

**MINUTES OF THE REGULAR MEETING
OF WHITE OAK BOROUGH COUNCIL
HELD MONDAY, DECEMBER 17, 2007 AT 8:00 P.M.**

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

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

ROLL CALL

Attending were Council members Edward Babyak, Charles Davis, George Dillinger, Ronald Massung, David Pasternak, and Kenneth Robb. Also attending were Mayor Ina Jean Marton, Solicitor Terry Leckman, Engineer Donald Hultberg and Borough Secretary Nancy Greenland.

Council member Jack Petro, Jr. was absent.

MINUTES

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

Workshop Meeting – November 14, 2007
Workshop Meeting – November 19, 2007
Regular Meeting – November 19, 2007

There were none.

A motion was made by Mr. Davis, seconded by Mr. Babyak, to accept the Minutes as presented.

Motion carried unanimously.

EXECUTIVE SESSION

Mr. Leckman indicated there were a number of issues discussed during various Executive Sessions. Discussions were held on personnel matters and pending litigation.

PUBLIC COMMENTS

NONE.

REPORTS OF THE STANDING COMMITTEES

President's Report

NONE.

Mayor's Report

Mrs. Marton gave the police activity report for the month of November.

Persons Arrested 12 (11 adult(s)/1 juvenile(s))

Burglary	1
Criminal Trespass	1
Disorderly Conduct	4
Drug Offenses	5
DUI	1
Traffic Violations	71
TOTAL INCIDENTS	392

Finance

Mr. Dillinger, Chairperson, stated he had a motion to present for consideration.

A motion was made by Mr. Dillinger, seconded by Mr. Babyak, to accept the list of accounts payable and bills paid in November.

Bills -

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	62883-70150	\$ 143,469.93
Fire Protection	21070-21071	\$ 3,427.00
	1068-1069	\$ 4,146.64
Solid Waste	559-567	\$ 32,088.06
Sewer Fund	None	\$ 00.00
Pool/Park Fund	8385-8395	\$ 7,130.95
Liquid Fuels	625-629	\$ <u>19,662.30</u>
Total Bills Paid		\$ 209,924.88

Accounts Payable -

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 6,411.68
Fire Protection	\$ 0.00
Solid Waste	\$ 0.00
Sewer Fund	\$ 0.00
Pool Fund	\$ 240.00
Capital Projects	\$ 2,649.30

Liquid Fuels	\$ 0.00
Total Accounts Payable	\$ 9,300.98

Motion carried unanimously.

Health, Environment and Cable

Mr. Davis, Chairperson, indicated he had several motions to present.

A motion was made by Mr. Davis, seconded by Mr. Robb, authorizing the proper officials to satisfy municipal lien GD07-20124 filed against John C. and Virginia Sowa, 1600 Lower Heckman Road, aka 1604 Lower Heckman Road, for delinquent garbage fees.

Motion carried unanimously.

A motion was made by Mr. Davis, seconded by Mr. Robb, authorizing the proper officials to file a municipal lien against TRW Holdings, Inc., for unpaid garbage/sewer at 1002 Bennett Street-Block & Lot 461-E-91.

Motion carried unanimously.

Parks and Recreation & COG Representative

Mr. Pasternak, Chairperson, stated the Recreation Board held The Holiday Craft show on Saturday, December 1st and Evening with Santa on Sunday, December 2nd. Both events were held at the WOAA.. He advised the Borough donated the funds originally set aside for Light-up Night to the Board for use for the Evening with Santa. The Board purchases \$5.00 gift certificates from Toy-R-Us and distributed those to the children.

The Recreation Board in conjunction with the White Oak Athletic Association will sponsor a New Year's Eve Party set for December 31 from 9:00 p.m. until 1:30 a.m. - \$25.00 per adult (21 or older) at WOAA – proceeds to benefit WOAA and Recreation Board. Food being served is kielbasa, saukeraut, mashed potatoes, pork roast, chicken breast, beer and soda. Anyone wishing anything else to drink may BYOB.

Mr. Pasternak noted the City of Duquesne would be joining Twin Rivers COG and that West Mifflin would be leaving in 2008. West Mifflin will become a member of Steel Valley COG. Twin Rivers COG sent a letter to West Mifflin asking for an exit interview.

Mr. Pasternak noted Twin Rivers COG would be holding its January meeting at the Municipal Building. The new officers for the year of 2008 will be sworn in, they are as follows:

David Pasternak – President
Kenneth Hresko – Secretary

Robert Keefer – Vice President
Monica Douglas – Treasurer

Planning, Zoning and Code Enforcement Officer's Reports

Mr. Babyak, Chairperson, noted there were 12 violation notices sent out in November. Twenty-seven (27) permits were issued with fees totaling \$2,128.20.

