

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, APRIL 19, 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.

Mr. Pasternak noted there were two scouts in the audience who are going to be working on their Eagle Scout Badge. He asked that they lead the group in the Pledge of Allegiance

**PLEDGE OF ALLEGIANCE**

The scouts 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.

Mr. Pasternak asked the scouts to introduce themselves and to provide some details regarding their Eagle Scout project.

Ben Zigler indicated he would be creating a Prayer Garden at St. Angela Merici Church

Matt McFadden stated he has not finalized his Eagle Scout project as yet.

**MINUTES**

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

Workshop Meeting, March 10, 2010

Workshop Meeting, March 15, 2010

Regular Meeting, March 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**

No one in attendance wished to address the Council.

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

### **President's Report**

Mr. Pasternak noted he attended the PA COG Spring Conference. The PA COG will be working on setting up a website where member municipalities will be able to secure sample ordinances. The samples would then be able to be modified for a specific municipality.

### **Mayor's Report**

Mrs. Marton gave the March Stat Report.

Arrests: 14(14 adults/0 juveniles)

Assault	1
Burglary	1
Bad Check/Theft By Deception	1
Drug Offenses	1
DUI	5*
Public Drunkenness	1
Theft	4
Summary Traffic Violations	97
Total Incidents	446

\*One person also charged with leaving the scene of an accident.

\*Another person also charged with drug possession.

Mrs. Marton noted she was on the Board of Directors for the McKeesport Library. The library is having a fundraiser. Proceeds will benefit both the McKeesport and White Oak Branches.

### **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. Robb, to accept the Check Register and Accounts Payable as of March 31, 2010.

#### **Bills-**

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	102472-102586	\$ 82,512.57
Fire Protection	None	\$ 0.00
Super Fund	None	\$ 0.00
Solid Waste	600192-600193	\$ 44,866.10
Pool/Park Fund	900257-900263	\$ 4,322.58
Capital Expenditures	None	\$ 0.00
Liquid Fuels	350096-350101	\$ 42,366.31
Total Bills Paid		\$ 174,067.56

Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 53,529.58
Fire Protection	\$ 0.00
Super Fund	\$ 12,500.00
Solid Waste	\$ 0.00
Pool Fund	\$ 39.43
Capital Projects	\$ 0.00
Liquid Fuels	<u>\$ 0.00</u>
Total Accounts Payable	\$ 66,069.01

Motion carried unanimously.

A motion was made by Mr. Dillinger, seconded by Mr. Davis, authorizing the proper officials to prepare the necessary documents for receiving bids for the sale of a lot, owned by the Borough, at the corner of Lower Heckman Road and Anthony Drive.

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 10:00 a.m. until approximately 1:00 p.m.

Ms. Verbanick indicated the Borough has finalized the details for The Rabies Clinic has been scheduled for Saturday, May 22, 2010 from 12:00 Noon until 2:00 PM at the Municipal Garage. Rabies shots are free for White Oak residents - proof of residency will be required. A fee of \$10.00 Per Pet for non-residents. Please have correct change. Pets should be on a leash or in a pet carrier. Pets (dogs and cats) must be in good health, not pregnant, and be at least 3 months of age or older. Proceeds benefit the White Oak Animal Safe Haven.

**ADDITIONAL INOCULATIONS AVAILABLE FOR A FEE**

DHLPP (dog only)	\$15.00
Bordetella (dog only)	\$15.00
FVRCP (cat only)	\$15.00
FELV (cat only)	\$15.00

A motion was made by Ms. Verbanick, seconded by Mr. Dillinger, authorizing the proper officials to satisfy Municipal Lien GD 09-007858, filed against Rex H. Hovatter, 228 Cool Springs Road, Block & Lot 463D-337. The lien for delinquent garbage fees has been paid in full.

Motion carried unanimously.

A motion was made by Ms. Verbanick, seconded by Mr. Babyak, authorizing the proper officials to sign an agreement, effective April, 2, 2010, with Dave Collura for providing removal of nuisance wildlife and road kill.

Motion carried unanimously.

## **PARKS AND RECREATION**

Mr. Robb, Chairperson, noted he had a motion to present.

A motion was made by Mr. Robb, seconded by Mr. Babyak, authorizing the following repairs to the pool and bath house. Repair/Replace and paint T-111 on the bathhouse structure; purchase and installation of baby changing tables in the changing rooms; replace and install lockers in the changing rooms; repair and/or replace the apron lighting around the bath house and replacement of various signage. Estimated cost of these items is \$15,000.00.

Mr. Massung asked when the last time any major repairs were done at the pool/bathhouse.

Mr. Petro he believed the last upgrade was to the stainless steel gutters which was a number of years ago.

Motion carried unanimously.

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

Mr. Babyak, Chairperson, noted there were 4 violation notices, 11 construction permits, 12 residential occupancy permits, 1 commercial occupancy permit and 3 mechanical amusement device licenses issued in February for fees totaling \$4,933.00.

## **PUBLIC SAFETY**

Mr. Massung, Chairperson, noted the annual Cops For Kids – Basketball program has ended. It was a great success.

Mr. Massung read a letter acknowledging Officer Wherli professionalism in conducting a scout tour. He also read a letter acknowledging the professional of several members of the WOEMS who responded to a 911.

