

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, FEBRUARY 20, 2012 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, David Pasternak, Kenneth Robb and Carrie Verbanick. Also attending were Mayor Ina Marton, Solicitor Terry Leckman, Engineer Representative Donald Hultberg, Borough Manager John W. Petro, Jr. and Borough Secretary Nancy Greenland.

**MINUTES**

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

Workshop Meeting, January 11, 2012  
Workshop Meeting, January 16, 2012  
Regular Meeting, January 16, 2012

There were none.

A motion was made by Ms. Noll, seconded by Mr. Babyak, to accept the Minutes as presented.

Motion carried unanimously.

**EXECUTIVE SESSION**

Mr. Leckman stated an Executive Session was held on February 20, 2012, items discussed with the Collective Bargaining Agreements for the police and public works departments, as well as a personal injury claim on borough owned property and claims made on behalf of the Borough.

**PUBLIC COMMENTS**

**Carolyn Leitzel – 2155 Lewis Street**

Ms. Leitzel stated that since the law had been violated again she would not pay her borough or school real estate taxes until the taxes on 1203 Clark Street had been paid for the years of 2010 and 2011, noting the borough and school district would need to take her to court.

### **Fred Haynes – 98 Carmella Drive**

Mr. Haynes stated the Borough Manager receives \$65,000 and the Borough Secretary receives \$48,000.00 along with a \$22,000 health package. He noted that the current population of the Borough is 7,800. He also made reference to a Manager being recently hired in North Versailles.

### **Jerry Boyle – 124 Marietta Drive**

Mr. Boyle referencing a comment by Mr. Haynes about a manager being hired in North Versailles noted that he personally knows the individual hired and that party is being paid approximately \$65,000.

He suggested the Borough may want to consider placement of signage on the conference room door indicating when the Executive Session is in progress and when the open meeting is taking place. This may eliminate the issue raised by Mr. Hayes during the Public Hearing held earlier this evening.

### **Jodi Perozich – 2800 Lincoln Way**

Ms. Perozich stated she commended this Council and prior Councils to keeping up with issues and not causing any gridlock. The Councils have agreed to disagree but move forward. She stated she believed that everything has been done ethically and legally. She indicated she felt White Oak was making progress. She further stated she was not sure what Mr. Haynes issue was the compensation paid to employees seems to be in line with the current market.

### **Kristen Giran – 142 Victoria Drive**

Ms. Giran asked Mr. Petro if he had an idea of what savings and grants funding has been secured since he became Manager.

Mr. Petro noted that in 2011 there was approximately a \$400,000. Savings and grant procurement total. He noted that in 2012 a \$10,000 grant for the police department and a \$10,000 grant for EMS have been secured.

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

### **President's Report**

Mr. Pasternak, President of Council, had nothing to report at this time.

### **Mayor's Report**

Mrs. Marton, Mayor, had nothing to report at this time.

### **Finance**

Mr. Dillinger, Chairperson, stated he had two motions to present.

A motion was made by Mr. Dillinger, seconded by Mr. Babyak, to accept the Check Register and Accounts Payable as of January 31, 2012.

Bills

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	104587-104687	\$ 164,729.74
Fire Protection	0-0	\$ 0.00
Post Retirement	0-0	\$ 0.00
Super Fund	0-0	\$ 0.00
Solid Waste	600258-600261	\$ 50,040.31
Pool/Park Fund	900586-900589	\$ 923.43
Capital Expenditures	0-0	\$ 0.00
Capital Debt Sinking	231026	\$ 2,388.94
Liquid Fuels	350180-350181	\$ 11,823.98
Total Bills Paid		\$ 229,906.40

Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 19,475.31
Fire Protection	\$ 0.00
Post Retirement Fund	\$ 0.00
Super Fund	\$ 0.00
Solid Waste	\$ 0.00
Pool Fund	\$ 43.15
Capital Projects	\$ 0.00
Capital Debt	\$ 0.00
Liquid Fuels	\$ 13,831.33
Total Accounts Payable	\$ 24,856.37

Motion carried unanimously.

A motion was made by Mr. Dillinger, seconded by Mr. Babyak, stating that there were no changes made to the 2012 Budget after it was re-opened at the January 6<sup>th</sup> Reorganization Meeting, therefore, the budget adopted at the December 19, 2011 Regular Meeting stands.

Motion carried unanimously.

**HEALTH, ENVIRONMENT AND CABLE**

Ms. Noll, Chairperson, advised the deadline for payment of the 2012 Garbage Fee at the discount rate is over February 28. The face period is March 1<sup>st</sup> through June 30, 2012.

