

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, JANUARAY 20, 2014 AT 7:30 P.M.**

**CALL TO ORDER**

MS. Noll, President of Council, called the Regular Meeting to order at 7:30 p.m.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was given.

**ROLL CALL**

Attending were Council members: Edward Babyak, Charles Davis, Ronald Massung, Joseph Nagy, Carrie Noll, and Ken Robb. Also attending were Mayor Ina Marton, Solicitor Representative Krisha Mackulin, Engineer Representative Donald Hultberg and Borough Secretary Nancy Greenland.

Council member David Pasternak was absent.

**MINUTES**

Ms. Noll noted there were no Minutes submitted for approval at this time.

**EXECUTIVE SESSION**

Ms. Mackulin stated an Executive Sessions were held last Wednesday and this evening at which time potential litigation and personnel matters were discussed .

**PUBLIC COMMENTS**

No one in the audience wished to speak.

**PRESIDENT'S REPORT AND COG REPRESENTATIVE**

Ms. Noll, President of Council, announced her Committee and Delegate/Alternate Delegate appoints.

***Finance Committee***

Ronald Massung, Chairperson  
David Pasternak  
Joseph Nagy

***Health, Environment and Cable Committee***

David Pasternak, Chairperson  
Kenneth Robb  
Charles Davis

***Parks and Recreation Committee***

Kenneth Robb, Chairperson

***Planning, Zoning & Code Enforcement Committee***

Charles Davis, Chairperson

Charles Davis  
Edward Babyak  
**Public Safety Committee**  
Edward Babyak, Chairperson  
Ronald Massung  
Joseph Nagy

Edward Babyak  
Kenneth Robb  
**Public Works Committee**  
Joseph Nagy, Chairperson  
David Pasternak  
Ronald Massung

**Personnel Committee**  
Carrie Noll, Chairperson  
David Pasternak  
Ronald Massung

**EMS Representative**  
Charles Davis

**Twin Rivers COG Delegates**  
David Pasternak, Delegate  
Carrie Noll, Alternate

**SHACOG Delegates**  
David Pasternak, Delegate  
Carrie Noll, Alternate

**West to West Coalition  
League of Municipalities & PSAB**  
Ina Marton, Delegate  
Ronald Massung, Alternate

**Library Board**  
Ina Marton, Delegate  
Kenneth Robb, Alternate

**WOOA Board Representatives**  
Carrie Noll  
Kenneth Robb  
Joseph Nagy

**Act 32 – Southeast Tax Collection Commission**  
Nancy Greenland  
Ronald Massung  
Carrie Noll

1. **MAYOR’S REPORT**

Mayor Marton gave the December 2013 Stat Report for the Police Department.

Arrests: 8 (8 adult/0 juvenile)

Criminal Trespass	1
Disorderly Conduct	2
DUI	2
Terroristic Threats	1*
Theft	2
*Defendant also charged with Harassment, Ethnic Intimidation, Indecent Exposure, Disorderly Conduct & Violation of the Controlled Substance/Drug/Device and Cosmetic Act)	
Summary Traffic Violations	59
<b>TOTAL INCIDENTS:</b>	<b>509</b>

**FINANCE REPORT**

Mr. Massung, Chairperson, stated he had the standard monthly motion regarding the check register and accounts payable.

A motion was made by Mr. Dillinger, seconded by Mr. Babyak, to accept the Check Register and Accounts Payable as of December 31, 2013.

Paid Invoices:

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	106465-106568	\$ 3,542,755.93
Fire Protection	0-0	\$ 0.00
Post Retirement	0-0	\$ 0.00
Super Fund	0-0	\$ 0.00
Solid Waste	600362-600364	\$ 46,072.17
Pool/Park Fund	900956-900961	\$ 4,442.98
Capital Expenditures	0-0	\$ 0.00
Capital Debt Sinking	0-0	\$ 0.00
Liquid Fuels	350264-350269	\$ 15,329.77
Total Bills Paid		\$ 3,653,738.10

Accounts Payable Due

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 0.00
Fire Protection	\$ 0.00
Post Retirement Fund	\$ 0.00
Super Fund	\$ 0.00
Solid Waste	\$ 0.00
Pool Fund	\$ 0.00
Capital Projects	\$ 0.00
Capital Debt	\$ 0.00
Liquid Fuels	\$ 0.00
Total Accounts Payable	\$ 0.00

Mr. Massung noted that during the month of December the Borough prepaid the PIB Loan that was secured several years ago for the three (3) road maintenance program that ended in 2012. The Borough is saving money by prepaying.

