

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, DECEMBER 16, 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 Ken Robb. Also attending were Mayor Ina Marton, Solicitor Representative Krisha Mackulin, Engineer Representative Donald Hultberg and Borough Secretary Nancy Greenland.

**MINUTES**

A motion was made by Mr. Babyak, seconded by Mr. Robb to approve the following minutes as presented:

Workshop Meeting, September 11, 2013  
Workshop Meeting, October 21, 2013  
Workshop Meeting, November 18, 2013  
Regular Meeting, November 18, 2013

Motion carried unanimously.

**EXECUTIVE SESSION**

Ms. Mackulin stated an Executive Sessions were held last Wednesday and this evening at which time personnel matters.

**PUBLIC COMMENTS**

No one in the audience wished to speak.

**PRESIDENT'S REPORT AND COG REPRESENTATIVE**

Mr. Pasternak, President of Council, noted Borough Office will be closed on Wednesday and Thursday, December 25 and 26 in observance of the Christmas Holiday.

Mr. Pasternak thanked Council for allowing him to serve as President for the last two (2) years.

## MAYOR'S REPORT

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

Arrests: 14 (14 adult/0 juvenile)

|                            |            |
|----------------------------|------------|
| Assault                    | 3          |
| Drug Offenses              | 2          |
| Public Drunkenness         | 1*         |
| Theft & Related Offenses   | 8          |
| Summary Traffic Violations | 56         |
| <b>TOTAL INCIDENTS:</b>    | <b>485</b> |

## FINANCE REPORT

Mr. Dillinger, Chairperson, stated he had the standard monthly motion regarding the check register and accounts payable.

A motion was made by Mr. Dillinger, seconded by Mr. Robb, to accept the Check Register and Accounts Payable as of November 30, 2013.

Paid Invoices:

| <u>Fund</u>          | <u>Check No.</u> | <u>Amount</u> |
|----------------------|------------------|---------------|
| General Fund         | 106394-106464    | \$ 51,796.39  |
| Fire Protection      | 0-0              | \$ 0.00       |
| Post Retirement      | 0-0              | \$ 0.00       |
| Super Fund           | 0-0              | \$ 0.00       |
| Solid Waste          | 600358-600361    | \$ 46,104.15  |
| Pool/Park Fund       | 900949-900955    | \$ 1,496.17   |
| Capital Expenditures | 0-0              | \$ 0.00       |
| Capital Debt Sinking | 0-0              | \$ 0.00       |
| Liquid Fuels         | 350260-350263    | \$ 8,890.57   |
| Total Bills Paid     |                  | \$ 108,287.28 |

Accounts Payable Due

| <u>Fund</u>          | <u>Amount</u> |
|----------------------|---------------|
| General Fund         | \$ 0.00       |
| 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>0.00</u> |
| Total Accounts Payable | \$ | 0.00        |

Motion carried unanimously.

A motion was made by Mr. Dillinger, seconded by Mr. Babyak, authorizing the proper officer to pre-pay the PID Loan secured for road projects. Funds will be used from the unused portion \$416,000 approx.) of the loan principal and from a CD (\$2,859,500 approx.)

Mr. Dillinger noted these 2.86 million is from the proceeds for the sale of the sanitary sewer system. He indicated that by prepaying the loan the Borough should save \$55,000 In 2014. Interest income on the investment does not cover the interest payments on the loan. For every \$5.00 in interest paid on the loan the investment is only covering \$1.00 of that cost.

Motion carried unanimously.

A motion was made by Mr. Dillinger, seconded by Mr. Robb, to enter into an agreement with Freedom Systems to provide additional training and assistance in year-end close out.

Motion carried unanimously.

## **HEALTH, ENVIRONMENT AND CABLE**

Ms. Noll, Chairperson, announced the there will be a one day delay in the garbage collection starting with December 25<sup>th</sup>. This is due to the Christmas Holiday. There will also be a one day delay the following week starting with January 1<sup>st</sup> due to the New Year's Holiday.

A motion was made by Ms. Noll, seconded by Mr. Babyak to satisfy the following municipal liens.

|               |           |               |            |
|---------------|-----------|---------------|------------|
| Mrvos, Mark   | 461-H-46  | 1212 Kansas   | GD11-21869 |
| Marasco, F    | 551-P-70  | 2203 Pleasant | GD11-21826 |
| Ziegler, Alan | 550-J-185 | 1544 Vermont  | GD11-22578 |
| Scarpone, P   | 551-J-163 | 2022 Cypress  | GD11-22434 |

These liens have been brought up to date.

Motion carried unanimously.

## **PARKS AND RECREATION**

Mr. Robb, Chairperson, stated he had several motions to introduce.

A motion was made by Mr. Robb, seconded by Mr. Dillinger authorizing The EADS Group to proceed with full design of the Community Center to be located at the WOAA site.

Motion carried unanimously.

A motion was made by Mr. Robb, seconded by Mr. Babyak, to reappoint Andrew Macey and Thomas Miller to the Recreation Board.

