

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, JANUARY 19, 2009 AT 8:00 P.M.**

**CALL TO ORDER**

Mr. Petro, President of Council, called the Regular Meeting to order at 8:00 p.m.

**PLEDGE OF ALLEGIANCE**

Mr. Petro led those attending in the Pledge of Allegiance.

**ROLL CALL**

Attending were Council members, George Dillinger, Ronald Massung, David Pasternak, Jack Petro, Jr. and Kenneth Robb. Also attending were Mayor Ina Jean Marton, Solicitor Terry Leckman, Engineer Representative Donald Hultberg and Borough Secretary Nancy Greenland.

Council members Edward Babyak and Charles Davis were absent

**MINUTES**

Mr. Petro asked if there were any additions or corrections to the following Minutes:

Workshop Meeting – December 10, 2008

Workshop Meeting – December 15, 2008

Regular Meeting – December 15, 2008

There were none.

A motion was made by Mr. Massung, seconded by Mr. Pasternak, to accept the Minutes as presented.

Motion carried unanimously.

**EXECUTIVE SESSION**

Mr. Leckman stated there were various sessions held and during such sessions pending litigation and personnel matters were discussed.

**PUBLIC COMMENTS**

Mr. Petro advised those in attendance that Council is unable to respond to any questions regarding legal or personnel matters at the public meeting and that anyone wishing to speak would be limited to three (3) minutes.

## REPORTS OF CHAIRPERSONS OF STANDING COMMITTEES

### **President's Report**

Mr. Petro asked for a motion to appoint the 2009 Delegates and Alternate Delegates to various boards.

A motion was made by Mr. Robb, seconded by Mr. Massung, to appoint the following:

<u>Board</u>	<u>Delegate</u>	<u>Alternate</u>
Twin Rivers COG	Mr. Pasternak	Mr. Babyak
West to West Coalition	Mrs. Marton	
Library Board	Mrs. Marton	Mr. Robb
White Oak EMS Board	Mr. Massung	
SHACOG	Mr. Pasternak	Mr. Davis
League of Municipalities	Mrs. Marton	Mr. Massung

Motion carried unanimously.

### **Mayor's Report**

Mrs. Marton gave the December Stat Report.

Arrests 2 (2-adults, 0-juveniles)

DUI	1
Theft	1
Summary Traffic Violations	75
Total Incidents	429

Mrs. Marton noted the McKeesport Area School District is participating in Operation Touch of Home honoring the 6<sup>th</sup> Marine Division serving overseas. A ceremony is set for January 21<sup>st</sup> At 9:00 a.m. in the MASD Board Room. Anyone who wishes to attend is welcomed.

### **Finance**

Mr. Dillinger, Chairperson, indicated he had a motion to introduce.

A motion was made by Mr. Dillinger, seconded by Mr. Pasternak, to accept the bills paid and the accounts payable for December.

Bills- Paid in December

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	101142-101188	\$ 50,874.00

Fire Protection	310004	\$	53.00
Super Fund		\$	0.00
Solid Waste	6000093-600095	\$	39,407.10
Pool/Park Fund	900109-900112	\$	2,633.83
Capital Expenditures		\$	0.00
Liquid Fuels	350031	\$	<u>8,127.79</u>
Total Bills Paid		\$	101,095.72

#### Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 36,413.21
Fire Protection	\$ 1,317.67
Solid Waste	\$ 44,329.30
Pool Fund	\$ 909.78
Capital Projects	\$ 8,372.00
Liquid Fuels	\$ <u>18,718.19</u>
Total Accounts Payable	\$ 110,060.15

Motion carried unanimously.

#### **HEALTH, ENVIRONMENT AND CABLE**

Mr. Davis, Chairperson, was absent. Mr. Pasternak gave Mr. Davis' report.

Mr. Pasternak advised residents there would be no delay in garbage pickup this week as Martin Luther King Day was not a holiday for the borough's hauler.

#### **PARKS AND RECREATION AND COG REPRESENTATIVE**

Mr. Pasternak, Chairperson, stated he had nothing to report at this time.

