

**MINUTES OF THE REGULAR MEETING
OF WHITE OAK BOROUGH COUNCIL
HELD MONDAY, OCTOBER 20, 2008 AT 8:00 P.M.**

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

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

ROLL CALL

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

MINUTES

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

Workshop Meeting – September 10, 2008

Workshop Meeting – September 15, 2008

Regular Meeting – September 15, 2008

There were none.

A motion was made by Mr. Babyak, 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 litigation and personnel matters were discussed.

PUBLIC COMMENTS

Mr. Petro advised those in attendance that Council is unable to respond to any questions regarding legal or personnel matters at the public meeting and that anyone wishing to speak would be limited to three (3) minutes.

Brett Kite – 1910 Fawcett Avenue

Ms. Kite stated she forwarded a petition to Council signed by residents in her neighborhood interested in making the intersection of Fawcett Avenue and Henderson Road a four (4) way

stop. She indicated that since she moved to her home that there have been numerous accidents, three of which caused vehicles to end up in her side/rear yard. She advised she was concerned for the safety of her children, family and residents. She noted this is a highly traveled road and vehicles go very fast. She asked when Council might be able to act on the petition.

A motion was made by Mr. Davis, seconded by Mr. Babyak, to waive the order of business and introduce a motion to consider making the intersection of Fawcett Avenue and Henderson Road a four (4) way stop.

Motion carried unanimously.

A motion was made by Mr. Massung, seconded by Mr. Babyak, making the intersection of Henderson Road and Fawcett Avenue a four (4) way stop. A favorable recommendation from the Police Department has been issued.

Motion carried unanimously.

REPORTS OF CHAIRPERSONS OF STANDING COMMITTEES

President's Report

Mr. Petro noted that the U.S. Postal Service has unilaterally decided to require residents and businesses located within White Oak Borough to officially use McKeesport, PA 15131 instead of White Oak, PA 15131 as their mailing address. The reason they are giving is that White Oak does not have a post office. Letters were sent to Senator Casey, Specter, Representatives Murphy and Doyle asking for their support of White Oak keeping White Oak, PA 15131 as a mailing address. All of these individuals supported our request, but indicated that the U. S. Postal Service is governed but not run by the federal government. All of these individuals received the same form letter stating that the change is necessary.

Another reason given by the postal service is that there is another community named White Oak in the central part of state and this has caused confusion causing some mail for businesses/residents to be redirected to the other White Oak. He stated he did four (4) different internet searches, but was unable to locate another White Oak in Pennsylvania. We will be asking various businesses for permission to place a petition at their establishment for securing signatures.

Other issues of concern are responding to emergency calls. There are a lot of streets in White Oak and McKeesport that have the same name. Also when you call information to secure a phone number of a business/individual residing in the White Oak directory assistance is unable to find the number but if you then ask if there is a listing for the same site but use McKeesport the listing can then be located.

Mayor's Report

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

Persons Arrested 22 (22 adult(s) 0 juvenile(s))

Assault	4
Drug Offenses	6 (1 person also charged with Driving Under Influence of a controlled substance)
DUI	12 (1 person charged with fleeing & attempting to elude police, reckless driving, recklessly endangering another person & resisting arrest)
Summary Traffic Violations	155
TOTAL INCIDENTS	567

Mrs. Marton indicated "Trick or Treat" would be held on Friday, October 31st from 6:00 p.m. until 8:00 p.m.

Finance

Mr. Dillinger, Chairperson, indicated he had several motions to introduce.

A motion was made by Mr. Dillinger, seconded by Mr. Robb, to accept the bills paid and the accounts payable for September.

Bills- Paid in September

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	100832-100909	\$ 55,590.93
Fire Protection	None	\$ 0.00
Super Fund	400004-400005	\$ 25,000.00
Solid Waste	600075-600079	\$ 39,210.15
Pool/Park Fund	900085-900095	\$ 9,930.93
Capital Expenditures	None	\$ 0.00
Liquid Fuels	350019	\$ 228.24
Total Bills Paid		\$ 129,960.25

Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 4,658.19
Fire Protection	\$ 5,742.00
Solid Waste	\$ 0.00
Pool Fund	\$ 0.00
Capital Projects	\$ 0.00
Liquid Fuels	\$ 8,276.95
Total Accounts Payable	\$ 18,677.14

Motion carried unanimously.

