, 2019.

Commission Due	\$ 0.00
Costs(refunds/postage and/or costs)	\$ 0.00
Total Due	\$0.00

Mercantile/Business Privilege and Local Service Tax

Keystone Collections Group, Current Act 511 Tax Collector, collected \$2,583.99 in current Local Service Tax for the collection period of April, 2019.

Commission Due	\$45.11
Refund	\$0.00
Costs(postage and/or costs)	\$0.00
Total Due	\$45.11

Keystone Collections Group, current Business Privilege and Mercantile Tax Collector, collected \$15,306.59 in Business Privilege and \$139.90 in Mercantile Tax collections for the April 2019 collection period.

Commission Due	\$463.42
Costs	\$.00
Total Due	\$463.42

Keystone Collections Group, delinquent Business Privilege and Mercantile Tax Collector, collected \$00.00 in delinquent Business Privilege Tax and \$.00 in delinquent Mercantile Tax for the collection period of April 1 to April 30, 2019.

Commission Due	\$ 0.00
Costs	\$.00
Total Due	\$.00

ENGINEER’S REPORT: Kenneth Hillman presented the Engineer’s report.

George Dillinger made a motion to accept the Engineer’s Report and pay the fees due to Senate Engineering Company for Invoices #55124, #54125, #54126, #54127, #54128, #54129, #54130, 54131, all dated April 17, 2019, totaling \$3,678.00. Edward Babyak seconded the motion. Council President David Pasternak asked for a Roll Call Vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Charles Davis, Stephen Pholar

No Votes: None

The motion passed with six (6) yes votes and zero (0) no votes.

Stephen Pholar made a motion a motion to approve Pay Request #1 in the amount of \$36,147.50; Pay Request #2 (Final) in the amount of \$1,902.50; and Summary Change Order in the Amount of \$ 300.00 for Satire Construction, Inc. for the Heritage Pool ADA Improvements Project (CD44-7.6) as reviewed and approved by the Engineer and authorize the Borough Manager to sign the above listed request on behalf of the Borough. Louis Bender seconded the Motion. Council President David Pasternak asked for a Roll Call Vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Charles Davis, Stephen Pholar

No Votes: None

The motion passed with six (6) yes votes and zero (0) no votes.

Charles Davis made a motion to authorize the Engineer to proceed with the WOOA Restroom Renovations design and detailed specification in preparation for the bidding process. Edward Babyak seconded the motion. Council President David Pasternak asked for a Roll Call Vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Charles Davis, Stephen Pholar

No Votes: None

The motion passed with six (6) yes votes and zero (0) no votes.

Charles Davis made a motion to authorize the Engineer to proceed with the new lighting design and request proposals for the Gym Lighting Project located at the WOOA. Stephen Pholar seconded the motion. Council President David Pasternak asked for a Roll Call Vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Charles Davis, Stephen Pholar

No Votes: None

The motion passed with six (6) yes votes and zero (0) no votes.

SOLICITOR'S REPORT: Krisha DiMascio presented the Report in Executive Session.

George Dillinger made a motion to accept the Solicitor's Report and pay the fees due to Dodaro, Matta & Cambest for Invoice #16263, dated May 20, 2019, totaling \$4,950.00. Edward Babyak seconded the motion. The motion passed unanimously.

Stephen Pholar made a motion to rescind the previous motion accept the Solicitor's Report and pay the fees due to Dodaro, Matta & Cambest for Invoice #16263, dated May 20, 2019, at a corrected amount totaling \$4,900.00. George Dillinger seconded the motion. The motion passed unanimously.

RESOLUTIONS AND ORDINANCES:

George Dillinger made a motion to pass Resolution #2019-08 To make refund of certain real property taxes to certain property owners as hereinafter listed by reason of official change order, gentrification, issued by the Allegheny County Board of Assessments, appeals and review as well as abatements or overpayments. Charles Davis seconded the motion. The motion passed unanimously.

NEW BUSINESS:

George Dillinger made a motion authorizing the firm of Maher Duessel to perform the 2018 Fiscal Audit for the Borough of White Oak for an amount not to exceed \$18,500.00. Charles Davis seconded the motion. Council President David Pasternak asked for a Roll Call Vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Charles Davis, Stephen Pholar

No Votes: None

The motion passed with six (6) yes votes and zero (0) no votes.

Charles Davis made a motion to authorize the purchase of the Pool Concession Stand Kitchen Equipment for the price of \$2,500.00 from Mark Novakovich of Twin Oaks Restaurant. Louis Bender seconded the motion. The motion passed unanimously

OLD BUSINESS: None

ANNOUNCEMENTS:

- June 10, 2019, 6:45 PM – Council Workshop Meeting (Open to the Public)
- June 17, 2019, 6:45 PM – Council Workshop Meeting (Open to the Public)
 - 8:00 PM – Council Meeting (Open to the Public)

ADJOURNMENT:

Charles Davis made a motion to adjourn the meeting at 8:34 PM. Edward Babyak seconded the motion. The motion was unanimously approved.

Respectfully submitted,

John Palyo
Borough Manager, Secretary & Treasurer

Date Approved by Council