

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, FEBRUARY 16, 2009 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: Charles Davis, George Dillinger, Ronald Massung, 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.

Council members Edward Babyak and David Pasternak were absent

**MINUTES**

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

Workshop Meeting – January 14, 2009

Workshop Meeting – January 19, 2009

Regular Meeting – January 19, 2009

Special Meeting – January 29, 2009

There were none.

A motion was made by Mr. Davis, 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.

No one in attendance had any comments.

## **REPORTS OF CHAIRPERSONS OF STANDING COMMITTEES**

### **President's Report**

Mr. Petro noted a meeting was held with representatives of the U.S. Postal Service including William Mueller, Postmaster of our local Post office Branch, Elizabeth Gordon, Acting Manager of Consumer Affairs and other. The meeting was arranged by Congressman Murphy with support from Senator Logan Senator Arlen Specter and County Councilman Bob Macey. The meeting was well attended by Borough Council and the Mayor. The group was presented with a mountain of information showing the confusion caused by the address change of White Oak, PA 15131 to McKeesport, PA 15131, as well as petitions signed by over 7,000 White Oak residents and businesses requesting the Postal Service retain White Oak, PA 15131 as our proper mailing address.

IT was interesting to find that U. S. Postal Managers were unaware of any changes that were taking place with respect to White Oak 15131 being defaulted to McKeesport 15131. Postal representatives had done some preliminary research and stated they have no issues with the address line reading White Oak, PA 15131. It was felt there was an unknown glitch in their system and their respective staff personnel were at work to uncover the glitch and rectify it.

Ms. Gordon informed those in attendance that local postal staff was manually going through the White Oak Borough data base to insure that White Oak PA 15131 is an acceptable bottom line to the address of all White Oak businesses and residents. Further, the U. S. Postal Service at a regional level was combing their system to ascertain how this glitch was created and by whom. Ms. Gordon committed to inform Congressman Murphy and the Borough as soon as they have a result from their investigation.

At the close of the meeting, Postmaster Mueller stated that White Oak residents and businesses should continue to use White Oak, PA 15131 as their address. Mr. Mueller also stated that credit card companies, airlines and others may take as long as the end of March to make zip code corrections to their databases on a quarterly basis and the McKeesport 15131 default would be rectified shortly after March.

White Oak Council and Mayor certainly appreciated the quick action of the Post Service prompted by the support of Federal, State and County officials for their assistance in resolving this troublesome matter.

### **Mayor's Report**

Mrs. Marton gave the January Stat Report.

#### **Police Department Activity Report**

Arrests                      17      (14 adults/3 juvenile(s))

Burglary	3
Disorderly Conduct	1
Drug Offenses	3
DUI	3*

Receiving Stolen Property	3
Retail Theft	3*
Violation of the Uniform Firearms Act	1

(One person charged with DUI and one person charged with Retail theft was also charged with drug offenses.

Summary Traffic Violation: 54

Total Incidents: 64

**Finance**

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

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

Bills- Paid in January

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	101189-101295	\$ 114,341.89
Fire Protection	310005	\$ 1,317.67
Super Fund		\$ 0.00
Solid Waste	6000096-600104	\$ 46,724.30
Pool/Park Fund	900113-900116	\$ 1,185.78
Capital Expenditures	180009	\$ 8,372.00
Liquid Fuels	350032-350041	\$ 29,615.89
Total Bills Paid		\$ 201,557.53

Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 18,749.05
Fire Protection	\$ 1,317.67
Super Fund	\$ 12,500.00
Solid Waste	\$ 6,459.00
Pool Fund	\$ 777.29
Capital Projects	\$ 0.00
Liquid Fuels	\$ 6,966.55
Total Accounts Payable	\$ 45,448.70

Motion carried unanimously.

## HEALTH, ENVIRONMENT AND CABLE

Mr. Davis, Chairperson, indicated he had nothing to report at this time.

## PARKS AND RECREATION AND COG REPRESENTATIVE

Mr. Pasternak, Chairperson, was absent.

## PLANNING, ZONING AND CODE ENFORCEMENT

Mr. Babyak, Chairperson, was absent. Mr. Davis gave Mr. Babyak's report.

Mr. Davis advised that in December there were 9 violation notices issued as well as 8 permits for fees totaling \$810.00.

## PUBLIC SAFETY

Mr. Massung presented Certificates of Achievements to four (4) members of White Oak EMS. He noted these individuals participated in training for a new procedure/study being used to treat suspected cardiac patients. The new treatment introduces a cold saline solution into the patients systems. This lowers the body's temperature and it hoped that by lowering the temperature it will reduce the damage suffered by tissues due to lack of oxygen.

## PUBLIC WORKS

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

## TAX COLLECTOR'S REPORT

### Current Real Estate

Robert Hart, Current Tax Collector, turned in \$3,999.43, on the 2008 Tax Duplicate, for the period of January 1, 2009 – January 31, 2009.