#### **PLANNING, ZONING AND CODE ENFORCEMENT**

Mr. Babyak, Chairperson, was absent. Mr. Massung gave Mr. Babyak's report.

Mr. Massung advised that in December there were 6 violation notices issued as well as 11 permits for fees totaling \$1,621.00.

A motion was made by Mr. Massung, seconded by Mr. Dillinger, giving preliminary and final approval to the Baran Plan of Lots. This is a two lot residential subdivision on Lewis Street. Said plan has received a favorable recommendation from the Planning Commission.

Motion carried unanimously.

A motion was made by Mr. Massung, seconded by Mr. Robb, giving preliminary and final approval to the Rainbow Wendy's Subdivision. This is a two lot commercial subdivision to create a single lot for Wendy's. This approval is contingent upon final approval of the Borough

Solicitor and Borough Engineer. Said subdivision has received a favorable recommendation from the Planning Commission.

Motion carried unanimously.

## **PUBLIC SAFETY**

Mr. Massung stated he had nothing to report regarding the Public Safety Committee but noted that 4 students from St. Angela would be attending the Inauguration Ceremony for Barack Obama tomorrow.

## **PUBLIC WORKS**

Mr. Robb, Chairperson, noted the work activity report was available for review during normal business hours.

A motion was made by Mr. Robb, seconded by Mr. Pasternak, authorizing the purchase of two (2) one (1) ton dump trucks. With aluminum bed, drop sides, tailgate spreader and plow unit. Financing is to be secured through the appropriate state or county agency.

Mr. Massung asked if this was contingent upon selling two (2) to three (3) older trucks in the fleet.

Mr. Robb stated that was correct.

## **TAX COLLECTOR'S REPORT**

### **Current Real Estate**

Robert Hart, Current Tax Collector, turned in \$9,646.20, on the 2008 Tax Duplicate, for the period of December 1, 2008 – December 31, 2008.

### **Commission due – \$75.00 (20 accounts @ \$3.75)**

Assessed Value	\$335,899,388.00
Exonerations (Less)	\$ 271,600.00
Additions	\$ 232,100.00
Abatement Values	\$ 611,200.00
Adjusted Value	\$335,248,688.00
Value of statements (actual)	\$ 1,394,634.54
Act 77 Revoked @ Face	\$ 397.11
Act 77 Eligible @ Face	\$ <u>43,360.24</u>
Corrected Value of Statements	\$ 1,351,941.55
Collected from – 12/01/08 – 12/31/08	\$ 9,646.20
Discount	\$ 0.00
Less Penalty	\$ <u>876.93</u>
Total Credited to Duplicate	\$ 8,769.27
Amount Previously Collected	\$ 1,280,594.69

Collections	\$	8,769.27
Total Collected	\$	<u>1,289,363.96</u>
Balance to be collected	\$	62,307.45

**Delinquent/Liened Real Estate**

Keystone Municipal Collections, Delinquent/Liened Real Estate Tax Collector, turned in \$431.86 in delinquent real estate tax for the collection period of November 26, 2008 – December 31, 2008.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<b><u>0.00</u></b>
<b>Total Due</b>	- \$	<b>0.00</b>

**Earned Income Tax Collector**

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$28,862.00 in current Earned Income Tax for the collection period of November 26, 2008 – December 31, 2008.

<b>Commission due</b>	- \$	<b>432.97</b>
<b>Costs</b>	- \$	<b><u>0.00</u></b>
<b>Total Due</b>	- \$	<b>432.97</b>

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned \$93.19 in delinquent Earned Income Tax and \$8,135.91 audited in delinquent Earned Income Tax, including costs for the collection period of November 26, 2008 – December 31, 2008.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<b><u>271.00</u></b> – Certified Postage, Writs of Execution, Civil Complaints
<b>Total Due</b>	- \$	<b>271.00</b>

**Mercantile/Business Privilege and Emergency Municipal Service Tax Collector**

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$723.47 in current Municipal Service Tax for the collection period of November 26, 2008 – December 31, 2008.