A motion was made by Mr. Dillinger, seconded by Mr. Robb, authorizing the proper officials to proceed with sheriff sales on the following properties for unpaid real estate taxes:

a.	Swanson, Donna	1804 Kansas Avenue	551-A-159
b.	Kuzel, III, John and Helena	2717 Laurel Lane	649-G-77
c.	Rankin, Warren & Peggy	Pontiac Avenue (lot)	650-L-327
d.	Johnson, Dale	621 Osborne Street	460-G-64
e.	Merry, Richard	1307 Kansas Avenue	461-H-129

Motion carried unanimously.

A motion was made by Mr. Dillinger, seconded by Mr. Babyak, authorizing the proper officials to file liens for unpaid 2005 real estate taxes at a cost of \$860.00.

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 finalize the negotiations and enter into an agreement with Keystone Municipal Collections for providing billing and collection services with regards to the garbage fee as of January 1, 2009.

Motion carried unanimously.

A motion was made by Mr. Davis, seconded by Mr. Massung, authorizing the proper officials to satisfy municipal liens filed against the following as these liens have been paid in full:

Ryan Shoben	1406 Fawcett Avenue	461-L-58	GD07-4633
Samuel L & Patricia Holmes	1509 Kansas Avenue	461-M-34	GD95-8804 GD97-8849 GD98-9588 GD99-14546

Motion carried unanimously.

PARKS AND RECREATION AND COG REPRESENTATIVE

Mr. Pasternak, Chairperson, noted the following:

The Recreation Board would be sponsoring a Halloween Parade on Saturday, October 25, 2008. Line up is set for 12:30 p.m. at Sampson Mills Church – Ohio Avenue parking lot, the parade is set to start at 1:00 p.m.

The Recreation Board would be sponsoring a craft show on December 6th and an Evening with Santa, which will held at the White Oak Athletic Association.

The Recreation Board in conjunction with WOAA will be sponsoring a joint fund raiser on December 31, 2008. The cost is \$25.00 per person for the New Year's Eve Party.

PLANNING, ZONING AND CODE ENFORCEMENT

Mr. Babyak, Chairperson, noted that during the month of September there were 24 permits issued for fees totaling \$1,167.00. During September there were 28 code violation notices issued.

A motion was made by Mr. Babyak, seconded by Mr. Robb, giving preliminary and final approval to the Michael and Irene Chizmar Subdivision on Catherine Drive.

Motion carried unanimously.

PUBLIC SAFETY

Mr. Massung, Chairperson, noted he had several issues to present.

A motion was made by Mr. Massung, seconded by Mr. Babyak, authorizing the extension of the agreement with South Versailles Twp. to provide police services in 2009.

Motion carried unanimously.

Mr. Massung advised residents that Penn DOT notified the Borough that a "No Left Turn" will be instituted at McClintock Road onto Lincoln Way. He indicated Penn DOT would be installing the signage in the near future.

PUBLIC WORKS

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

TAX COLLECTOR'S REPORT

Current Real Estate

Robert Hart, Current Tax Collector, turned in \$3,978.13, on the 2008 Tax Duplicate, for the period of September 1, 2008 – September 30, 2008.

Commission due – \$60.00 (16 accounts @ \$3.75)

Assessed Value	\$335,899,388.00
Exonerations (Less)	\$ 205,700.00
Additions	\$ 232,100.00
Abatement Values	\$ 611,200.00
Adjusted Value	\$335,314,588.00
Value of statements (actual)	\$ 1,394,908.66
Act 77 Revoked @ Face	\$ 397.11
Act 77 Eligible @ Face	\$ <u>43,360.24</u>
Corrected Value of Statements	\$ 1,351,941.55

Collected from – 9/01/08 – 9/30/08	\$	3,978.13
Add Discount	\$	0.00
Less Penalty	\$	<u>361.67</u>
Total Credited to Duplicate	\$	3,616.46
Amount Previously Collected	\$	1,260,169.40
Collections	\$	3,616.46
Total Collected	\$	<u>1,263,785.86</u>
Balance to be collected	\$	88,155.69

Delinquent/Liened Real Estate

Keystone Municipal Collections, Delinquent/liened Real Estate Tax Collector, turned in \$3,295.59 in delinquent real estate taxes plus costs for the collection period of August 26, 2008 – September 25, 2008.

