

BOROUGH OF WHITE OAK
Minutes of a Council Meeting
November 18, 2019, 8:00 PM

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

PLEDGE OF ALLEGIANCE: Dave Pasternak

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

Elected Officials:

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

Borough Staff and Professional Services:

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

MINUTES: Stephen Pholar made a motion to accept the minutes of the October 21, 2019 Council meeting. Charles Davis seconded the motion. The motion was unanimously approved.

EXECUTIVE SESSION: Krisha DiMascio announced following the Workshop meeting of November 11, 2019 and prior to the Council meeting on November 18, 2019, Council had an Executive Session to discuss personnel and pending legal matters.

PUBLIC COMMENTS:

Andy Mauro – 2222 Pleasant Drive

Mr. Mauro questioned why there is not a “No Turn on Red” sign at the intersection of Henderson and Lincoln Way. Ken Hillman, Borough Engineer informed Mr. Mauro that with the updating of Traffic Signals in the summer of 2020, these issue will be addressed.

Mr. Mauro also stated the condition of the closed White Oak School is becoming an eyesore for the White Oak Community and asked what steps can be done, Council stated that they would have Brian Dinkfelt, Code Enforcement Officer see what steps can be taken with the McKeesport Area School District owners of the building.

PRESIDENT’S REPORT: Dave Pasternak

Announced the Steel Rivers COG December dinner meeting is on Thursday, December 5th at The Sunset Room, in Elizabeth Township. The cost is \$ 45.00 per person; any elected officials are welcome to attend. Please RSVP the borough office prior to November 25, 2019.

Council President David Pasternak stated that due to inconsistencies posted on Facebook, that he does live in the Borough of White Oak and would like this as part of the official record of the meeting. He did confirm that he does own property in Las Vegas, Nevada, however, he does, in fact, live in White Oak and his name is on the deed of the house and it is his primary residence.

MAYOR'S REPORT: Mayor Ina Marton provided the Police Activity Report for October 2019.

Arrests: (13 adults / 1 juvenile)	14
Assault	3
Criminal Mischief	2
Criminal Trespass	2
DUI	2
Flight to Avoid Apprehension	1
Hindering Apprehension / Prosecution	1
Theft	2
Unauthorized Use of a Motor Vehicle	1
Summary Traffic Violations	63
Total Incidents	823

Ratification of actions taken at the November 12, 2019 Workshop meeting: Mr. Dave Pasternak

Note: The workshop meeting was called to order at 6:54 PM by Mayor Ina Marton. Councilors attending the meeting were Ed Babyak, Lou Bender, Chuck Davis and Steve Pholar.

Motion was made by Louis Bender to appoint Charles Davis as President Pro Tem for the workshop meeting. Steve Pholar seconded the motion. The motion was unanimously approved. Comments: This was a necessary step due to the absence of the President, Vice President and President Pro Tem for the workshop meeting.

A motion to ratify this action taken at the November 11, 2019 Workshop meeting was made by Louis Bender and seconded by Edward Babyak. The motion was unanimously approved.

Motion was made by Stephen Pholar to award the base bid to Merit Electrical for the White Oak Athletic Association Gym Lighting Project in the amount of \$ 30,070.00 and the add alternate bid in the amount of \$ 10,750.00 for the ceiling fans for a total of \$ 40,820.00 and authorize the President and Borough Manager to execute all documents on behalf of the Borough. Louis Bender seconded the Motion. The motion was unanimously approved.

A motion to ratify this action taken at the November 11, 2019 Workshop meeting was made by Charles Davis and seconded by Edward Babyak. The motion was unanimously approved.

Motion was made by Louis Bender to authorize Senate Engineering Company to prepare specifications and authorize to bid the 2020 Borough Paving Program for the following streets: Cool Springs Road, Messinger Lane, Cypress Avenue (2200 Block), Ohio Avenue (1600 Block), White Oak Drive, and Rankin Road. Edward Babyak seconded the motion. The motion was unanimously approved.

