

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, JANUARY 18, 2010 AT 8:00 P.M.**

**CALL TO ORDER**

Mr. Pasternak, 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 Representative Donald Hultberg, Borough Manager John W. Petro, Jr. and Borough Secretary Nancy Greenland.

**MINUTES**

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

Workshop Meeting, December 16, 2009  
Workshop Meeting, December 21, 2009  
Regular Meeting, December 21, 2009  
Reorganization Meeting, January 4, 2010

There were none.

A motion was made by Mr. Massung, seconded by Mr. Dillinger, 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**

**No One Expressed Interest in Speaking.**

**REPORTS OF CHAIRPERSONS OF STANDING COMMITTEES**

**President's Report**

Mr. Pasternak, President of Council asked for a motion to be placed on the floor to name the following individuals as the delegates/alternate delegates to the following boards/organizations:

<u>1. Board/Organization</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	
League of Municipalities	Mrs. Marton	Mr. Massung
WOAA	Mr. Babyak	
	Mr. Davis	
	Mr. Robb	
	Mr. Pasternak	

Mr. Pasternak announced that any White Oak senior citizen who needs assistance in filling out his/her 2009 Federal and/or State Income Tax Returns can call the Borough office to schedule an appointment. Appointments are available Thursdays and Fridays from 10:00 a.m. until 1:30 p.m. between February 4<sup>th</sup> and April 9<sup>th</sup>.

**Mayor’s Report**

Mrs. Marton gave the December Stat Report.

Arrests: 8 (8 adults/0 juveniles)

Assault	1 (1 aggravated; 3 simple; 4 harassment)
Disorderly Conduct	1
Drug Offenses	3
DUI	2
Harassment	1
Summary Traffic Violations	77
Total Incidents	536

**Finance**

Mr. Dillinger, Chairperson, noted he would have several items to present during the meeting.

A motion was made by Mr. Dillinger, seconded by Mr. Massung, to accept the Check Register and Accounts Payable as of November 30, 2009.

**Bills-**

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	102178-102282	\$ 138,768.70
Fire Protection	300008	\$ 8,499.77
Super Fund	400016	\$ 12,500.00
Solid Waste	600183-600184	\$ 40,845.70
Pool/Park Fund	900245-900250	\$ 3,231.81
Capital Expenditures	0-0	\$ 0.00
Liquid Fuels	350082-350085	\$ 16,140.41
Total Bills Paid		\$ 212,381.39

## Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 24,586.54
Fire Protection	\$ 1,060.58
Super Fund	\$ 0.00
Solid Waste	\$ 40,896.48
Pool Fund	\$ 929.49
Capital Projects	\$ 0.00
Liquid Fuels	\$ 19,242.20
Total Accounts Payable	\$ 86,715.29

Motion carried unanimously.

Mr. Dillinger announced the 2010 Budget was reopened by Council at the Reorganization Meeting held January 4<sup>th</sup>. Council will adopt a final 2010 Budget at the February 15, 2010 Regular Meeting. The reopened budget will be available for public viewing on February 5<sup>th</sup>. He noted that Borough has been reopening the budget when permitted. This allows the Borough to use the dollars values as of the end of December instead of November.

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

Mr. Davis, Committee Member, advised there was nothing to report at this time.

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

Mr. Robb, Chairperson, noted the contract for outsourcing of the pool concession expired with at the end of the 2009 pool season.

A motion was made by Mr. Robb, seconded by Mr. Babyak, authorizing the proper officials to prepare a detailed RFP (Request for Proposal) for the outsourcing of the operation of the pool concession.

Motion carried unanimously.

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

Mr. Babyak, Chairperson, noted there were 5 violation notices and 12 construction permits issued in December for fees totaling \$417.00.

A motion was made by Mr. Babyak, seconded by Mr. Davis, authorizing the proper officials to file the necessary paper work for the liening of fees associated with the cutting of grass/weeds on various un-kept properties with the Borough.

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Mr. Davis, authorizing the proper officials to proceed with reviewing and making recommendations for updating of the Borough's street opening ordinance.

Motion carried unanimously.

## **PUBLIC SAFETY**

Mr. Massung, Chairperson, stated he had one motion to present.

A motion was made by Mr. Massung, seconded by Mr. Robb, to extend the police services agreement with Versailles Borough through midnight Sunday, January 24, 2010.

Motion carried unanimously.

## **PUBLIC WORKS**

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

## **TAX COLLECTOR'S REPORT**

### **Current Real Estate**

### **Current Real Estate**

Robert Hart, Current Tax Collector, turned in \$11,747.75 on the 2009 Tax Duplicate, for the period of December 1, 2009 – December 31, 2009.

### **Commission due – \$135.00 (36 accounts @ \$3.75)**

Assessed Value	\$336,915,588.00
Exonerations (Less)	\$ 470,400.00
Additions	\$ 588,000.00
Abatement Values	\$ 522,600.00
Adjusted Value	\$336,480,588.00
Value of statements (actual)	\$ 1,399,759.25
Act 77 Revoked @ Face	\$ 750.00
Act 77 Eligible @ Face	<u>\$ 42,989.04</u>
Corrected Value of Statements	\$ 1,357,520.21

Collected from – 12/01/09 –12/31/09	\$ 11,747.75
Discount (add)	\$ 0.00
Less Penalty (sub)	<u>\$ 1,058.90</u>
Total Credited to Duplicate	\$ 10,688.85
Amount Previously Collected	\$ 1,288,457.47
Collections	\$ 10,859.25
Total Collected	<u>\$ 1,299,146.32</u>
Balance to be collected	\$ 58,373.89

### **Delinquent/Liened Real Estate**

Keystone Municipal Collections, Delinquent/liened Real Estate Tax Collector, turned in \$3,934.72 in delinquent real estate taxes plus costs for the collection period of November 26, 2009 – December 31, 2009.

