

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, JULY 21, 2008 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 Edward Babyak, Ronald Massung, David Pasternak, 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 Charles Davis and George Dillinger were absent.

**MINUTES**

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

Workshop Meeting – June 11, 2008

Workshop Meeting – June 16, 2008

Regular Meeting – June 16, 2008

There were none.

A motion was made by Mr. Babyak, 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.

**REPORTS OF CHAIRPERSONS OF STANDING COMMITTEES**

**President's Report**

None

**Mayor's Report**

Mrs. Marton gave the police activity report for the month of May.

Persons Arrested 27 (24 adult(s) 3 juvenile(s))

Drug Offenses	18
DUI	3
Public Drunkenness	2
Recklessly Endangering Another Person	1
Theft and Related Offenses	3
Threats/Harassment	1
Summary Traffic Violations	80
<b>TOTAL INCIDENTS</b>	<b>460</b>

Mrs. Marton thanked Council for the opportunity to attend the Pennsylvania State Mayors' Association Conference in Gettysburg last week. She noted she returned with information regarding tax credit and college tuition credit for volunteer fire fighters and ems personnel along with information regarding a new taser, illegal immigration and firearms theft legislation.

**Finance**

Mr. Massung presented Mr. Dillinger's report in his absence. Mr. Massung asked for a motion to approve the paid invoices and accounts payable as of June 30, 2008.

**Bills**

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	100549-100642	\$ 69,643.10
Fire Protection	30001 & 31001	\$ 6,100.45
Solid Waste	600056-600062	\$ 44,121.40
Pool/Park Fund	900018-900048	\$ 13,779.89
Capital Expenditures	None	\$ 0.00
Liquid Fuels	350009-350012	\$ 11,232.23
<b>Total Bills Paid</b>		<b>\$ 144,877.07</b>

**Accounts Payable**

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 25,103.03
Fire Protection	\$ 0.00
Solid Waste	\$ 98.85
Pool Fund	\$ 2,675.72
Capital Projects	\$ 10,125.84
Liquid Fuels	<u>\$ 0.00</u>

Total Accounts Payable

\$ 38,003.44

A motion was made by Mr. Babyak, seconded by Mr. Robb, to accept the Bills paid in June and the Accounts Payable as of June 30, 2008.

Motion carried unanimously.

## **HEALTH, ENVIRONMENT AND CABLE**

Mr. Babyak presented a motion in the absence of Mr. Davis.

A motion was made by Mr. Babyak, seconded by Mr. Massung, authorizing the proper officials to file a lien against Janis Ellen Marie Kelly, 225 Park Way, Block & Lot 460-R-165, in the amount of \$211.91 for unpaid garbage fees.

Motion carried unanimously.

## **PARKS AND RECREATION AND COG REPRESENTATIVE**

Mr. Pasternak's reported on the following:

He thanked the Recreation Board for coordinating the activities during the day for Community Day and Michelle Gessner for coordinating the activities in the evening.

Stated the Recreation Board held its first family swim night last Friday.

Noted he would be attending the PA COG Conference being held in Pittsburgh from August 1<sup>st</sup> through the 3<sup>rd</sup>. He stated he was President of the PA COG and items on the agenda for discussion included – gambling revenues, cable TV, recycling. PA COG will be holding a bike building contest. Teams will be selected and are required to assemble bikes which will then be given to underprivileged children. This is being sponsored by Citizens Bank. He advised there would also be a "You Can Bet Casino Night".

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

Mr. Babyak, Chairperson, noted that during the month of June there were 49 permits issued for fees totaling \$2,092.60. During June there were 39 code violation notices issued.

## **PUBLIC SAFETY**

Mr. Massung, Chairperson, stated the White Oak Chapter of the Red Cross Evacuation Team has secured agreements with Rainbow V.F.C. and White Oak V.F.C. for disaster shelter sites. The Chapter is still working with several other groups for additional sites.

## **PUBLIC WORKS**

Mr. Robb, Chairperson, noted the monthly activity report for the Public Works Department was available for review during normal business hours.

## **TAX COLLECTOR'S REPORT**

**Current Real Estate**

Robert Hart, Current Tax Collector, turned in \$141,635.15, on the 2008 Tax Duplicate, for the period of June 1, 2008 – June 30, 2008.