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

Mr. Babyak, Chairperson, noted 21 permits were issued with fees totaling \$2,223 in November. There were also 4 violation notices issued.

A motion was made by Mr. Babyak, seconded by Mr. Dillinger to reappoint Wayne Weinstein to the Building Code Appeal Board.

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Mr. Massung, to reappoint Paul McCarthy to the Planning Commission.

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Jayme Burgman to the Zoning Hearing Board.

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Mr. Massung authorizing the proper officials to file municipal liens for unpaid law fee services provided on abandoned homes/lots.

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Mr. Dillinger, to waive the Planning Commission fee, in order to re-present his plans for erection of a billboard at the corner of Long Run Road and Sunset Drive.

Motion carried unanimously.

## **PUBLIC SAFETY**

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

A motion was made by Mr. Massung, seconded by Mr. Babyak, to reappoint Patrick Schmidt, Sr. to the Civil Service Commission.

Motion carried unanimously.

## **PUBLIC WORKS**

Mr. Davis, Chairperson, 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 \$3,765.56 on the 2013 Tax Duplicate, for the period of November 1, 2013 – November 30, 2013.

### **Commission due – \$ 37.50 (10 accounts @ \$3.75)**

|                                      |                        |
|--------------------------------------|------------------------|
| Assessed Value                       | \$399,955,508.00       |
| Exonerations (Less)                  | \$ 9,360,701.00        |
| Additions                            | \$ 1,344,400.00        |
| Abatement Values                     | \$ 232,100.00          |
| Adjusted Value                       | \$ 391,77,107.00       |
| Value of statements (actual)         | \$ 1,825,355.12        |
| Act 77 Revoked @ Face                | \$ 595.97              |
| Act 77 Eligible @ Face               | <u>\$ 50,044.76</u>    |
| Corrected Value of Statements        | \$ 1,775,906.33        |
| Collected from – 11/01/13 – 11/30/13 | \$ 3.765.56            |
| Discount (add)                       | \$ 0.00                |
| Less Penalty (sub)                   | <u>\$ 342.32</u>       |
| Total Credited to Duplicate          | \$ 3.4223.24           |
| Amount Previously Collected          | \$ 1,613,429.66        |
| Collections                          | \$ 3.423.24            |
| Total Collected                      | <u>\$ 1,616,852.90</u> |
| Balance to be collected              | \$ 159,053.43          |

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

Keystone Collections Group, Delinquent/Liened Real Estate Tax Collector, turned in \$3,484.66 in taxes and costs collected for the collection period of October 26, 2013 to November 25, 2013.

|                       |  |
|-----------------------|--|
| <b>Commission due</b> | <b>- \$ 4.00</b>                             |
| <b>Costs</b>          | <b>- \$ <u>5.00</u> (Lien Satisfactions)</b> |
| <b>Total Due</b>      | <b>- \$ 9.00</b>                             |

### **Earned Income Tax Collector**

Keystone Collections Group, Current/Delinquent Earned Income Tax Collector, turned in \$78,232.85 in current and \$8,049.44 delinquent Earned Income Tax for the collection period of November 1, 2013 – November 30, 2013.

|                       |      |   |
|-----------------------|------|---|
| <b>Commission due</b> | - \$ | <b>1,243.93</b>                               |
| <b>Costs</b>          | - \$ | <u><b>.86</b></u> (postage and reprint cards) |
| <b>Total Due</b>      | - \$ | <b>1,244.79</b>                               |

**Mercantile/Business Privilege and Local Service Tax Collector**

Keystone Collections Group, Current Act 511 Tax Collector, turned in \$1,565.44 in Local Service Tax for the collection period of November 1, 2013 – November 30, 2013.

|                       |      |                    |
|-----------------------|------|--------------------|
| <b>Commission due</b> | - \$ | <b>31.19</b>       |
| <b>Costs</b>          | - \$ | <u><b>0.00</b></u> |
| <b>Total Due</b>      | - \$ | <b>31.19</b>       |

Keystone Collections Group, Current Business Privilege and Mercantile Tax Collector, turned in \$0.00 in Business Privilege and \$0.00 in Mercantile Tax collections plus costs for the collection period November 1, 2013 – November 30, 2013.

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

Keystone Collections Group, Delinquent Act 511 Tax Collector, turned in \$0.00 in delinquent Local Service Tax, \$9,538.88 in delinquent Business Privilege Tax, \$1,119.45 in delinquent Mercantile Tax for the collection period of October 26, 2013 – November 25, 2013.

|                       |      |                    |
|-----------------------|------|--------------------|
| <b>Commission due</b> | - \$ | <b>798.50</b>      |
| <b>Costs</b>          | - \$ | <u><b>0.00</b></u> |
| <b>Total Due</b>      | - \$ | <b>798.50</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 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 Mr. Dillinger, seconded by Ms. Noll, to accept the Engineer's Report and pay the fees due on invoices 310786, 310792 and 310793 totaling \$53,688.54.