A motion was made by Mr. Massung, seconded by Mr. Davis, to approve the December 2013 Check Register and Accounts Payable.

Motion carried unanimously.

A motion was made by Mr. Massung, seconded by Mr. Babyak, to reopened the 2014 Budget. Council will hold a Special Meeting on Wednesday, February 12, 2014 at 7:00 p.m. to consider adoption of the reopened budget.

Motion carried unanimously.

## **HEALTH, ENVIRONMENT AND CABLE**

Ms. Noll noted Chairperson Pasternak was absent and there was no report to be given at this time.

## **PARKS AND RECREATION**

Mr. Robb, Chairperson, announced the Valentine's Day Dance being sponsored by the Recreation Board. This is set for Saturday, February 8 at 7:30 p.m. The dance is being held at the White Oak Athletic Association.

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

Mr. Davis, Chairperson, noted \$2,576.00 in fees were collected in December for Zoning and Occupancy Permits. There were also 4 Code Violation notices issued, 3 for junk and 1 vehicle was orange tagged.

Mr. Davis advised the Zoning Hearing Board would be meeting on Thursday, January 23<sup>rd</sup> at 8:00 p.m. to consider a Special Exception and Variance Requests in order to operate a gas sales service station and convenience store. The variance request are for the driveway ingress/egress and sign height and area. The proposed site of this project is at the former Massie Toyota along Long Run Road.

Ms. Mackulin noted the Board would be appointing solicitor at this upcoming meeting.

## **PUBLIC SAFETY**

Mr. Babyak, Chairperson, indicated he has several motions to introduce.

A motion was made by Mr. Babyak, seconded by Mr. Massung, to appoint part-time patrol officer Gregory Smith to a full-time position effective February 1, 2014.

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Mr. Nagy, to appoint part-time patrol officer William Haines to a full-time position effective February 2, 2014.

Motion carried unanimously.

## **PUBLIC WORKS**

Mr. Nagy, Chairperson, noted the Work Activity Report would be available for viewing during normal business hours.

## **TAX COLLECTOR'S REPORT**

### Current Real Estate

Robert Hart, Current Tax Collector, turned in \$3,765.56 on the 2013 Tax Duplicate, for the period of December 1, 2013 – December 31, 2013.

#### **Commission due – \$ 37.50 (10 accounts @ \$3.75)**

Assessed Value	\$399,955,508.00
Exonerations (Less)	\$ 9,360,701.00
Additions	\$ 1,334,400.00
Abatement Values	\$ 232,100.00
Adjusted Value	\$391,697,107.00
Value of statements (actual)	\$ 1,826,350.96
Act 77 Revoked @ Face	\$ 595.97
Act 77 Eligible @ Face	\$ 50,044.76
Corrected Value of Statements	\$ 1,776,902.17
Collected from – 10/01/13 – 10/31/13	\$ 11,142.81
Discount (add)	\$ 63.58
Less Penalty (sub)	\$ 539.05
Total Credited to Duplicate	\$ 10,667.34
Amount Previously Collected	\$ 1,602,762.32
Collections	\$ 10,667.34
Total Collected	\$ 1,613,429.66
Balance to be collected	\$ 163,472.51

### Delinquent/Liened Real Estate

Keystone Collections Group, Delinquent/Liened Real Estate Tax Collector, turned in \$369.85 in taxes and costs collected for the collection period of November 26, 2013 to December 31, 2013.

<b>Commission due</b>	<b>- \$ 0.00</b>
<b>Costs</b>	<b>- \$ 17.50</b>
<b>Total Due</b>	<b>- \$ 17.50</b>

### Earned Income Tax Collector

Keystone Collections Group, Current/Delinquent Earned Income Tax Collector, turned in \$69,437.30 in current and \$0.00 delinquent Earned Income Tax for the collection period of December 1, 2013 – December 31, 2013.

