

**MINUTES OF THE REGULAR MEETING
OF WHITE OAK BOROUGH COUNCIL
HELD MONDAY, MARCH 18, 2013 AT 7:30 P.M.**

CALL TO ORDER

Mr. Pasternak, 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, George Dillinger, Ronald Massung, Carrie Noll, David Pasternak and Kenneth Robb. Also attending were Mayor Ina Marton, Solicitor Patricia McGrail, Engineer Representative Donald Hultberg, Jr. and Borough Secretary Nancy Greenland.

Robert Macey – Allegheny County Council

Mr. Macey presented an proclamation from Allegheny County to Jamie Holmes, who founded Jamie's Dream Team Foundation. He notes she was just honored by KDKA as a Home Town Hero. He noted the foundation supports individuals who suffer from severe illnesses and disabilities. Since the organization was started over 8 years ago it has assisted 500 individuals.

Mayor Marton presented Ms. Holmes with a proclamation for the work she had done with Jamie's Dream Team.

Mayor Marton indicated she had a proclamation celebrating the 65th Anniversary of Dorothy's Candies, which is located in the Borough.

MINUTES

Mr. Pasternak noted there were no Minutes submitted for approval to.

EXECUTIVE SESSION

Ms. McGrail stated an Executive Session was held this evening between 7:00 p.m. and 7:30 p.m. at which time legal issues were discuss.

PUBLIC COMMENTS

Rich Bryce – Messinger Lane

Mr. Bryce congratulated the Borough on its budget reserve but expressed concern that the tax statements have trended upwards. He stated he appreciated what Council has done in the last several months with regards to personnel matters. Further noting he felt the selection of the new Chief was an excellent choice.

PRESIDENT'S REPORT AND COG REPRESENTATIVE

Mr. Pasternak, President, noted he along with several other members of Council would be attending the upcoming COG dinner meeting.

Mr. Pasternak advised that if he would have been at the February Regular Meeting he would have voted no on the elimination of the position of Borough Manager and termination of Mr. Petro.

MAYOR'S REPORT

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

Arrests: 21 (16 adult/5 juvenile)

Assault	2
Disorderly Conduct	1
Drug Offenses	6
DUI	2
Harassment (Summary Assault)	3
Theft	4
Reckless Endangerment of Another (Offender also charged with Fleeing and Attempting to Elude Police)	1
Robbery (3 Offenders were arrested for 2 separate incidents. Each charged with Criminal Conspiracy)	6
Summary Traffic Violations	77
TOTAL INCIDENTS:	534

Mayor Marton noted this was National MS month and read a proclamation.

FINANCE REPORT

Mr. Dillinger, Chairperson, stated he had the standard monthly motion for approval of bills paid and accounts payable.

A motion was made by Mr. Dillinger, seconded by Mr. Babyak, to accept the Check Register and Accounts Payable as of February 28, 2013.

Paid Invoices:

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	105614-105720	\$ 68,455.54
Fire Protection	0-0	\$ 0.00
Post Retirement	0-0	\$ 0.00
Super Fund	0-0	\$ 0.00
Solid Waste	600311-600326	\$ 46,560.87
Pool/Park Fund	900774-900777	\$ 5,023.92
Capital Expenditures	0-0	\$ 0.00
Capital Debt Sinking	1008	\$ 68,253.23
Liquid Fuels	350231-350234	<u>\$ 32,253.23</u>
Total Bills Paid		\$ 220,456.55

Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 3,783.99
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	<u>\$ 11,597.33</u>
Total Accounts Payable	\$ 15,381.32

Motion carried unanimously.

HEALTH, ENVIRONMENT AND CABLE

Ms. Noll, Chairperson, announced there would be a Computer/Electronics Collection Day. This is being held in conjunction with Goodwill and is set for Saturday, April 20, 2013 from 10 am until 2 pm. Items can be dropped off in the municipal building parking lot during those hours. Goodwill is accepting computers, monitors, printers, fax machines, cell phones, digital cameras including chargers/adaptors as well as microwaves, televisions, stereo systems, VCR and any other hard to recycle electronic.

PARKS AND RECREATION

Mr. Robb, Chairperson, indicated the Recreation Board holds dances at McClure for students, several craft shows throughout the year as well as an Evening with Santa, Easter Egg Hunt, Halloween Parade and over the last two years has held a Valentine's Day Dance. He indicated that the Board is looking for expand its members to the younger crowd and older citizens. He commented that if anyone was interested in being a member of the Recreation Board to contact the Borough office.

