

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, DECEMBER 15, 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 I\*na 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 – November 12, 2008

Workshop Meeting – November 17, 2008

Regular Meeting – November 17, 2008

There were none.

A motion was made by Mr., seconded by Mr. , 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.

There were none.

**REPORTS OF CHAIRPERSONS OF STANDING COMMITTEES**

## President's Report

Mr. Petro announced the Borough Offices will be closed on December 25 and 26 in observance of the Christmas Holiday.

Mr. Petro asked for a motion to reappoint Stephen Pholar to a one (1) year term on the Vacancy Board.

A motion was made by Mr. , seconded by Mr. , to reappoint Stephen Pholar to the Vacancy Board.

Motion carried unanimously.

## Mayor's Report

Mrs. Marton gave the November Stat Report.

Arrests 8 (8-adults, 0-juveniles)

Disorderly Conduct	3* (1 person also charged with Public Drunkenness)
DUI	2* (1 person also charged with "leaving the scene of an accident")
Indecent Exposure	1
Theft/Receiving Stolen Property	2
Summary Traffic Violations	82
Total Incidents	418

## Proclamation

## Finance

Mr. Dillinger, Chairperson, indicated he had a motion to introduce.

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

### Bills- Paid in November

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	101065-101141	\$ 208,683.54
Fire Protection	3996 & 31996	\$ 11,943.00
Super Fund		\$ 0.00
Solid Waste	6000092	\$ 38,949.40
Pool/Park Fund	900107-900108	\$ 3,788.39
Capital Expenditures	18008	\$ 2,227.49
Liquid Fuels	350027-350030	\$ 8,881.19
Total Bills Paid		\$ 288,999.01

Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 1,169.62
Fire Protection	\$ 5,795.00
Solid Waste	\$ 0.00
Pool Fund	\$ 0.00
Capital Projects	\$ 0.00
Liquid Fuels	\$ 0.00
Total Accounts Payable	\$ 6,964.62

Motion carried unanimously.

Mr. Dillinger noted the 2009 Budget is currently being worked on. At this time we do not anticipate a tax increase, but the budget is still being looked at. He further advised the 2009 Budget would be available for review December 5<sup>th</sup>.

**HEALTH, ENVIRONMENT AND CABLE**

Mr. Davis, Chairperson, indicated he had several issues to report on.

A motion was made by Mr. Davis, seconded by Mr. , to satisfy the following liens filed against Carol R Scott – 3524 O’Neil Blvd. Lot & Block 380-S-313 GD97-20123 & GD08-3320. These have been paid in full.

Motion carried unanimously.

Mr. Davis announced there will be a one day delay in the garbage collection routes for Thursday 12/25 and Friday 12/26 as well as Thursday 1/1 and Friday 1/2.

Mr. Davis advised residents that effective January 1, 2009 the Borough will no longer be a collection point for the water and sewer bills issued to residents by the Municipal Authority of Westmoreland County. Payments can be mailed to MAWC or paid in person at Huntington Bank.

**PARKS AND RECREATION AND COG REPRESENTATIVE**

Mr. Pasternak, Chairperson, noted the Recreation Board held the following events:

Holiday Craft Show – December 6, 2008 10:00 a.m. – 4:00 p.m. - WOAA

Evening With Santa – December 7, 2008 6:00 p.m. – WOAA

And in conjunction with the WOAA the Board will be sponsoring a New Year’s Eve Party at the Association on December 31<sup>st</sup> starting at 9:00 p.m. – 1:30 a.m. -- \$25.00 per adult

(21 & Over) -- 412 672-6444 -- Traditional Meal, Party Hats, & Noisemakers Beer, Set-ups will be provided -- BYOB Entertainment by DJ Eric Whiteman

A motion was made by Mr. Pasternak, seconded by Mr. , to reappoint Thomas Miller and Andrew Macey to five (5) year terms on the Recreation Board.

Motion carried unanimously.

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

Mr. Babyak, Chairperson, advised that in October there were 13 violation notices issued as well as 11 permits for fees totaling \$494.00. In November there were 4 violation notices issued and 4 permits for fees totaling \$434.00.

A motion was made by Mr. Babyak, seconded by Mr. , giving preliminary and final approval to the JSJ Plan of Lots, said plan has received a favorable recommendation from the Planning Commission.

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Mr. , to reappoint J. Terrance Farrell to a three (3) year term on the Zoning Hearing Board; Paul McCarthy to a five (5) year term on the Planning Commission and Wayne Weinstein to a five (5) year term on the Building Codes Appeal Board.

