

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, MARCH 15, 2010 AT 8:00 P.M.**

**CALL TO ORDER**

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

**PLEDGE OF ALLEGIANCE**

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

**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 Jean 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, February 10, 2010

Workshop Meeting, February 15, 2010

Regular Meeting, February 15, 2010

There were none.

A motion was made by Mr. Babyak, seconded by Mr. Massung, 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**

**Mike Henschel – 1933 Dearborn Drive**

Mr. Henschel stated he was representing the kids that utilize the inline hockey court. He asked that the Borough consider resurfacing the area with a special material as well as filling the cracks in the asphalt. He noted the cracks although they are no wide do interfere with the skate wheels and the course surface wears down the wheels of the skates. The goal posts and nets need to be replaced and he believed there were sections of the wall boards missing. He also asked if the surface could be painted with the appropriate lines. The kids that use the court

have volunteered to assist in any renovations as well as putting the wall boards away so they are not in the weather. Most of the activity at the court is from pickup games, He noted that in the summer the kids use the court earlier in the date and later in the evening when it the temperature is not as high. He suggested that additional waste cans be placed at the site.

Mrs. Marton stated it is nice to see that court is being used.

Mr. Pasternak noted the Borough would look into the requesting noting there was no funding for such a project under the current budget. He further stated the Borough could look at putting more waste receptacles at the site and crack sealing the current surface.

Mr. Dillinger stated the Borough would have to look at what the cost would be to put a new surface on the court before any decisions could be made.

Mr. McCabe, Public Works Supervisor, indicated the projected cost would be approximately \$30,000.00. He stated he was basing the project on the cost of resurfacing the Bishop Playground last fall.

Mr. Petro stated the Borough would have to make sure the subsurface of the court area was good before resurfacing. He stated some of the smaller issues, such as sealing the cracks and additional waste receptacles, might be able to be addressed this year.

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

### **President's Report**

Mr. Pasternak noted the 2010 Census Forms will be received by residents in the very near future and ask that the forms be completed and returned in a timely manner to the Census Bureau. As the information from the Census is used to calculate funding and set voting districts.

### **Mayor's Report**

Mrs. Marton gave the February Stat Report.

Arrests: 12(10 adults/2 juveniles)

Assault	1
Curfew Violation	1
Drug Offenses	2
DUI	3*
Public Drunkenness	1
Robbery	2
Theft	2
Summary Traffic Violations	75
Total Incidents	485

\* Two offenders also charged with leaving the scene of an accident.

## Finance

Mr. Dillinger, Chairperson, noted he would present the bills and accounts payable for approval.

A motion was made by Mr. Dillinger, seconded by Mr. Davis, to accept the Check Register and Accounts Payable as of February 28, 2010.

### Bills-

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	102376-102471	\$ 104,820.86
Fire Protection	None	\$ 0.00
Super Fund	None	\$ 0.00
Solid Waste	600190-600191	\$ 44,866.10
Pool/Park Fund	900255-900256	\$ 937.76
Capital Expenditures	None	\$ 0.00
Liquid Fuels	350091-350095	\$ 14,654.17
Total Bills Paid		\$ 165,278.89

### Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 5,336.62
Fire Protection	\$ 29.28
Super Fund	\$ 0.00
Solid Waste	\$ 0.00
Pool Fund	\$ 0.00
Capital Projects	\$ 0.00
Liquid Fuels	\$ 16,223.29
Total Accounts Payable	\$ 21,589.19

Motion carried unanimously.

## HEALTH, ENVIRONMENT AND CABLE

Ms. Verbanick, Chairperson, advised the borough's annual spring clean-up day is set for Saturday, April 24<sup>th</sup>. Anyone wishing to join in the event should be at the Municipal Building by 9:45 a.m. Participants will be picking up litter along various roads in the Borough from 1)00 a.m. until approximately 1:00 p.m.

Ms. Verbanick indicated the Borough was in the process of finalizing the details for a Rabies Clinic.

A motion was made by Ms. Verbanick, seconded by Mr. Massung, authorizing the proper officials to satisfy Municipal Lien GD 09-9535, filed against Donald and Patricia Sharbaugh, Block & Lot 551-N-57. The lien has been paid in full.

Motion carried unanimously.