Ms. Noll announced an electronics collection day sponsored by Goodwill has been set for Saturday, April 21<sup>st</sup> from 10 am to 2 pm.

A motion was made by Ms. Noll, seconded by Mr. Davis, authorizing the proper officials to satisfy municipal liens filed against:

Fite, Shawna	551-J-287	300 Oliver Drive,	GD11-20825
Fite, Shawna	551-J-287	300 Oliver Drive,	GD11-1505
Kwolek, Karl	462-D-84	1644 Fawcett Ave,	GD11-21795
Kwolek, Karl	462-D-84	1644 Fawcett Ave,	GD10-24809
Mihalko, Edward	549-N-160	121 Marietta Drive,	GD11-21857
Mihalko, Edward	549-N-160	121 Marietta Drive,	GD11-76

The accounts are up to date.

Motion carried unanimously.

## **PARKS AND RECREATION**

Mr. Robb, Chairperson, had nothing to report at this time.

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

Mr. Babyak, Chairperson, noted there were 7 building permits and 1 road opening permit were issued, for a total of \$1,147.00 in fees for the month of January. There were also 13 violation notices issued.

## **PUBLIC SAFETY**

Mr. Massung, Chairperson, noted the Civil Service Commission met on Saturday. The Commission reorganized and discussed rules and regulations.

## **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 \$15,005.58 on the 2011 Tax Duplicate, for the period of January 1, 2012 – January 31, 2012.

### **Commission due – \$161.25 (43 accounts @ \$3.75)**

Assessed Value	\$337,235,488.00
Exonerations (Less)	\$ 970,430.00
Additions	\$ 959,500.00
Abatement Values	\$ 837,800.00
Adjusted Value	\$336,386,758.00
Value of statements (actual)	\$ 1,883,765.84
Act 77 Revoked @ Face	\$ 379.34
Act 77 Eligible @ Face	\$ 57,146.71

Corrected Value of Statements	\$ 1,826,998.47
Collected from – 1/01/12 –1/31/12	\$ 15,005.58
Discount (add)	\$ 1.00
Less Penalty (sub)	\$ <u>1,457.62</u>
Total Credited to Duplicate	\$ 13,648.96
Amount Previously Collected	\$ 1,741,096.58
Collections	\$ 13,648.96
Total Collected	\$ <u>1,754,745.54</u>
Balance to be collected	\$ 72,252.93

### Delinquent/Liened Real Estate

Keystone Collections Group, Delinquent/Liened Real Estate Tax Collector, turned in \$942.04 in taxes and costs collected for the collection period of January 1, 2012 – January 25, 2012 31, 2011.

<b>Commission due</b>	- \$ 27.65
<b>Costs</b>	- \$ <u>66.50</u> (Lien Satisfaction, Execution)
<b>Total Due</b>	- \$ 94.15

### Earned Income Tax Collector

Keystone Collections Group, Current Earned Income Tax Collector, turned in \$37,013.25 (current year minus costs/refunds/non-resident distributions) in current and prior year Earned Income Tax for the collection period of January 1, 2012 – January 31, 2012.

<b>Commission due</b>	- \$ 514.13
<b>Costs</b>	- \$ <u>0.00</u>
<b>Total Due</b>	- \$ 514.13

Keystone Collections Group, Delinquent Earned Income Tax Collector, turned \$262.69 (audited) in delinquent Earned Income Tax, including costs for the collection period of January 1, 2012 – January 31, 2012.

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

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

Keystone Collections Group, Current Act 511 Tax Collector, turned in \$656.00 in Local Service Tax for the collection period of January 1, 2012 – January 31, 2012.

<b>Commission due</b>	- \$ 10.65
<b>Costs</b>	- \$ <u>0.00</u>

**Total Due - \$ 10.65**

Keystone Collections Group \$0.00 in Business Privilege and \$0.00 in Mercantile Tax collections plus costs for the collection period January 1, 2012 – January 25, 2012.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<b>0.00</b>
<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, \$13,957.33 in delinquent Business Privilege Tax, \$451.85 in delinquent Mercantile Tax for the collection period of January 1, 2012 – January 25, 2012.

<b>Commission due</b>	- \$	<b>951.27</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>951.27</b>

A motion was made by Mr. Dillinger, seconded by Ms. Noll, 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 February 20<sup>th</sup> Workshop Session but due to time constraints did not give a report. The firm has been working on the Oakview Bridge Project.

A motion was made by Mr. Babyak, seconded by Mr. Robb, to accept the Engineer's Report and pay Invoice 45354, dated January 23, 2012, in the amount of \$2,288.94 regarding the Oakview Bridge Project.

Motion carried unanimously.