A motion to ratify this action taken at the November 11, 2019 Workshop meeting was made by Louis Bender and seconded by Edward Babyak. Council President David Pasternak abstained from the vote due to living on Cypress Avenue. The motion was approved.

Motion was made by Louis Bender to authorize a “Conditional Offer of Hire” to candidate #3 for an entry level police officer position based upon the eligible candidates list as provided by the White Oak Civil Service Commission. Steve Pholar seconded the motion. The motion was unanimously approved.

A motion to ratify this action taken at the November 11, 2019 Workshop meeting was made by Edward Babyak and seconded by Louis Bender. The motion was unanimously approved

COUNCIL COMMITTEE REPORTS:

FINANCE: David Pasternak presented the finance report.

Charles Davis made a motion to accept the Treasurer’s Report for October 2019. Edward Babyak seconded the motion. The motion was unanimously approved.

Charles Davis made a motion approving the Check Register for the month of October, which includes Electronic Fund Transfers and General Fund Checks in the following ranges (204985 to 205110) totaling \$881,765.32. Edward Babyak seconded the motion. The motion was unanimously approved.

Charles Davis made a motion authorizing the following Interfund Transfers for the month of October. Edward Babyak seconded the motion. The motion was unanimously approved.

From	To	Amount
Solid Waste	General Fund	41,091.73
Post Retirement	General Fund	763.63
Liquid Fuels	General Fund	8,197.60
Fire Fund (RVFC)	General Fund	3,794.98
Fire Fund (WOVFC#1)	General Fund	3,230.81
Total Transfers		\$57,078.75

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 October 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, Ed Babyak seconded the motion. The motion was unanimously approved.

Lot & Block	Lien Number
551-J-237	GD-19-002198
461-M-25	GD-19-003712
650-S-285	GD-19-003766
549-J-181	CP-B-2122 of April 1951

Note Lot & Block 549-J-181, Lien Number CP-B-2122 of April 1951 was cleared from the books.

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

Louis Bender made a motion to approve a budget not to exceed \$1,000.00 for the Recreation Board to host a Senior Citizen’s Holiday Event. Edward Babyak seconded the motion. The motion was unanimously approved.

PLANNING AND ZONING: Ed Babyak presented the planning and zoning report

The monthly permit/violation report for October is available for review during normal business hours.

PUBLIC SAFETY REPORT: Dave Pasternak presented the public safety report

Charles Davis made a Motion to continue police services for South Versailles Township at the same monthly rate of \$1,100.00 for the year 2020. Edward Babyak seconded the motion. The motion was unanimously approved.

PUBLIC WORKS: Charles Davis presented the Public Works report

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

PERSONNEL: No Report

TAX COLLECTORS’ REPORTS: Dave Pasternak

Charles Davis made a Motion to accept the Tax Collectors’ Reports and pay the commissions and fees due. Edward Babyak seconded the motion. The motion was unanimously approved.

Current Real Estate – Real Estate Tax Collector (Lisa Pitchford) collected \$9,608.12 current Real Estate Tax for the collection period of October, 2019.

Commission Due	\$55.25
Costs	\$0.00
Total Due	\$55.25

Delinquent/Liened Real Estate

Keystone Collections Group, Delinquent/Liened Real Estate Tax Collector(s) collected \$3,310.54 plus costs in delinquent Real Estate Tax for the collection period of October 1, 2019 – October 31, 2019

Commission Due	\$0.00
Costs	\$0.00
Total Due	\$0.00

Earned Income Tax

Keystone Collections Group, Current/Delinquent Earned Income Tax Collector(s) collected \$34,476.24 in current and delinquent Earned Income Tax for the collection period of October, 2019.

Commission Due	\$489.51
Costs(refunds/postage and/or costs)	\$3.50
TCC Annual Fee	\$0.00
Total Due	\$493.01

Berkheimer Associates, Current/Delinquent Earned Income Tax Collector(s) collected \$72.39 in current and delinquent Earned Income Tax for the collection period of October, 2019.