A motion was made by Mr. Robb, seconded by Mr. Dillinger, authorizing the proper officials to sign an agreement with Allegheny County, Dept. of Parks to lease the Showmobile for our annual Community Day and to pay the fee of \$500.00.

Motion carried unanimously.

A motion was made by Mr. Robb, seconded by Mr. Babyak, authorizing the proper officials to sign an agreement with Penneco to extend the leasing of gas drilling privileges at Heritage Hill Park for a period of five (5) years. Fee to be paid to the Borough is \$10,000. This is subject to final approval by the Solicitor.

Motion carried unanimously.

PLANNING, ZONING AND CODE ENFORCEMENT

Mr. Babyak, Chairperson, noted there were 18 building/occupancy permits issued, for a total of \$1,326.00; \$1,350.00 was collected in fees for amusement devices and two (2) violation notices for sent regarding junk vehicles on the street.

PUBLIC SAFETY

Mr. Massung, Chairperson, advised the Civil Service Commission would be meeting on Saturday, March 2, 2013 at 9:30 a.m. and review current Rules and Regulations for possible updates/amendments. The Commission has submitted changes for Council to consider.

Mr. Massung announced the Police Department is holding the annual Cops and Kids Basketball Program still has two dates left, they are April 4 and 11. The event will be held at McClure gym and runs from 7:00 p.m. until 8:30 p.m.

Mr. Massung indicated the Police Department held its first annual Tips for Cops event at the Rose on Monday February 25 from 5:00 p.m. until 9:00 p.m. All tips and 10% of the check will be donated to the Sampson Mills Food Pantry. The event raised over \$4,000.00 for the food bank.

PUBLIC WORKS

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

Mr. Davis noted there was one retirement from Public Works last month and another employee left for employment elsewhere. The Borough has returned a long term furloughed employee to the department.

TAX COLLECTOR'S REPORT

Current Real Estate

Robert Hart, Current Tax Collector, turned in \$0.00 on the 2012 Tax Duplicate, for the period of February 1, 2013 – February 28, 2013.

Commission due – \$0.00 (0 accounts @ \$3.75)

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**Minutes of the Regular Meeting
Held 3/18/2013**

Assessed Value	\$337,188,268.00
Exonerations (Less)	\$ 2,893,200.00
Additions	\$ 2,475,400.00
Abatement Values	\$ 465,250.00
Adjusted Value	\$336,305,218.00
Value of statements (actual)	\$ 1,903,487.53
Act 77 Revoked @ Face	\$ 455.58
Act 77 Eligible @ Face	\$ 56,563.10
Corrected Value of Statements	\$ 1,847,380.01
Collected from – 2/01/13 – 2/28/13	\$ 0.00
Discount (add)	\$ 0.00
Less Penalty (sub)	\$ 0.00
Total Credited to Duplicate	\$ 0.00
Amount Previously Collected	\$ 1,768,133.27
Collections	\$ 0.00
Total Collected	\$ 1,768,133.27
Balance to be collected	\$ 79,246.74

Delinquent/Liened Real Estate

Keystone Collections Group, Delinquent/Liened Real Estate Tax Collector, turned in \$11,060.53 in taxes and costs collected for the collection period of February 1, 2013 – February 28, 2013.

Commission due	- \$	360.76	
Costs	- \$	741.77	(Civil Complaints, Liens, Sci Fa, Title Search, Delinquent Notice Year 2012 (87))
Total Due	- \$	1,102.53	

Earned Income Tax Collector

Keystone Collections Group, Current/Delinquent Earned Income Tax Collector, turned in \$92,172.38 (current/delinquent year minus costs/refunds/non-resident distributions) in current and prior year Earned Income Tax for the collection period of February 1, 2013 – February 28, 2013.

Commission due	- \$	1,481.45	
Costs	- \$	465.42	(Postage Final Returns)
Total Due	- \$	1,946.87	

Mercantile/Business Privilege and Local Service Tax Collector

Keystone Collections Group, Current Act 511 Tax Collector, turned in \$4,591.17 in Local Service Tax for the collection period of February 1, 2013 – February 28, 2013.

Commission due	- \$	91.32	
Costs	- \$	0.00	

Total Due - \$ 91.32

Keystone Collections Group, Current Business Privilege and Mercantile Tax Collector, turned in \$2,311.23, in Business Privilege and \$13.84 in Mercantile Tax collections plus costs for the collection period November 26, 2013 – February 25, 2013.

Commission due	- \$	69.76
Costs	- \$	0.00
Total Due	- \$	69.76

Keystone Collections Group, Delinquent Act 511 Tax Collector, turned in \$0.00 in delinquent Local Service Tax, \$564.76 in delinquent Business Privilege Tax, \$1,834.26 in delinquent Mercantile Tax for the collection period of January 26, 2013 – February 25, 2013.