### **Commission due – \$52.50 (14 accounts @ \$3.75)**

Assessed Value	\$335,899,388.00
Exonerations (Less)	\$ 377,500.00
Additions	\$ 402,200.00
Abatement Values	\$ 781,300.00
Adjusted Value	\$335,142,788.00
Value of statements (actual)	\$ 1,394,194.00
Act 77 Revoked @ Face	\$ 397.11
Act 77 Eligible @ Face	<u>\$ 43,360.24</u>
Corrected Value of Statements	\$ 1,351,230.87
Collected from – 1/01/09 – 1/31/09	\$ 3,999.43
Discount	\$ 0.00
Less Penalty	<u>\$ 363.59</u>

Total Credited to Duplicate	\$	3,635.84
Amount Previously Collected	\$	1,289,363.96
Collections	\$	3,635.84
Total Collected	\$	<u>1,292,999.80</u>
Balance to be collected	\$	58,231.07

**Delinquent/Liened Real Estate**

Keystone Municipal Collections, Delinquent/liened Real Estate Tax Collector, turned in \$1,092.90 in delinquent real estate tax for the collection period of January 1, 2009 – January 25, 2009.

<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>

**Earned Income Tax Collector**

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$26,795.52 in current Earned Income Tax for the collection period of January 1, 2009 – January 25, 2009.

<b>Commission due</b>	- \$	<b>401.97</b>
<b>Costs</b>	- \$	<u><b>0.00</b></u>
<b>Total Due</b>	- \$	<b>401.97</b>

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned \$2,451.17 in delinquent Earned Income Tax and \$5,455.59 audited in delinquent Earned Income Tax, including costs for the collection period of January 1, 2009 – January 25, 2009.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<u><b>279.35</b></u> – <b>Civil Complaints and Constable Fees, Refunds</b>
<b>Total Due</b>	- \$	<b>279.35</b>

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

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$145.75 in current Municipal Service Tax, \$10,723.93 in current Business Privilege Tax and \$2,836.65 in current Mercantile Tax for the collection period of January 1, 2009 – January 25, 2009.

<b>Commission due</b>	- \$	<b>1,600.56</b>
<b>Costs</b>	- \$	<u><b>0.91</b></u> – <b>Balance Due Letters and Returns Mailed</b>
<b>Total Due</b>	- \$	<b>1,601.47</b>

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, had nothing to report for the collection period of January 1, 2009 – January 25, 2009

<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>

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 February 11<sup>th</sup>.

A motion was made by Mr. Davis, seconded by Mr. Robb, to accept the Engineer's Report and pay Invoice 39850, dated January 27, 2009 in the amount of \$1,800.00.

Motion carried unanimously.

**SOLICITOR'S REPORT**

Mr. Leckman stated he would present several resolutions to present.

A motion was made by Mr. Robb, seconded by Mr. Dillinger, to accept the Solicitor's Report and pay Invoice No. WOB 218 dated February 16, 2009, in the amount of \$3,930.00.

Motion carried unanimously.

**ANIMAL CONTROL OFFICERS' REPORTS**

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

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

Number of 911 calls taken	22
Number of calls taken shelter/borough/residents	0
Number of Dogs returned to owners	0
Number of Dogs surrendered to Shelter	1
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	4
Number of Cats humanely disposed of	0
Number of Cats hit/killed by Vehicle	0
Number of people information filed against	0
Number of citations issued	0
Number of after hour calls	6
<b>Total Due</b>	<b>\$405.00</b>

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 \$405.00 for the month of January.

Motion carried unanimously.

Report for the month of January 2008

	Live Trap	Road Kill
Deer	0	8
Birds/Fowl	0	0
Chipmunk	0	0
Degas	0	0
Groundhogs	0	0
Rabbits	0	0
Raccoons	2	1
Opossums	0	0
Skunks	1	0
Squirrels	0	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. Robb, 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. Leckman read Ordinance No. 3535 by short title for adoption.

**O-3535 STOP SIGN ORDINANCE AMENDMENT- HENDERSON/FAWCETT**

A motion was made by Mr. Davis, seconded by Mr. Robb, to adopt Resolution No. 3535 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Ordinance No. 3535 officially adopted.

Mr. Leckman read Ordinance No. 3536 by short title for adoption.

**O-3536 GARBAGE FEE - AMENDMENT**

A motion was made by Mr. Dillinger, seconded by Mr. Massung, to adopt Ordinance No. 3536 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Ordinance No. 3536 officially adopted.

Mr. Leckman read Ordinance No. 3537 by short title for adoption.

**O-3537 TAX ABATEMENT – COMMERCIAL/INDUSTRIAL EXTENSION TO 12/31/2010**

A motion was made by Mr. Robb, seconded by Mr. Massung, to adopt Ordinance No. 3537 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Ordinance No. 3537 officially adopted.

Mr. Leckman read Resolution No. 3538 by short title for adoption.

**R-3538 REAL ESTATE TAX REFUND**

A motion was made by Mr. Robb, seconded by Mr. Massung, to adopt Resolution No. 3538 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Resolution No. 3538 officially adopted.

**NEW BUSINESS**

A motion was made by Mr. Massung, seconded by Mr. Davis, authorizing the lease to purchase of two (2) police cruisers through the ShaCOG Co-operative Purchasing Program. Cost of each vehicle is \$59,319.00.

Motion carried unanimously.

A motion was made by Mr. Massung, seconded by Mr. Davis, authorizing the proper officials to enter into an agreement with Campbell, Durrant, Beatty, Palombo & Miller, P.C. to provide special labor counsel to the Borough of White Oak with regards to possible arbitration.

Motion carried unanimously.

**OLD BUSINESS**

None

**ADJOURNMENT**

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

Motion carried unanimously.

Meeting adjourned at 8:20 p.m.

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Date Approved

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Borough Secretary