A motion was made by Mr. Babyak, seconded by Mr. Davis to accept the resignation of Stephen Tomko from the Planning Commission.

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Mr. Dillinger, to appoint Anthony Villinger to fill the unexpired term of Mr. Tomko on the Planning Commission. The term expires the first Monday in January of 2011.

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Mr. Davis, to accept the resignation of Anthony Villinger from the Zoning Hearing Board.

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Mr. Massung, to appoint David Preece, the current alternate to the Zoning Hearing Board, to fill the unexpired term of Mr. Villinger. The term expires the first Monday in January of 2010.

Motion carried unanimously.

Public Safety

Mr. Massung, Chairperson, reported that Chief Hoffman and District Justice Miller made arrangements for a tour of the County Jail and Night Court. The tour was conducted on December 10 and approximately 42 residents attended. He noted there were a lot of young people being processed or held. He stated he felt that all young people should tour the facility and visit the court system to see what it is like. He stated it was a real eye opener on how one small mistake can change your life.

Mr. Massung thanked the Chief and District Justice for setting up the tour.

Mr. Massung suggested that anyone interested in hearing the Mon Yough Community Singers could attend a concert on Monday, December 24 at St. Angela Church. The group will be giving a concert at 3:45 p.m. as well as singing at midnight mass at 11:00 p.m.

Mr. Massung stated residents in the area of Tangleview, Stewartville Hollow Road were receiving notices from Huntley and Huntley regarding the possibility of drilling gas wells. He advised that Huntley and Huntley is regulated through DEP and that there is not much the Borough can do with this matter.

Public Works- Mr. Robb

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

TAX COLLECTORS' REPORTS

Mr. Pasternak advised the various Tax Collectors' Reports were listed on the Agenda and asked for a motion to accept the reports after Council had an opportunity to review said reports.

Current Real Estate

Robert Hart, Current Tax Collector, turned in \$14,269.07 for the period of November 1, 2007 – November 30, 2007.

Commission due – \$165.00 (44 accounts @ \$3.75)

Assessed Value	\$335,398,688.00
Exonerations (Less)	\$ 996,000.00
Additions	\$ 890,100.00
Abatement Values	\$ 1,060,200.00
Adjusted Value	\$334,232,788.00
Value of statements (actual)	\$ 1,390,408.40
Act 77 Revoked @ Face	\$ 746.44
Act 77 Eligible @ Face	\$ <u>45,099.25</u>
Corrected Value of Statements	\$ 1,346,055.59
Collected from – 11/01/07 – 11//30/07	\$ 14,269.07
Add Discount	\$ 5.14
Less Penalty	\$ <u>45,099.25</u>
Total Credited to Duplicate	\$ 12,981.69
Amount Previously Collected	\$ 1,217,279.95
Collections	\$ 12,981.69
Total Collected	\$ <u>1,230,261.64</u>
Balance to be collected	\$ 115,793.95

Delinquent/Liened Real Estate

Keystone Municipal Collections, Delinquent/lienied Real Estate Tax Collector, turned in \$4,818.71 in delinquent real estate taxes plus costs for the collection period of October 26, 2007 –November 25, 2007.

Commission due	- \$ 550.06	
Costs	- \$ <u>218.50</u>	Prothonotary, Sheriff Constable, Postage
Total Due	- \$ 768.56	

Earned Income Tax Collector

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$28,935.44 in current Earned Income Tax for the collection period of October 26, 2007 – November 25, 2007.

Commission due - \$ 434.12
Costs - \$ 8.74
Total Due - \$ 442.86

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned in \$1,815.46 in delinquent Earned Income Tax including costs and \$4,705.01 in delinquent Earned Income Tax (Audit) including costs for the collection period of October 26, 2007 – November 25, 2007.

Commission due - \$ 1,062.63
Costs - \$ 374.72 – Constable Services, DMV, Postage
Total Due - \$ 1,437.35

Mercantile/Business Privilege and Emergency Municipal Service Tax Collector

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$19,179.44 in current Business Privilege Tax, \$1,242.27 in current Mercantile Tax and \$495.00 in Municipal Service Tax (formerly Occupational Privilege Tax) for the collection period of October 26, 2007 – November 25, 2007.

Commission due - \$ 1,999.40
Costs - \$ 10.96 Postage
Total Due - \$ 2,010.36

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, turned in \$0.00 in delinquent Business Privilege Tax, \$0.00 in delinquent Mercantile Tax and \$0.00 in delinquent Municipal Service Tax for the collection period of October 26, 2007 – November 25, 2007.

Commission due - \$ 0.00
Costs - \$ 0.00
Total Due - \$ 0.00

Delinquent Garbage Fee Collector

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

Commission due - \$ 0.00
Costs - \$ 0.00
Total Due - \$ 0.00

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

Motion carried unanimously.