Commission due	- \$	327.70
Costs	- \$	0.00
Total Due	- \$	327.70

A motion was made by Mr. Robb, seconded by Mr. Babyak, 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 Ms. Noll, seconded by Mr. Dillinger, to accept Engineer's Report as presented.

Motion carried unanimously.

SOLICITOR'S REPORT

Ms. McGrail, Solicitor, indicated several Executive Sessions were held at which time personnel matters and potential/pending litigation were discussed. She also advised there would be one (1) resolution introduced for official action.

A motion was made by Mr. Dillinger, seconded by Mr. Babyak, to accept the Solicitor's Report and pay invoices dated February 12, and March 9, 2013 totaling \$5,785.54.

Motion carried unanimously.

ANIMAL CONTROL OFFICERS' REPORTS

Ms. Noll read the Animal Control and Wildlife Officer's Reports for the month of February 2013.

Ferree Kennels – Animal Control Officer
 Report for the month of February 2013

Number of Animals Humanely Disposed Of	0
Number of Animals Turned Over to WOASH	0
Number of Dogs Returned to Owners	1
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	\$ 0.00
Total Due	\$ 50.00

A motion was made by Ms. Noll, seconded by Mr. Massung, to accept the report and pay the fee due Ferree Kennels for services rendered in February.

Motion carried unanimously.

Dave Collura – Wildlife Control
 Report for the month of February 2013

	Live Trap	Road Kill	Disposal After Hours Calls
Deer	0	4	4
Bats	0	0	
Birds/Fowl/Turkey	0	0	
Cats	0	0	
Chipmunk	0	0	
Degas	0	0	
Groundhogs	0	0	
Opossums	2	2	
Rabbits	0	0	
Raccoons	7	4	
Skunks	1	1	
Squirrels	2	3	
Snakes	0	0	
Turtles	0	0	
Total Due	\$350.00	\$140.00	\$ 80.00
Grand Total: \$570.00			

A motion was made by Ms. Noll, seconded by Mr. Massung, to accept the Wildlife Officer's Report for the month of February.

Motion carried unanimously.

RESOLUTIONS AND ORDINANCES

Ms. McGrail read Resolution 3692 by short title for adoption.

R-3692 ACT 32 – TAX COLLECITON COMMITTEE APPOINTING DELEGATE AND ALTERNATES

**DELEGATE – Greenland
1ST ALTERNATE – Dillinger
2nd ALTERNATE – Pasternak**

A motion was made by Ms. Noll, seconded by Mr. Massung, to adopt Resolution No. 3692.

A motion was made by Mr. Robb, seconded by Mr. Davis to table the Resolution.

Mr. Robb noted that Mr. Petro has indicated his willingness to continue to serve as the Borough's representative on this Committee. There is nothing that requires the delegates/alternate delegates to be officials of the Borough. He sits on the Executive Board as well as the Tax Appeal Board for the Commission. He stated he felt it would be irresponsible to take Mr. Petro off the Board.

Ms. Noll asked how long the resolution would be tabled.

Mr. Dillinger stated he volunteered to serve as an alternate as no one else wanted to serve.

Motion to table did not carry. Ayes: Pasternak, Davis, Robb Nays: Massung, Babyak, Dillinger, Noll.

Motion to adopt Resolution No. 3692 carried. Ayes: Massung, Babyak, Pasternak, Dillinger, Noll Nays: Davis, Robb.

Mr. Pasternak declared Resolution No. 3692 adopted.

NEW BUSINESS

Mr. Dillinger noted the \$3.425 million CD is maturing.

A motion was made by Mr. Dillinger, seconded by Mr. Massung, to place \$3.2 million with S & T Bank, which had the highest interest rate; place \$200,000 into the Capital Projects Fund and the balance to be deposited into the General Fund.

Motion carried.

A motion as made by Mr. Robb, seconded by Mr. Babyak, to appoint the law firm of McGrail & Racunas, LLC (Patricia McGrail) as the Solicitor for the Borough of White Oak.

Motion carried unanimously.

A motion was made by Mr. Noll, seconded by Mr. Babyak, to accept the \$500,000 grant from the Commonwealth of Pennsylvania, Redevelopment Assistance Capital Program (RACP) and to allocate a local share match of \$500,000. Funds will be used to upgrade the facility at WOAA.

Motion carried unanimously.

OLD BUSINESS

NONE

ADJOURNMENT

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

Motion carried unanimously.

Meeting adjourned at 7:58 p.m.

Date Approved

Borough Secretary