Commission Due	\$1.04
Costs(refunds/postage and/or costs)	\$0.00
Total Due	\$1.04

Mercantile/Business Privilege and Local Service Tax

Keystone Collections Group, Current Act 511 Tax Collector, collected \$447.58 in current Local Service Tax for the collection period of October, 2019.

Commission Due	\$7.81
Refund	\$0.00
Costs(postage and/or costs)	\$0.00
Total Due	\$7.81

Keystone Collections Group, current Business Privilege and Mercantile Tax Collector, collected \$.00 in Business Privilege and \$.00 in Mercantile Tax collections for the October 2019 collection period.

Commission Due	\$0.00
Costs	\$0.00
Total Due	\$0.00

Keystone Collections Group, delinquent Business Privilege and Mercantile Tax Collector, collected \$ 737.34 in delinquent Business Privilege Tax and \$714.33 in delinquent Mercantile Tax for the collection period of October 1, - October 31, 2019.

Commission Due	\$87.10
Costs	\$0.00
Total Due	\$87.10

ENGINEER’S REPORT: Mr. Ken Hillman

Charles Davis made a Motion to accept the Engineer’s Report and pay the fees due to Senate Engineering Company for Invoices #56296 through #56303, dated October 31, 2019, totaling \$11,863.75. Stephen Pholar seconded the motion. The motion was unanimously approved.

Louis Bender made a Motion to approve invoice #19090 dated October 31, 2019 in the amount of \$ 1,650.00 payable to GeoMechanics, Inc. for services related to the Center Street Extension project. (This was reviewed and approved by the Engineer.) Ed Babyak seconded the motion. The motion was unanimously approved.

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

Stephen Pholar made a Motion to accept the Solicitor’s Report and pay the fees due to Dodaro, Matta & Cambest for Invoice #16431, dated November 12, 2019, totaling \$2,940.00. Charles Davis seconded the motion. The motion was unanimously approved

RESOLUTIONS AND ORDINANCES: Ms. Krisha DiMascio

RESOLUTION #2019-17

Charles Davis made a Motion 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. Edward Babyak seconded the motion. The motion was unanimously approved

ORDINANCE NO. 2019-18

Edward Babyak made a Motion to approve an Ordinance of the Borough of White Oak adopting the 2015 edition of the International Property Maintenance Code, regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures in the Borough of White Oak; providing for the issuance of permits and collection of fees therefor; repealing Ordinance No. 3480 of the Borough of White Oak and all other ordinances or parts of laws in conflict therewith. Charles Davis seconded the motion. The motion was unanimously approved

ORDINANCE NO. 2019-19

Edward Babyak made a Motion to approve an Ordinance of the Borough of White Oak, Allegheny County, Pennsylvania, amending Chapter 15, “Fire Prevention,” in the code of the Borough of White Oak, to adopt the 2015 edition of the International Fire Code, regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises in the Borough of White Oak; providing for the issuance of permits and collection of fees therefore; creating the fire safety advisory committee; providing for the enforcement of the fire prevention code; repealing all other Ordinances and parts of the Ordinances in conflict therewith. Charles Davis seconded the motion. The motion was unanimously approved

NEW BUSINESS: None

OLD BUSINESS:

ANNOUNCEMENTS:

- Monday, December 9, 2019, 6:45 PM – Council Workshop Meeting (Open to the Public)
- Monday, December 16, 2019, 6:45 PM – Council Workshop Meeting (Open to the Public)
 - 8:00 PM – Council Meeting (Open to the Public)

On behalf of Council, President Dave Pasternak, wished everyone a Happy Thanksgiving!

ADJOURNMENT: Charles Davis made a motion to adjourn the meeting at 8:23 PM. Stephen Pholar seconded the motion. The motion was unanimously approved.

Respectfully submitted,

John Palyo
Borough Manager, Secretary & Treasurer

Date Approved by Council