## **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, turned in \$0.00 on the 2009 Tax Duplicate, for the period of March 1, 2010 – March 31, 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 – 1/01/10 –1/29/10	\$ 0.00
Discount (add)	\$ 0.00
Less Penalty (sub)	<u>\$ 0.00</u>
Total Credited to Duplicate	\$ 0.00
Amount Previously Collected	\$ 1,302,477.84
Collections	\$ 0.00
Total Collected	<u>\$ 1,302,477.84</u>
Balance to be collected	\$ 54,550.24

**Delinquent/Liened Real Estate**

Keystone Municipal Collections, Delinquent/lienied Real Estate Tax Collector, turned in \$9,102.18 in delinquent real estate taxes plus costs for the collection period of February 26, 2010 – March 25, 2010.

<b>Commission due</b>	- \$ 528.91
<b>Costs</b>	- <u>\$ 622.21</u> (Constable Service, Civil Complaint, Estate Claim)
<b>Total Due</b>	- \$ 1,151.12

**Earned Income Tax Collector**

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$48,069.63 in current Earned Income Tax for the collection period of February 26, 2010 – March 25, 2010.

<b>Commission due</b>	- \$ 0.00 (NOTE: No invoice for Commission & Costs turned in
<b>Costs</b>	- <u>\$ 0.00</u> with distribution of taxes collected.
<b>Total Due</b>	- \$ 0.00

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned \$0.00 in delinquent Earned Income Tax and \$1,317.57 (audited) in delinquent Earned Income Tax, including costs for the collection period of February 26, 2010 – March 25, 2010.

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

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

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$784.83 in Local Service Tax, \$1,801.94 in Business Privilege and \$2,342.30 in Mercantile Tax collections for the collection period February 26, 2010 – March 25, 2010.

<b>Commission due</b>	- \$	<b>124.33</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>124.33</b>

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, turned in \$0.00 in delinquent Local Service Tax, \$3,809.19 in delinquent Business Privilege Tax, \$341.10 in delinquent Mercantile Tax for the collection period of February 26, 2010 – March 25, 2010.

<b>Commission due</b>	- \$	<b>580.73</b>
<b>Costs</b>	- \$	<b>2.20 (Postage)</b>
<b>Total Due</b>	- \$	<b>582.93</b>

A motion was made by Mr. Dillinger, seconded by Ms. Verbanick, 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 April 14 and April 19. The EADS Group has been working on the items outlined at those meetings.

A motion was made by Mr. Babyak, seconded by Mr. Robb, to accept the Engineer's Report and pay the fees on Invoices 42073 and 42074, dated April 14, 2010 in the amount of \$795.00.

Motion carried unanimously.

### **SOLICITOR'S REPORT**

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

A motion was made by Mr. Davis, seconded by Mr. Robb, to accept the Solicitor's Report and pay Invoice No. WOB 246 dated April 19, 2010, in the amount of \$3,903.75.

Motion carried unanimously.

### **ANIMAL CONTROL OFFICERS' REPORTS**

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

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

911 Calls Taken	3
Municipality/Residents Calls Taken	3

Complaints	1
Dogs Returned to Owners	5
Dogs Surrendered to Shelter	2
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	0
After Hours Calls	4
Total Due	\$345.00

A motion was made by Ms. Verbanick, seconded by Mr. Babyak, to accept the Animal Control Officer's Report and pay the fee due in the amount of \$345.00 for the month of March.

Motion carried unanimously.

Report for the month of March 2010

	Live Trap	Road Kill	After Hours Calls
Deer	0	6	0
Birds/Fowl	0	0	
Chipmunk	0	0	
Degas	0	0	
Groundhogs	2	3	
Rabbits	0	3	
Raccoons	12	4	
Opossums	4	1	
Skunks	7	0	
Squirrels	12	3	
Snakes	0	0	
Turtles	0	0	
<b>Total Due</b>	<b>\$300.00</b>	<b>\$125.00</b>	<b>\$0.00</b>

A motion was made by Ms. Verbanick, 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 March.

Motion carried unanimously.

**RESOLUTIONS AND ORDINANCES**

Mr. Leckman noted that Resolution 3575 – Amending Fee Schedule will not be considered for adoption at tonight's meeting. He further advised that the numbers of the agenda for the other resolutions will be adjusted accordingly.

Mr. Leckman read Resolution No. 3575 by short title for adoption.

**R-3575      RECORDS DISPOSITION**

A motion was made by Mr. Davis, seconded by Mr. Massung, to adopt Resolution No. 3575 as read by Mr. Leckman.

Mr. Pasternak declared Resolution No. 3575 officially adopted.

Mr. Leckman read Resolution No. 3576 by short title for adoption.

**R-3576      RECOGNITION OF WHITE OAK SEARCH AND RESCUE**

A motion was made by Mr. Babyak, seconded by Mr. Massung, to adopt Resolution No. 3576 as read by Mr. Leckman.

Mr. Pasternak declared Resolution No. 3576 officially adopted.

Mr. Leckman read Resolution No. 3577 short title for adoption.

**R-3577      AMENDING POLICE POLICY AND PROCEDURES MANUAL  
SECTION 7 – FIREARMS**

A motion was made by Mr. Robb, seconded by Mr. Babyak, to adopt Resolution No. 3577 as read by Mr. Leckman.

Mr. Pasternak declared Resolution No. 3577 officially adopted.

**NEW BUSINESS**

A motion was made by Mr. Robb, seconded by Ms. Verbanick, authorizing the purchase of 25 replacement office chairs at a cost not to exceed \$6,999.75.

Mr. Massung noted the chairs in the conference room as well as at the dais were in need of being replaced for various reasons.

Motion carried unanimously.

**OLD BUSINESS**

None

**ADJOURNMENT**

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

Motion carried unanimously.

Meeting adjourned at 8:20 p.m.



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Date Approved

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Borough Secretary