<b>Commission due</b>	- \$	<b>10.90</b>
<b>Costs</b>	- \$	<b><u>0.00</u></b>
<b>Total Due</b>	- \$	<b>10.90</b>

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, turned in \$6,735.79 in delinquent Business Privilege Tax and \$406.35 in delinquent Mercantile Tax, including costs for the collection period of November 26, 2008 – December 31, 2008.

<b>Commission due</b>	- \$	<b>385.05</b>
<b>Costs</b>	- \$	<b><u>6.51</u></b> - 31 Non File Letters Mailed
<b>Total Due</b>	- \$	<b>327.50</b>

**Delinquent Garbage Fee Collector**

Keystone Municipal Collections, Delinquent Garbage Fee Collector, had nothing to report at this time.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>0.00</b>

A motion was made by Mr. Dillinger, seconded by Mr. Pasternak, to accept the Tax Collectors' Reports and pay the fees due.

Motion carried unanimously.

**ENGINEER'S REPORT**

Mr. Hultberg, Engineer Representative, indicated the report was provided to Council at the Workshop Session held January 14<sup>th</sup> Workshop Meeting and that he attended the January 8<sup>th</sup> Planning Commission meeting.

A motion was made by Mr. Robb, seconded by Mr. Pasternak, to accept the Engineer's Report.

Motion carried unanimously.

**SOLICITOR'S REPORT**

Mr. Leckman stated he would present several resolutions to present. He further advised there would be another Executive Session after the Public Meeting.

A motion was made by Mr. Dillinger, seconded by Mr. Robb, to accept the Solicitor's Report and pay Invoice No. WOB 216 dated January 19, 2009, in the amount of \$2,055.00.

Motion carried unanimously.

**ANIMAL CONTROL OFFICERS' REPORTS**

Mr. Pasternak read the Animal Control Officer's and Wildlife Officer's Reports for the month of December, 2008.

Trisha Hroblak – Animal Control

Number of 911 calls taken	10
Number of calls taken shelter/borough/residents	3
Number of Dogs returned to owners	8
Number of Dogs surrendered to Shelter	2
Number of Dogs humanely disposed of	0
Number of Dogs hit/killed by Vehicle	0
Number of Cats returned to owners	2
Number of Cats surrendered to Shelter	1
Number of Cats humanely disposed of	0

Number of Cats hit/killed by Vehicle	0
Number of people information filed against	0
Number of citations issued	0
Number of after hour calls	2
<b>Total Due</b>	<b>\$285.00</b>

A motion was made by Mr. Pasternak, seconded by Mr. Massung, to accept the Animal Control Officer's Report and pay the fee due in the amount of \$285.00 for the month of December.

Motion carried unanimously.

Dave Collura – Wildlife Control Report for the month of December

	Live Trap	Road Kill
Deer	0	11
Birds/Fowl	0	0
Chipmunk	0	0
Degas	0	0
Groundhogs	0	0
Rabbits	0	0
Raccoons	8	2
Opossums	0	0
Skunks	5	1
Squirrels	0	0
Snakes	0	0
Turtles	0	0
<b>Total Due</b>	<b>\$300.00</b>	<b>\$125.00</b>

A motion was made by Mr. Pasternak, seconded by Mr. Robb, to accept the Wildlife Control Officer's Report and pay the fee due in the amount of \$425.00 for the month of December.

Motion carried unanimously.

## **RESOLUTIONS AND ORDINANCES**

Mr. Leckman read Resolution No. 3533 by short title for adoption.

### **R-3533 CIVIL SERVICE – AMENDMENTS RULES AND REGULATIONS**

A motion was made by Mr. Robb, seconded by Mr. Massung, to adopt Resolution No. 3533 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Resolution No. 3533 officially adopted.

Mr. Leckman read Resolution No. 3534 by short title for adoption.

**R-3534 REAL ESTATE TAX REFUND**

A motion was made by Mr. Massung, seconded by Mr. Robb, to adopt Resolution No. 3534 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Resolution No. 3534 officially adopted.

**NEW BUSINESS**

None

**OLD BUSINESS**

None

**ADJOURNMENT**

A motion was made by Mr. Robb, seconded by Mr. Massung, to adjourn.

Motion carried unanimously.

Meeting adjourned at 8:12 p.m.

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Date Approved

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Borough Secretary