Motion carried unanimously.

## **PUBLIC SAFETY**

## **PUBLIC WORKS**

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

## **TAX COLLECTOR'S REPORT**

### **Current Real Estate**

Robert Hart, Current Tax Collector, turned in \$14,263.78, on the 2008 Tax Duplicate, for the period of October 1, 2008 – October 31, 2008.

### **Commission due – \$161.25 (43 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)	\$ 1,394,908.68
Act 77 Revoked @ Face	\$ 397.11

Act 77 Eligible @ Face	\$ 43,360.24
Corrected Value of Statements	\$ 1,351,941.55
Collected from – 10/01/08 – 10/31/08	\$ 14,263.78
Discount	\$ 0.00
Less Penalty	\$ 1,296.72
Total Credited to Duplicate	\$ 12,967.06
Amount Previously Collected	\$ 1,263,785.86
Collections	\$ 12,967.06
Total Collected	\$ 1,276,752.92
Balance to be collected	\$ 75,188.63

**Delinquent/Liened Real Estate**

Keystone Municipal Collections, Delinquent/liened Real Estate Tax Collector, had nothing to report for the collection period of September 26, 2008 – October 25, 2008.

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

**Earned Income Tax Collector**

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$36,082.92 in current Earned Income Tax for the collection period of September 26, 2008 – October 25, 2008.

<b>Commission due</b>	- \$	<b>541.25</b>
<b>Costs</b>	- \$	<b>6.38</b> – Reactivates
<b>Total Due</b>	- \$	<b>547.63</b>

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned in \$8,079.42 and \$6,443.57 (Audit) in delinquent Earned Income Tax, including costs for the collection period of September 26, 2008 – October 25, 2008.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<b>440.50</b> - Civil Complaints, Constable Service, Writs
<b>Total Due</b>	- \$	<b>440.50</b>

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

Keystone Municipal Collections, Current Act 511 Tax Collector, had nothing to report for the collection period of September 26, 2008 – October 25, 2008.

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

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, turned in \$6,467.42 in delinquent Business Privilege Tax, including costs for the collection period of September 26, 2008 – October 25, 2008.

<b>Commission due</b>	- \$	<b>327.50</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>327.50</b>

### **Delinquent Garbage Fee Collector**

Keystone Municipal Collections, Delinquent Garbage Fee Collector, had nothing to report at this for the period of September 26, 2008 – October 25, 2008.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>0.00</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 the report was provided to Council at the Workshop Session held November 17.

A motion was made by Mr. Dillinger, seconded by Mr. Pasternak, to accept the Engineer's Report and pay Invoice 39311 dated October 19, 2008 totaling \$450.00.

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. Dillinger, seconded by Mr. Babyak, to accept the Solicitor's Report and pay Invoice No. WOB 212, dated November 17, 2008, in the amount of \$3,487.50 which includes advanced 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 October, 2008.

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

Number of 911 calls taken	13
Number of calls taken shelter/borough/residents	9
Number of Dogs returned to owners	2
Number of Dogs surrendered to Shelter	20
Number of Dogs humanely disposed of	0
Number of Dogs hit/killed by Vehicle	0
Number of Cats returned to owners	3
Number of Cats surrendered to Shelter	0
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	7
<b>Total Due</b>	<b>\$435.00</b>

A motion was made by Mr. Davis, seconded by Mr. Babyak, to accept the Animal Control Officer's Report and pay the fee due in the amount of \$435.00 for the month of October.

Motion carried unanimously.

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

	Live Trap	Road Kill
Deer	0	7
Birds/Fowl	0	0
Chipmunk	0	0
Degas	0	0
Groundhogs	9	3
Rabbits	3	1
Raccoons	10	18
Opossums	6	2
Skunks	62	3
Squirrels	15	4
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. Dillinger, to accept the Wildlife Control Officer's Report and pay the fee due in the amount of \$425.00 for the month of October.

Motion carried unanimously.

## **RESOLUTIONS AND ORDINANCES**

Mr. Leckman read Resolution No. 3528 by short title for adoption.

### **R-3528 REAL ESTATE TAX REFUND**

A motion was made by Mr. Dillinger, seconded by Mr. Robb, to adopt Resolution No. 3528 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Resolution No. 3528 officially adopted.

### **NEW BUSINESS**

A motion was made by Mr. Davis, seconded by Mr. Robb, to enter into an addendum to the collection agreement with Keystone Municipal Collections to include garbage fees.

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 8:10 p.m.

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Date Approved

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Borough Secretary