Commission due	- \$	29.73	
Costs	- \$	<u>221.00</u>	- Civil Complaints
Total Due	- \$	250.73	

Earned Income Tax Collector

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$37,874.64 in current Earned Income Tax for the collection period of August 26, 2008 – September 25, 2008.

Commission due	- \$	568.10	
Costs	- \$	<u>4.38</u>	- Reactivates & Employer Packets
Total Due	- \$	572.48	

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned \$3,143.85 and \$6,106.81 (Audit) in delinquent Earned Income Tax, including costs for the collection period of August 26, 2008 – September 25, 2008.

Commission due	- \$	0.00	
Costs	- \$	<u>565.00</u>	- Civil Complaints, Constable Service, Over/Under Pays and Refunds
Total Due	- \$	565.00	

Mercantile/Business Privilege and Emergency Municipal Service Tax Collector

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$440.75 in current Municipal Service Tax for the collection period of August 26, 2008 – September 25, 2008.

Commission due	- \$	6.61	
Costs	- \$	<u>0.00</u>	
Total Due	- \$	6.61	

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, turned in \$5,853.58 in delinquent Business Privilege Tax and \$65.20 for the collection period of August 26, 2008 – September 25, 2008.

Commission due	- \$	658.61	
Costs	- \$	241.98	- Cost & Postage
Total Due	- \$	900.59	

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. 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 the report was provided to Council at the Workshop Session held October 15.

A motion was made by Mr. Massung, seconded by Mr. Robb, to accept the Engineer's Report and pay Invoices 39154 dated September 25, 2008 totaling \$1,663.17.

Motion carried unanimously.

SOLICITOR'S REPORT

Mr. Leckman noted he gave his report during the Workshop and he would present one Resolution for consideration later in the meeting.

A motion was made by Mr. Robb, seconded by Mr. Babyak, to accept the Solicitor's Report and pay Invoice No. WOB 210, dated October 20, 2008, in the amount of \$3,320.24 which includes \$432.74 in advance costs.

Motion carried unanimously.

ANIMAL CONTROL OFFICERS' REPORTS

Mr. Davis read the Animal Control Officer's and Wildlife Officer's Reports for the month of September, 2008.

Trisha Hroblak – Animal Control – Report for the month of September 2008

Number of 911 calls taken	7
Number of calls taken shelter/borough/residents	11
Number of Dogs returned to owners	12
Number of Dogs surrendered to Shelter	0
Number of Dogs humanely disposed of	0
Number of Dogs hit/killed by Vehicle	0
Number of Cats returned to owners	4
Number of Cats surrendered to Shelter	1
Number of Cats humanely disposed of	0
Number of Cats hit/killed by Vehicle	1
Number of people information filed against	0
Number of citations issued	0
Number of after hour calls	3
Total Due	\$315.00

A motion was made by Mr. Davis, seconded by Mr. Dillinger, to accept the Animal Control Officer's Report and pay the fee due in the amount of \$315.00 for the month of September.

Motion carried unanimously.

Dave Collura – Wildlife Control
Report for the month of September 2008

	Live Trap	Road Kill
Deer	0	5
Birds/Fowl	0	0
Chipmunk	0	0
Degas	0	0
Groundhogs	33	2
Rabbits	0	1
Raccoons	18	14
Opossums	2	1
Skunks	41	4
Squirrels	2	6
Snakes	0	0
Turtles	0	1
Total Due	\$300.00	\$125.00

A motion was made by Mr. Davis, seconded by Mr. Robb, to accept the Wildlife Control Officer's Report and pay the fee due in the amount of \$425.00 for the month of September.

Motion carried unanimously.

RESOLUTIONS AND ORDINANCES

Mr. Leckman read Resolution No. 3527 by short title for adoption.

R-3527 REAL ESTATE TAX REFUND

A motion was made by Mr. Davis, seconded by Mr. Robb, to adopt Resolution No. 3527 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Resolution No. 3527 officially adopted.

NEW BUSINESS

Mr. Massung noted that Paul Falavalito, EMS Chief and Leif Clark, EMS Supervisor were awarded the "Star of Life Award" by the Ambulance Association of Pennsylvania. This award is given for pre-hospital patient care as well as leadership capabilities.

OLD BUSINESS

None

ADJOURNMENT

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

Motion carried unanimously.

Meeting adjourned at 8:23 p.m.

Date Approved

Borough Secretary