## **PARKS AND RECREATION**

Mr. Robb, Chairperson, noted the White Oak Recreation Board is sponsoring an Easter Egg Hunt on Saturday, April 3 at 10:00 a.m. at the White Oak Athletic Association (Field 4) in case of bad weather the event will be held inside the gym. Children are required to bring their own basket.

On Thursday, March 18 at 12:30 p.m. the Borough will have a re-dedication of the Larry Bishop Playground. The playground was rehabilitated with partial funding from Department of Conservation and Natural Resources. He further advised there was a lot of hard work put in by the Public Works Department.

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

Mr. Babyak, Chairperson, noted there were 4 violation notices, 8 construction permits, 6 residential occupancy permits and 12 mechanical amusement device licenses issued in February for fees totaling \$3,513.00.

## **PUBLIC SAFETY**

Mr. Massung, Chairperson, noted the annual Cops For Kids – Basketball program will be held on Thursdays March 18 and 25 as well as April 1 and 8<sup>th</sup>, from 7:00 p.m. until 8:30 p.m. at McClure Middle School.

## **PUBLIC WORKS**

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

## **TAX COLLECTOR'S REPORT**

### **Current Real Estate**

Robert Hart, Current Tax Collector, had no collections to report on the 2009 Tax Duplicate, for the period of February 1, 2010 – February 28, 2010.

### **Commission due – \$0.00 (0 accounts @ \$3.75)**

Assessed Value	\$336,915,588.00
Exonerations (Less)	\$ 618,700.00
Additions	\$ 588,000.00
Abatement Values	\$ 522,600.00
Adjusted Value	\$336,362,288.00
Value of statements (actual)	\$ 1,399,267.12
Act 77 Revoked @ Face	\$ 750.00
Act 77 Eligible @ Face	<u>\$ 42,989.04</u>
Corrected Value of Statements	\$ 1,357,028.08
Collected from – 2/01/10 –2/28/10	\$ 0.00
Discount (add)	\$ 0.00

Less Penalty (sub)	\$	0.00
Total Credited to Duplicate	\$	0.00
Amount Previously Collected	\$	1,302,477.84
Collections	\$	0.00
Total Collected	\$	1,302,477.84
Balance to be collected	\$	54,550.24

**Delinquent/Liened Real Estate**

Keystone Municipal Collections, Delinquent/liened Real Estate Tax Collector, turned in \$1,365.18 in delinquent real estate taxes plus costs for the collection period of January 26, 2010 – February 25, 2010.

<b>Commission due</b>	- \$	<b>15.60</b>	
<b>Costs</b>	- \$	<b>251.50</b>	<b>(Lien Satisfactions, Constable Service, Title Search Civil Complaint, Default Judgment)</b>
<b>Total Due</b>	- \$	<b>267.10</b>	

**Earned Income Tax Collector**

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$45,979.15 in current Earned Income Tax for the collection period of January 26, 2010 – February 25, 2010.

<b>Commission due</b>	- \$	<b>682.18</b>	
<b>Costs</b>	- \$	<b>847.60</b>	<b>(Final Returns, 1099 G, Refunds)</b>
<b>Total Due</b>	- \$	<b>1,529.78</b>	

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned \$0.00 in delinquent Earned Income Tax and \$1,509.89 (audited) in delinquent Earned Income Tax, including costs for the collection period of January 26, 2010 – February 25, 2010.

<b>Commission due</b>	- \$	<b>0.00</b>	
<b>Costs</b>	- \$	<b>240.00</b>	<b>(Constable Services)</b>
<b>Total Due</b>	- \$	<b>240.00</b>	

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

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$106.47 in Local Service Tax, \$4,654.69 in Business Privilege and \$1,076.22 in Mercantile Tax collections for the collection period July 1, 2009 – February 25, 2010.

<b>Commission due</b>	- \$	<b>173.54</b>	
<b>Costs</b>	- \$	<b>0.00</b>	
<b>Total Due</b>	- \$	<b>173.54</b>	

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, turned in \$0.00 in delinquent Local Service Tax, \$5,543.03 in delinquent Business Privilege Tax, \$339.74 in delinquent Mercantile Tax for the collection period of January 1, 2010 – February 25, 2010.

<b>Commission due</b>	- \$	<b>503.45</b>	
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<b>Costs</b>	<b>- \$</b>	<b>0.00</b>
<b>Total Due</b>	<b>- \$</b>	<b>503.45</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 the Workshop Sessions on March 10 and that the EADS Group was working on the items outlined at those meetings.