Motion carried unanimously.

**SOLICITOR'S REPORT**

Ms. Mackulin, Solicitor, stated she would present several resolutions and an ordinance for consideration later in the meeting and she filed and removed several liens.

A motion was made by Mr. Robb, seconded by Ms. Noll, to accept the Solicitor's Report and pay invoices: Numbers 26325 through 26331 for services rendered in November, totaling \$1,137.50.

Motion carried unanimously.

**ANIMAL CONTROL OFFICERS' REPORTS**

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

|  |                 |
|--|-----------------|
| <b>Ferree Kennels – Animal Control Officer</b>                 | November        |
| 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<br>& Municipal Offices | 3               |
| 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                                    | <u>\$ 0.00</u>  |
| <b>Total Due</b>   | <b>\$ 50.00</b> |

A motion was made by Ms. Noll, seconded by Mr. Robb, to accept the Animal Control Report and pay the fee due, in the amount of \$50.00, for services rendered in November.

Motion carried unanimously.

**Dave Collura – Wildlife Control**  
Report for the month of November 2013

|                   | Live Trap | Road Kill | Disposal<br>After Hours Calls |
|-------------------|-----------|-----------|-------------------------------|
| Deer              | 0         | 7         | 7                             |
| Bats              | 0         | 0         |                               |
| Birds/Fowl/Turkey | 0         | 0         |                               |
| Cats              | 0         | 1         |                               |
| Chipmunk          | 0         | 0         |                               |
| Degas             | 0         | 0         |                               |
| Groundhogs        | 2         | 1         |                               |

|                              |                 |                 |                 |
|------------------------------|-----------------|-----------------|-----------------|
| Opossums                     | 4               | 2               |                 |
| Rabbits                      | 0               | 0               |                 |
| Raccoons                     | 17              | 7               |                 |
| Skunks                       | 6               | 2               |                 |
| Squirrels                    | 1               | 1               |                 |
| Snakes                       | 0               | 0               |                 |
| Turtles                      | 0               | 0               |                 |
| <b>Total Due</b>             | <b>\$350.00</b> | <b>\$140.00</b> | <b>\$ 80.00</b> |
| <b>Grand Total: \$630.00</b> |                 |                 |                 |

A motion was made by Ms. Noll, seconded by Mr. Robb, to accept the Wildlife Control officer's report for the months of November and pay the fees due of \$630.00.

Motion carried unanimously.

### **RESOLUTIONS AND ORDINANCES**

Ms. Mackulin read Resolution No. 4010 by short title for adoption.

#### **R-4010                      2014 BUDGET APPROPRIATIONS**

A motion was made by Ms. Noll, seconded by Mr. Dillinger, to adopt Resolution No. 4010 as just read by Ms. Mackulin.

Mr. Pasternak declared Resolution Number 4010 adopted.

Ms. Mackulin read Ordinance No. 4011 by short title for adoption.

#### **O- 4011                      2014 TAX LEVY 4.66**

A motion was made by Mr. Massung, seconded by Mr. Dillinger,, to adopt Ordinance No. 4011 as just read by Ms. Mackulin.

Mr. Pasternak declared Ordinance Number 4011 adopted.

Ms. Mackulin read Resolution No. 4012 by short title for adoption.

#### **R-4012                      AGREEING TO JOIN N. VERSAILLES AND OTHER LOCAL MUNICIPALITIES IN FILING A DECLARATORY JUDGMENT ACTION AGAINST THE MUNICIPAL AUTHORITY OF THE CITY OF MCKEESPORTREAL ESTATE TAX REFUND**

A motion was made by Mr. Dillinger, seconded by Ms. Noll, to adopt Resolution No. 4012 as just read by Ms. Mackulin.

Mr. Pasternak declared Resolution Number 4012 adopted.

Ms. Mackulin read Resolution No. 4013 by short title for adoption.

**R-4013 REAL ESTATE TAX REFUNDS**

A motion was made by Mr. Robb, seconded by Mr. Dillinger, to adopt Resolution No. 4013 as just read by Ms. Mackulin.

Mr. Pasternak declared Resolution Number 4013 adopted.

Ms. Mackulin read Resolution No. 4014 by short title for adoption.

**R-4014 BLUE ROOF TECHNOLOGY – TIGER VET PROJECT**

A motion was made by Mr. Robb, seconded by Ms. Noll, to adopt Resolution No. 4014 as just read by Ms. Mackulin.

Motion carried unanimously.

Mr. Pasternak declared Resolution No. 4013 adopted.

**NEW BUSINESS**

A motion was made by Mr. Babyak, seconded by Mr. Dillinger to reappoint Jodi Perozich to the Vacancy Board'

Motion carried unanimously.

**OLD BUSINESS**

None

**ADJOURNMENT**

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

Motion carried unanimously.

Meeting adjourned at 7:40 p.m.

\_\_\_\_\_  
Date Approved

\_\_\_\_\_  
Borough Secretary