

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, JANUARY 17, 2010 AT 8:00 P.M.**

**CALL TO ORDER**

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

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was given.

**ROLL CALL**

Attending were Council members: Edward Babyak, George Dillinger, Ronald Massung, Kenneth Robb and Carrie Verbanick. Also attending were Solicitor Terry Leckman, Engineer Representative Donald Hultberg, Borough Manager John W. Petro, Jr. and Borough Secretary Nancy Greenland.

Council members Charles Davis and David Pasternak were absent along with Mayor Ina Marton.

**MINUTES**

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

Workshop Meeting – December 15, 2010  
Workshop Meeting – December 20, 2010  
Regular Meeting – December 20, 2010

There were none.

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

Motion carried unanimously.

**EXECUTIVE SESSION**

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

**PUBLIC COMMENTS**

**Ken Pitchford – 1812 California**

Mr. Pitchford noted he was a substitute school crossing guard and asked if the Borough would consider installation of No-Parking and Tow-Way Zone signage along Auld Street between the fire hydrant on school property and Kansas Avenue. He noted the property owner at this corner

has several junk cars in his yards and also parks vehicles on the street. This makes it very difficult for school traffic to access the area.

Mr. Pitchford suggested that since there was a tax increase that Council consider not allowing fire and EMS vehicles to participate in the annual Memorial Day Parade.

**Charles Lawrence – 1300 Kansas Avenue**

Mr. Lawrence noted the Borough does have a program which does provide tax exemption for new construction in the Borough he suggested the Borough might want to consider providing some sort of tax exemption for real estate sales, giving new owners a break in taxes.

**REPORTS OF CHAIRPERSONS OF STANDING COMMITTEES**

**President’s Report**

No Report Submitted.

**Mayor’s Report**

In the absence of Mrs. Marton, Mr. Massung gave the December Stat Report.

Arrests: 10 (7 adults/3 juveniles)

Disorderly Conduct	2
Drug Offenses	1
DUI	1
(Defendant also charged with Fleeing and Attempting to Elude Police, Careless Driving and Accidents Involving Attended Vehicles.)	
False Identification to Law Enforcement	1
Liquor Law Violations	3
Public Drunkenness	1
Theft	1
Summary Traffic Violations	68
Total Incidents	419

**Finance**

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

A motion was made by Mr. Dillinger, seconded by Mr. Robb, to accept the Check Register and Accounts Payable as of December 31, 2010.

Bills-

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	103370-103471	\$ 74,442.26
Fire Protection	0-0	\$ 0.00

	0-0	\$	0.00
Post Retirement	51001	\$	3,500.00
Super Fund	0-0	\$	0.00
Solid Waste	600212-600216	\$	63,462.60
Pool/Park Fund	900416-900420	\$	3,822.54
Capital Expenditures	0-0	\$	0.00
Capital Debt Sinking	1005	\$	11,157.08
	231002	\$	34,121.04
Liquid Fuels	350129-350131	\$	8,630.89
Total Bills Paid		\$	199,036.41

Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 14,981.20
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	\$ 3,628.64
Total Accounts Payable	\$ 18,610.04

Motion carried unanimously.

**HEALTH, ENVIRONMENT AND CABLE**

Ms. Verbanick, Chairperson, noted there will be NO DELAY in the garbage collection for this week due to the Martin Luther King Holiday being celebrated today.

A motion was made by Ms. Verbanick, seconded by Mr. Dillinger, authorizing the proper officials to satisfy the following liens:

3512 Foster Road	GD10-24900
2611 Poinsettia Drive	GD10-25053
2900 Skelly Street	GD10-21458
473 McCully Street	GD10-24094

Ms. Verbanick announced the 2011 Garbage Invoices along with the Recycling Calendar have been mailed to customers. If you did not receive your invoice please contact Keystone Municipal Collections or the Borough office.

**PARKS AND RECREATION**

Mr. Robb, Chairperson, stated the Borough was in receipt of a letter of resignation from Charles Vincenzini, who has served 30 years a member and a number of years as Chairperson. He suggested the Borough honor Mr. Vincenzini in some fashion at a future meeting.

Mr. Robb announced the Borough is looking for residents interested in serving on the Recreation Board. If interested a letter should be sent to the Borough.

A motion was made by Mr. Robb, seconded by Mr. Dillinger, to reappointing Michael Anitori and Sue MacIntyre to 5 years terms.

Motion carried unanimously.