A motion was made by Mr. Robb, seconded by Mr. Davis, to accept the Engineer's Report.

Motion carried unanimously.

**SOLICITOR'S REPORT**

Mr. Leckman stated he provided his report to Council at the Workshop meetings and he would present several ordinances and a resolution for consideration.

A motion was made by Mr. Robb, seconded by Mr. Dillinger, to accept the Solicitor's Report and pay Invoice No. WOB 244 dated March 15, 2010, in the amount of \$2,943.75.

Motion carried unanimously.

**ANIMAL CONTROL OFFICERS' REPORTS**

Mr. Verbanick read the Animal Control Officer's and Wildlife Officer's Reports for the month of February 2010.

Trisha Hroblak – Animal Control

Trisha Hroblak – Animal Control  
Report for the month of February 2010

911 Calls Taken	4
Municipality/Residents Calls Taken	4
Complaints	0
Dogs Returned to Owners	7
Dogs Surrendered to Shelter	1
Dogs Humanely Disposed Of	0
Dogs Hit/Killed by Vehicle	0
Cats Returned to Owners	0
Cats Surrendered to Shelter	0
Cats Humanely Disposed Of	0
Individuals Filed Against	0
Citations Issued	0

Miscellaneous (ass't PD with raccoon)	0
After Hours Calls	0
<b>Total Due</b>	<b>\$225.00</b>

A motion was made by Ms. Verbanick, seconded by Mr. Davis, to accept the Animal Control Officer's Report and pay the fee due in the amount of \$225.00 for the month of February.

Motion carried unanimously.

Report for the month of February 2010

	Live Trap	Road Kill	After Hours
Deer	0	3	1
Birds/Fowl	0	0	
Chipmunk	0	0	
Degas	0	0	
Groundhogs	0	0	
Rabbits	0	0	
Raccoons	1	1	
Opossums	0	0	
Skunks	2	0	
Squirrels	0	1	
Snakes	0	0	
Turtles	0	0	
After Hours Call			
<b>Total Due</b>	<b>\$300.00</b>	<b>\$125.00</b>	<b>\$45.00</b>

A motion was made by Ms. Verbanick, seconded by Mr. Babyak, to accept the Wildlife Control Officer's Report and pay the fee due in the amount of \$470.00 for the month of February.

Motion carried unanimously.

**RESOLUTIONS AND ORDINANCES**

Mr. Leckman read Ordinance No. 3570 by short title for adoption.

**O-3570 MUTUAL AID AGREEMENT – DRUG TASK FORCE**

A motion was made by Mr. Dillinger, seconded by Mr. Robb, to adopt Ordinance No. 3570 as read by Mr. Leckman.

Mr. Pasternak declared Ordinance No. 3570 officially adopted.

Mr. Leckman read Ordinance No. 3571 by short title for adoption.

**O-3571 MECHANICAL AMUSEMENT DEVICES**

A motion was made by Mr. Massung, seconded by Mr. Babyak, to adopt Ordinance No. 3571 as read by Mr. Leckman.

Mr. Pasternak declared Ordinance No. 3571 officially adopted.

Mr. Leckman read Ordinance No. 3572 by short title for adoption.

**O-3572      2010 SALARY ORDINANCE**

A motion was made by Mr. Robb, seconded by Mr. Dillinger, to adopt Ordinance No. 3572 as read by Mr. Leckman.

Mr. Pasternak declared Ordinance No. 3572 officially adopted.

Mr. Leckman read Ordinance No. 3573 by short title for adoption.

**O-3573      FIRE LANE VIOLATION PARKING FINES**

A motion was made by Mr. Davis, seconded by Mr. Robb, to adopt Ordinance No. 3573 as read by Mr. Leckman.

Mr. Pasternak declared Ordinance No. 3573 officially adopted.

Mr. Leckman read Resolution No. 3574 by short title for adoption.

**R-3574      REAL ESTATE TAX REFUND**

A motion was made by Mr. Massung, seconded by Mr. Babyak, to adopt Resolution No. 3574 as read by Mr. Leckman.

Mr. Pasternak declared Ordinance No. 3574 officially adopted.

**NEW BUSINESS**

None

**OLD BUSINESS**

None

**ADJOURNMENT**

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

Motion carried unanimously.

Meeting adjourned at 8:22 p.m.

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Date Approved

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Borough Secretary