<b>Commission due</b>	- \$	<b>5.49</b>	
<b>Costs</b>	- \$	<b>585.67</b>	<b>(Constable Service, Complaint &amp; Sheriff Service, Civil Complaints)</b>
<b>Total Due</b>	- \$	<b>591.16</b>	

**Earned Income Tax Collector**

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$22,853.78 in current Earned Income Tax for the collection period of November 26, 2009 – December 31, 2009.

<b>Commission due</b>	- \$	<b>342.82</b>	
<b>Costs</b>	- \$	<b>0.00</b>	
<b>Total Due</b>	- \$	<b>342.82</b>	

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned \$5,518.31 in delinquent Earned Income Tax and \$1,953.61 (audited) in delinquent Earned Income Tax, including costs for the collection period of November 26, 2009 – December 31, 2009.

<b>Commission due</b>	- \$	<b>0.00</b>	
<b>Costs</b>	- \$	<b>0.22</b>	<b>(Postage)</b>
<b>Total Due</b>	\$	<b>0.22</b>	

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

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$412.94 in Local Service Tax and had nothing to report regarding the Business Privilege and Mercantile Tax collections for the collection period November 26, 2009 – December 31, 2009.

<b>Commission due</b>	- \$	<b>6.22</b>	
<b>Costs</b>	- \$	<b>0.00</b>	
<b>Total Due</b>	- \$	<b>6.22</b>	

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, turned in \$-13.43 in delinquent Business Privilege Tax, \$316.69 in delinquent Mercantile Tax for the collection period of November 26, 2009 – December 31, 2009.

<b>Commission due</b>	- \$	<b>48.91</b>	
<b>Costs</b>	- \$	<b>16.28</b>	<b>Balance Due/Non Filer Letters</b>
<b>Total Due</b>	- \$	<b>65.19</b>	

A motion was made by Mr. Dillinger, 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 the Workshop Sessions on January 13 and January 18 and that the EADS Group was working on the items outlined at those meetings.

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

Motion carried unanimously.

## **SOLICITOR'S REPORT**

Mr. Leckman stated he provided his report to Council at the Workshop meetings and he would present one resolution for consideration.

A motion was made by Mr. Robb, seconded by Mr. Dillinger, to accept the Solicitor's Report and pay Invoice No. WOB 240, dated January 18, 2009, in the amount of \$1,912.50.

Motion carried unanimously.

## **ANIMAL CONTROL OFFICERS' REPORTS**

Mr. Davis read the Animal Control Officer's and Wildlife Officer's Reports for the month of December 2009.

Trisha Hroblak – Animal Control  
Report for the month of December 2009

911 Calls Taken	4
Municipality/Residents Calls Taken	3
Complaints	0
Dogs Returned to Owners	7
Dogs Surrendered to Shelter	0
Dogs Humanely Disposed Of	0
Dogs Hit/Killed by Vehicle	0
Cats Returned to Owners	0
Cats Surrendered to Shelter	0
Cats Humanely Disposed Of	0
Individuals Filed Against	0
Citations Issued	0
After Hours Calls	1
Total Due	\$255.00

A motion was made by Mr. Davis, seconded by Mr. Robb, to accept the Animal Control Officer's Report and pay the fee due in the amount of \$255.00 for the month of December.

Motion carried unanimously.

Dave Collura – Wildlife Control - Report for the month of December 2009

	Live Trap	Road Kill
Deer	0	11
Birds/Fowl	0	0
Chipmunk	0	0
Degas	0	0
Groundhogs	0	0
Rabbits	0	0
Raccoons	7	1
Opossums	0	0
Skunks	5	0
Squirrels	4	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. Davis, seconded by Mr. Massung, 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. Pasternak asked if there were any nominations to fill the vacant seat on Council.

Mr. Massung nominated Carrier Verbanick.

Mr. Dillinger nominated Mary Jane Keller.

Mr. Pasternak asked that each council person express his vote by stating the last name for the nominee of their choice.

**VOTING FOR VERBANICK**

Mr. Massung  
Mr. Babyak  
Mr. Davis  
Mr. Robb

**VOTING FOR KELLER**

Mr. Pasternak  
Mr. Dillinger

Mr. Pasternak noted the vote was four (4) to two (2) in favor of Ms. Verbanick.

Mr. Pasternak asked Mr. Leckman to read the appointing resolution for Ms. Verbanick.

Mr. Leckman read Resolution No. 3567 by short title for adoption.

**R-3567      A RESOLUTION OF THE BOROUGH OF WHITE OAK  
APPOINTING CARRIE A VERBANICK TO FILL A VACANT  
SEAT ON BOROUGH COUNCIL**

A motion was made by Mr. Babyak, seconded by Mr. Davis, to adopt Resolution No. 3567 as read by Mr. Leckman.

Motion carried with Mr. Dillinger voting "Nay".

Mr. Pasternak declared Resolution No. 3561 officially adopted.

Mr. Pasternak asked Mrs. Marton if she would administer the Oath of Office to Ms. Verbanick.

Mrs. Marton administered the Oath of Office to Carrie A. Verbanick.

Mr. Pasternak welcomed Ms. Verbanick to Council.

### **NEW BUSINESS**

Mr. Massung asked that everyone keep the people in Haiti in their thoughts and prayers.

### **OLD BUSINESS**

None

### **ADJOURNMENT**

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

Motion carried unanimously.

Meeting adjourned at 8:19 p.m.

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Date Approved

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Borough Secretary