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

Mr. Babyak, Chairperson, noted there were 2 permits issues for a total of \$153.00 in fees for the month of December there were also 5 violation notices issued.

Mr. Babyak asked for a motion authorizing the proper officials to file liens for unpaid lawn services fees with regards to work performed on abandoned properties.

3511 Foster Road	Bank of New York Trust	\$ 155.00
300 Oliver Drive	Shawna Fite	\$ 175.00
521 Vermont Ave.	Albert and Marian Smith	\$ 200.00
502 Oliver Drive	Bank of New York Mellon Trust	\$ 150.00
2920 Skelly Street	Carolyn Rice and Beverly Rice	\$ 200.00
1163 Prescott St.	Federal Home Loan Mort. Corp.	\$ 325.00
1321 Lincoln Way	Anna and Steve Safos	\$ 100.00
227 Carmella Drive	Timothy Kasyan	\$ 325.00
1804 Kansas Ave	Mortgage First LLC	\$ 525.00
Calif and Kelly	Irwin and Stella Kuhn's	\$ 700.00
215 Sunset Drive	Jeffrey Grzymaia	\$ 500.00
Vermont & Delaware	W D and F D McCleary	\$ 455.00
1015 Vermont Ave	Helen Indyk	\$ 290.00
1216 Ohio Ave	Christopher Birr & Megan Campbell	\$ 600.00
463 McCully St	Harry T & Doris Miller	\$ 600.00

A motion was made by Mr. Robb, seconded by Mr. Massung, authorizing the filing of the liens.

Motion carried unanimously.

Mr. Babyak asked for a motion to reappoint James Hoffman to a 5 year tem on the Buidling Code Appeals Board.

A motion was made by Mr. Babyak, seconded by Mr. Massung, to reappoint James Hoffman.

Motion carried unanimously.

Mr. Babyak asked for a motion to reappoint Anthony Villinger to a 5 year term on the Planning Commission.

A motion was made by Mr. Babyak, seconded by Mr. Dillinger, to reappoint Mr. Villinger.

Motion carried unanimously.

Mr. Babyak asked for a motion to reappoint Phyllis Spiegel to a 3 year term on the Zoning Hearing Board.

A motion was made by Mr. Babyak, seconded by Ms. Verbanick, to reappoint Phyllis Spiegel to a 3 year term on the Zoning Hearing Board.

Motion carried unanimously.

Mr. Babyak asked for a motion to reapprove the Rite Aid lot consolidation plan at the corner of Rt. 48 and Lincoln Way. Developer did not meet the 90 day deadline for filing the plan with Allegheny County after initial approval.

A motion was made by Mr. Babyak, seconded by Mr. Robb, to reapprove the Rite Aid lot consolidation plan.

Motion carried unanimously.

## **PUBLIC SAFETY**

Mr. Massung, Chairperson, again noted the efforts of the Borough to reform the Historical Society. Next meeting is set for February 16, at 6:00 p.m. in the Municipal Building.

Mr. Massung noted the recently hired part-time officers have been patrolling the Borough along with another officer.

## **PUBLIC WORKS**

Mr. Davis, Chairperson, was absent. In his absence Ms. Verbanick 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 \$4,350.44 on the 2010 Tax Duplicate, for the period of December 1, 2010 – December 31, 2010.

### **Commission due – \$41.25 (11 accounts @ \$3.75)**

Assessed Value	\$336,655,388.00
Exonerations (Less)	\$ 170,500.00
Additions	\$ 282,700.00
Abatement Values	\$ 597,050.00
Adjusted Value	\$336,170,538.00
Value of statements (actual)	\$ 1,398,469.44
Act 77 Revoked @ Face	\$ 191.45
Act 77 Eligible @ Face	\$ <u>42,765.37</u>
Corrected Value of Statements	\$ 1,355,895.52

Collected from – 12/01/10 –12/31/10	\$	4,350.44
Discount (add)	\$	0.62
Less Penalty (sub)	\$	<u>390.17</u>
Total Credited to Duplicate	\$	3,960.89

Amount Previously Collected	\$	1,291,204.78
Collections	\$	3,960.89
Total Collected	\$	<u>1,295,165.67</u>
Balance to be collected	\$	60,729.85

**Delinquent/Liened Real Estate**

Keystone Municipal Collections, Delinquent/liened Real Estate Tax Collector, turned in \$2,065.09 in delinquent real estate taxes plus costs for the collection period of November 26, 2010 – December 31, 2010.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<u><b>5.00</b></u>
<b>Total Due</b>	- \$	<b>5.00</b>

**Earned Income Tax Collector**

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$19,815.76 (current year minus refunds/non-resident distributions) and \$6,226.22 (prior year minus refunds/non-resident distributions) in current Earned Income Tax for the collection period of November 26, 2010 – December 31, 2010.