<b>Commission due</b>	<b>- \$ 1,138.41</b>
<b>Costs</b>	<b>- \$ 32.39 (postage and reprint cards)</b>
<b>Total Due</b>	<b>- \$ 1,170.90</b>

### Mercantile/Business Privilege and Local Service Tax Collector

Keystone Collections Group, Current Act 511 Tax Collector, turned in \$79.88 in Local Service Tax for the collection period of December 1, 2013 – December 31, 2013.

<b>Commission due</b>	- \$	<b>1.59</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>1.59</b>

Keystone Collections Group, Current Business Privilege and Mercantile Tax Collector, turned in \$0.00 in Business Privilege and \$0.00 in Mercantile Tax collections plus costs for the collection period December 1, 2013 – December 31, 2013.

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

Keystone Collections Group, Delinquent Act 511 Tax Collector, turned in \$0.00 in delinquent Local Service Tax, \$6,974.24 in delinquent Business Privilege Tax, \$1,618.60 in delinquent Mercantile Tax for the collection period of November 26, 2013 – December 31, 2013.

<b>Commission due</b>	- \$	<b>1,486.17</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>1,486.17</b>

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

Motion carried unanimously.

### **ENGINEER'S REPORT**

Mr. Hultberg, Engineer Representative, indicated he attended last Wednesday's and this evening's Work Sessions and the firm is working on those items outlined at those sessions.

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

### **SOLICITOR'S REPORT**

Ms. Mackulin, Solicitor, stated she would present a resolution for consideration later in the meeting. She also indicated she had given her report in the Workshop.

A motion was made by Mr. Robb, seconded by Mr. Babyak, to accept the Solicitor's Report and pay invoices: Numbers 26529, 26530, 26531 and 26532 for services rendered in December, totaling \$620.50.

Motion carried unanimously.

### **ANIMAL CONTROL OFFICERS' REPORTS**

Mr. Davis read Animal Control and Wildlife Officer's Reports for the month of December in the absence of Mr. Pasternak.

<b>Ferree Kennels – Animal Control Officer</b>	December
Number of Animals Humanely Disposed Of	0
Number of Animals Turned Over to WOASH	0
Number of Dogs Returned to Owners	3
Number of Calls Answered from Residents & Municipal Offices	0
Number of Person Information Signed Against	0
Number of Citations Issued	0
Number of Claims to State for Housing	0
 Monthly Fee	 \$ 50.00
After Hours Calls	\$ 0.00
State Housing Reimbursement	<u>\$ 0.00</u>
<b>Total Due</b>	<b>\$ 50.00</b>

A motion was made by Mr. Davis, seconded by Mr. Massung, to accept the Animal Control officer's reports for the month of December and paying the fees due of \$50.00.

Motion carried unanimously.

**Dave Collura – Wildlife Control**  
Report for the month of December 2013

	Live Trap	Road Kill	Disposal After Hours Calls
Deer	0	6	6
Bats	0	0	
Birds/Fowl/Turkey	0	0	
Cats	0	0	
Chipmunk	0	0	
Degas	0	0	
Groundhogs	2	0	
Opossums	1	2	
Rabbits	0	0	
Raccoons	13	5	
Skunks	1	1	
Squirrels	2	2	
Snakes	0	0	
Turtles	0	0	
<b>Total Due</b>	<b>\$350.00</b>	<b>\$140.00</b>	<b>\$ 120.00</b>

**Grand Total: \$610.00**

A motion was made by Mr. Davis, seconded by Mr. Babyak, to accept the Wildlife Control officer's report for the month of December and pay the fees due of \$660.00.

Motion carried unanimously.

## **RESOLUTIONS AND ORDINANCES**

Ms. Mackulin read Resolution No. 4008 by short title for adoption.

### **R-4015 REAL ESTATE TAX REFUND**

A motion was made by Mr. Davis, seconded by Mr. Robb, to adopt Resolution No. 4015 as just read by Ms. Mackulin.

Ms. Noll declared Resolution Number 4015 adopted.

## **NEW BUSINESS**

## **OLD BUSINESS**

## **ADJOURNMENT**

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

Motion carried unanimously.

Meeting adjourned at 7:38 p.m.

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Date Approved

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Borough Secretary