### **SOLICITOR'S REPORT**

Mr. Leckman stated he would like to announce that a collective bargaining agreement between the Borough and the police department has been finalized. He expressed his appreciation to the co-operation of council and the police department for understanding the borough's financial position during negotiations. He stated the agreement is for a 3 year period and has a 0% raise the first year, 1.5% raise the second year and a 2.5% raise the third year. He noted this is below current industry standards. He asked that a motion approving the agreement and authorizing the proper officials to sign said agreement be considered.

A motion was made by Mr. Massung, seconded by Mr. Davis, to authorizing the proper officials to sign a 3 year agreement with the police department and the FOP Lodge 91.

Motion carried unanimously.

A motion was made by Mr. Robb, seconded by Mr. Babyak, to accept the Solicitor's Report and pay Invoices No. WOB 292, totaling \$2,538.75, dated February 20, 2012.

Motion carried unanimously.

**ANIMAL CONTROL OFFICERS' REPORTS**

Mrs. Noll read the Animal Control and Wildlife Officer's Reports for the month of January 2012.

**Ferree Kennels – Animal Control Officer**  
Report for the month of January 2012

Number of Animals Humanely Disposed Of	0
Number of Animals Turned Over to WOASH	1
Number of Dogs Returned to Owners	0
Number of Calls Answered from Residents & Municipal Offices	12
Number of Person Information Signed Against	1
Number of Citations Issued	2
Number of Claims to State for Housing	0
Monthly Fee	\$ 50.00
After Hours Calls 2	\$ 50.00
State Housing Reimbursement	<u>\$ 00.00</u>
<b>Total Charges for January 2012</b>	<b>\$ 100.00</b>

A motion was made by Ms. Noll, seconded by Mr. Massung, to accept the report and pay the fee due Ferree Kennels for services rendered in January.

Motion carried unanimously.

**Dave Collura – Wildlife Control**  
Report for the month of January

	Live Trap	Road Kill	After Hours Calls
Deer	0	3	3
Bats	0	0	
Birds/Fowl/Turkey	0	0	
Chipmunk	0	0	
Degas	0	0	
Groundhogs	0	0	
Rabbits	0	0	
Raccoons	9	5	
Opossums	2	3	
Skunks	2	1	
Squirrels	0	2	

Snakes	0	0	
Turtles	0	0	
<b>Total Due</b>	<b>\$350.00</b>	<b>\$140.00</b>	<b>\$ 60.00</b>
<b>Grand Total: \$550.00</b>			

A motion was made by Ms. Noll, seconded by Mr. Davis, to accept the Animal Control Officer's Report for the month of January.

Motion carried unanimously.

**RESOLUTIONS AND ORDINANCES**

Mr. Leckman read Resolution No. 3636 by short title.

**R-3636                    ADOPTING THE ALLEGHENY COUNTY 2011 HAZARD  
MITIGATION PLAN**

A motion was made by Mr. Robb, seconded by Mr. Massung to accept Resolution No. 3636 as just read by Mr. Leckman.

Motion carried unanimously.

Mr. Pasternak declared Resolution No. 3636 adopted.

Mr. Leckman read Ordinance No. 3637 by short title.

**O-3637                    TEMPORARY EXEMPTION REAL ESTATE TAX  
NEW HOME CONSTRUCTION**

Mr. Massung noted he felt this was a good business move.

A motion was made by Mr. Babyak, seconded by Mr. Massung to accept Ordinance No. 3637 as just read by Mr. Leckman.

Motion carried unanimously.

Mr. Pasternak called for a roll call vote.

Roll call vote was unanimous.

Mr. Pasternak declared Ordinance No. 3637 adopted.

Mr. Leckman read Resolution No. 3638 by short title.

**R-3638                    RE-ADOPTING THE WHITE OAK BOROUGH  
EMERGENCY OPERATIONS PLAN**

A motion was made by Mr. Robb, seconded by Mr. Babyak to accept Resolution No. 3638 as just read by Mr. Leckman.



Motion carried unanimously.

Mr. Pasternak declared Resolution No. 3638 adopted.

Mr. Leckman read Resolution No. 3639 by short title.

**R-3639                      OPPOSING THE 2012 COURT-ORDERED  
REASSESSMENT**

A motion was made by Mr. Babyak, seconded by Mr. Massung to accept Resolution No. 3639 as just read by Mr. Leckman.

Motion carried unanimously.

Mr. Pasternak declared Resolution No. 3639 adopted.

**NEW BUSINESS**

NONE

**OLD BUSINESS**

NONE

**ADJOURNMENT**

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

Motion carried unanimously.

Meeting adjourned at 7:49 p.m.

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Date Approved

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Borough Secretary