<b>Commission due</b>	- \$	<b>277.91</b>
<b>Costs</b>	- \$	<u><b>26.62</b></u> - Overpay Letters, Refunds
<b>Total Due</b>	- \$	<b>304.53</b>

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned \$1,253.85 (audited) in delinquent Earned Income Tax, including costs for the collection period of November 26, 2010 – December 31, 2010.

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

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

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$340.88 in Local Service Tax, \$0.00 in Business Privilege and \$0.00 in Mercantile Tax collections for the collection period November 26, 2010 – December 31, 2010.

<b>Commission due</b>	- \$	<b>5.12</b>
<b>Costs</b>	- \$	<u><b>0.00</b></u>
<b>Total Due</b>	- \$	<b>5.12</b>

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, turned in \$0.00 in delinquent Local Service Tax, \$4,233.68, in delinquent Business Privilege Tax, \$0.00 in delinquent Mercantile Tax for the collection period of November 26, 2010 – December 31, 2010.

<b>Commission due</b>	- \$	<b>245.44</b>	
<b>Costs</b>	- \$	<b>216.75</b>	<b>– Civil Complaints</b>
<b>Total Due</b>	- \$	<b>462.19</b>	

A motion was made by Mr. Dillinger, 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 the Workshop Sessions on January 17. The EADS Group has been working on the items outlined at those meetings.

### **SOLICITOR'S REPORT**

Mr. Leckman stated he provided his report to Council at the Workshop meetings and he would present several ordinances and resolutions for consideration.

A motion was made by Mr. Dillinger, seconded by Mr. Robb, to accept the Solicitor's Report and pay Invoice No. WOB 264 dated January 17, 2010, in the amount of \$20,486.75 including \$600.50 in costs.

Motion carried unanimously.

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

Mr. Verbanick read the Animal Control Officer's and Wildlife Officer's Reports for the month of December 2010.

Trisha Hroblak – Animal Control  
Report for the month of December 2010

911 Calls Taken	0
Municipality/Resident Calls Taken	1
Complaints	0
Dogs Returned to Owners	0
Dogs Surrendered to Shelter	0
Dog 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
Cats Hit/Killed by Vehicle	0
Individuals Filed Against	0
Citations Issued	0

Monthly Fee	\$225.00
Additional Charges	\$ 0.00
Total Due	\$225.00

A motion was made by Ms. Verbanick, seconded by Mr. Massung, to accept the Animal Control Officer's Report for the month of December and pay the fee due.

Dave Collura – Wildlife Control

Report for the month of December 2010

	Live Trap	Road Kill	Disposal After Hours Calls
Deer	0	1	1
Bats	0	0	
Birds/Fowl	0	0	
Chipmunk	0	0	
Degas	0	0	
Groundhogs	0	0	
Rabbits	0	1	
Raccoons	0	2	
Opossums	0	0	
Skunks	0	0	
Squirrels	0	2	
Snakes	0	0	
Turtles	0	0	
<b>Total Due</b>	<b>\$350.00</b>	<b>\$140.00</b>	<b>\$100.00</b>
<b>Grand Total:</b>	<b>\$510.00</b>		

A motion was made by Ms. Verbanick, seconded by Mr. Robb, to accept the Wildlife Control Officer's Report and pay the fee due in the amount of \$510.00 for the month of December.

Motion carried unanimously.

**RESOLUTIONS AND ORDINANCES**

Mr. Leckman read Resolution No. 3599 by short title for adoption.

**R-3599      AUTHORIZING PARTICIPATION IN THE ENERGY CONSERVATION  
MEASURE RETROFIT PHASE FINANCED BY A BLOCK GRANT  
THROUGH THE U. S. DEPARTMENT OF ENERGY**

A motion was made by Mr. Robb, seconded by Mr. Massung, to adopt Resolution No. 3599 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Babyak declared Resolution No. 3599 officially adopted.



**NEW BUSINESS**

Mr. Babyak asked for a motion to reappoint Jodi Perozick to the Vacancy Board.

A motion was made by Mr. Robb, seconded by Ms. Verbanick, to reappoint Jodi Perozick to a 1 year term on the Vacancy Board.

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 8:16 p.m.

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Date Approved

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Borough Secretary