Engineer's Report

Mr. Hultberg noted he attended a meeting sponsored by Penn DOT regarding the Lincoln Way Widening Project. He advised he would keep in touch with the design firm regarding the project.

Mr. Hultberg indicated two planning reviews were conducted on the King and Walnut Eden Plan #1 and the King Plan #1. These were both preliminary reviews.

Mr. Hultberg commented he would be meeting with the Public Works Department on-site to review the concerns expressed in the most recent bridge inspection for Oakview Drive. A plan will be developed after the on site inspection as to what issues need to be addressed and if the work can be completed by the Public Works Department.

A motion was made by Mr. Babyak, seconded by Mr. Robb, to accept the Engineer's report and pay the fees due in the amount of \$621.50 for invoices 37312, 37313 and 37314 dated November 20, 2007.

Motion carried unanimously.

Solicitor's Report

Mr. Leckman stated he gave his report to Council during the Workshop. He noted he would have several resolutions for Council to consider later in the meeting.

A motion was made by Mr. Dillinger, seconded by Mr. Robb, to accept the Solicitor's Report and pay Invoice No. WOB 190, dated December 17, 2007 in the amount of \$ 1,989.50.

Motion carried unanimously.

ANIMAL CONTROL OFFICERS' REPORT

Mr. Davis read the Animal Control Officer's and Wildlife Officer's Reports for the month of November 2007.

Trisha Hroblak – Animal Control – Report for the month of November 2007

Number of 911 calls taken		3
Number of calls taken shelter/borough/residents		3
Number of Dogs returned to owners	5	
Number of Dogs surrendered to Shelter		1
Number of Dogs humanely disposed of		0
Number of Dogs hit/killed by Vehicle		0
Number of Cats returned to owners	0	
Number of Cats surrendered to Shelter		0
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		0
Total Due		\$225.00

A motion was made by Mr. Davis, seconded by Mr. Babyak, to accept the report and pay the fees due for the month of November.

Motion carried unanimously.

Dave Collura – Wildlife Control
Report for the month of November 2007

	Live Trap	Road Kill
Deer	0	11
Birds/Fowl	0	0
Groundhogs	13	4
Rabbits	0	2
Raccoons	28	13
Opossums	12	1
Squirrels	1	4
Skunks	15	2
Snakes	0	0
Total Due	\$300.00	\$125.00

A motion was made by Mr. Davis, seconded by Mr. Dillinger, to accept the Wildlife Officer's Report and pay the fees due in the amount of \$425.00 for services rendered during the month of November.

Motion carried unanimously.

RESOLUTIONS/ORDINANCES

Mr. Leckman read Resolution No. 3503 by short title for adoption.

R-3503 - 2008 Budget Appropriations

A motion was made by Mr. Dillinger, seconded by Mr. Robb, to adopt Resolution No. 3503 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Pasternak declared Resolution No. 3503 adopted.

Mr. Leckman read Ordinance No. 3504 by short title for adoption.

O-3504 - 2008 Tax Levy

A motion was made by Mr. Dillinger, seconded by Mr. Babyak, to adopt Ordinance No. 3504 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Pasternak declared Ordinance No. 3504 adopted.

Mr. Leckman read Ordinance No. 3505 by short title for adoption.

O-3505 – Fence Height

A motion was made by Mr. Babyak, seconded by Mr. Robb, to adopt Ordinance No. 3505 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Pasternak declared Ordinance No. 3505 adopted.

Mr. Leckman read Ordinance No. 3506 by short title for adoption.

O-3506 – Shed Size

A motion was made by Mr. Babyak, seconded by Mr. Davis, to adopt Ordinance No. 3506 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Pasternak declared Ordinance No. 3506 adopted.

Mr. Leckman read Ordinance No. 3507 by short title for adoption.

O-3507 – Garbage Fees

A motion was made by Mr. Dillinger, seconded by Mr. Babyak, to adopt Ordinance No. 3507 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Pasternak declared Ordinance No. 3507 adopted.

Mr. Leckman read Resolution No. 3508 by short title for adoption.

R-3508 – Real Estate Refunds

A motion was made by Mr. Davis, seconded by Mr. Babyak, to adopt Resolution No. 3508 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Pasternak declared Resolution No. 3508 adopted.

COMMUNICATIONS

None.

NEW BUSINESS

Mr. Robb expressed his congratulations to Coach Bowen and the Serra Eagles for the great football season they had.

Mrs. Marton wished everyone a Very Merry Christmas and a Happy Healthy New Year.

Mr. Pasternak also wished everyone a Very Merry Christmas and a Happy Healthy New Year.

ADJOURNMENT

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

Meeting adjourned at 8:17 p.m.

Date Approved

Borough Secretary