**Commission due – \$1,248.75 (333 accounts @ \$3.75)**

Assessed Value	\$335,899,388.00
Exonerations (Less)	\$ 20,300.00
Additions	\$ 105,900.00
Abatement Values	\$ 506,600.00
Adjusted Value	\$335,478,388.00
Value of statements (actual)	\$ 1,395,590.09
Act 77 Revoked @ Face	\$ 397.11
Act 77 Eligible @ Face	<u>\$ 42,961.26</u>
Corrected Value of Statements	\$ 1,353,025.94
Collected from – 6/01/08 – 6/30/08	\$ 141,635.15
Add Discount	\$ 2,546.26
Less Penalty	<u>\$ 0.00</u>
Total Credited to Duplicate	\$ 144,181.43
Amount Previously Collected	\$ 1,051,467.39
Collections	\$ 144,181.43
Total Collected	<u>\$ 1,195,648.82</u>
Balance to be collected	\$ 157,377.12

**Delinquent/Liened Real Estate**

Keystone Municipal Collections, Delinquent/lienied Real Estate Tax Collector, turned in \$3,874.55 in delinquent real estate taxes plus costs for the collection period of May 26, 2008 – June 25, 2008.

<b>Commission due</b>	<b>- \$ 108.58</b>
<b>Costs</b>	<b>- <u>\$ 0.00</u></b>
<b>Total Due</b>	<b>- \$ 108.58</b>

**Earned Income Tax Collector**

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$51,049.19 in current Earned Income Tax for the collection period of May 26, 2008 – June 25, 2008.

<b>Commission due</b>	<b>- \$ 765.68</b>
<b>Costs</b>	<b>- <u>\$ 2,142.27</u> – Reactivates, Finals, Quarterly, Employer Forms, Business/Mercantile Tax Forms</b>
<b>Total Due</b>	<b>- \$ 2,907.95</b>

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned \$13,946.24

(audit) and \$12,217.40 in delinquent Earned Income Tax, including costs for the collection period of May 26, 2008 – June 25, 2008.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<b>522.49</b>
<b>Total Due</b>	- \$	<b>522.49</b>

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

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$7,903.45 in current Business Privilege Tax, \$2,088.96 in current Mercantile Tax and \$1,508.53 in Municipal Service Tax (formerly Occupational Privilege Tax) for the collection period of May 26, 2008 – June 25, 2008.

<b>Commission due</b>	- \$	<b>322.34</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>322.34</b>

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, turned in \$531.65 in delinquent Business Privilege Tax, \$0.00 in delinquent Mercantile Tax and \$0.00 in delinquent Municipal Service Tax for the collection period of May 26, 2008 – June 25, 2008.

<b>Commission due</b>	- \$	<b>53.17</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>53.17</b>

**Delinquent Garbage Fee Collector**

Keystone Municipal Collections, Delinquent Garbage Fee Collector, had nothing to report at this time.

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

A motion was made by Mr. Babyak, seconded by Mr. Massung, to accept the Tax Collectors' Reports and pay the fees due.

Motion carried unanimously.

**ENGINEER'S REPORT**

Mr. Hultberg noted his report was provided to Council as outlined at the June 11<sup>th</sup> Workshop Meeting and reviewed three (3) grading permits – one along Jacks Run Road for a pool, the seconded for new home construction at the corner of Lewis and Clark Streets and the third for the read parking lot at the Gemilas Chesed Synagogue. He noted he needs additional information from the Synagogue before completing the review.

A motion was made by Mr. Babyak, seconded by Mr. Robb, to accept the Engineer's Report and pay the fees due under Invoices 38631 and 38665 totaling \$3,868.22.

Motion carried unanimously.

**SOLICITOR’S REPORT**

Mr. Leckman noted he gave his report during the Workshop and he would present one Resolution for consideration later in the meeting.

A motion was made by Mr. Babyak, seconded by Mr. Pasternak, to accept the Solicitor’s Report and pay Invoice WOB 204 dated July 21, 2008 of \$3,923.05 which includes \$248.05 in advance costs.

Motion carried unanimously.

**ANIMAL CONTROL OFFICERS’ REPORTS**

Mr. Babyak read the Animal Control Officer’s and Wildlife Officer’s Reports for the month of June, 2008.

Trisha Hroblak – Animal Control – Report for the month of June 2008

Number of 911 calls taken	3
Number of calls taken shelter/borough/residents	16
Number of Dogs returned to owners	12
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	2
Number of Cats humanely disposed of	0
Number of Cats hit/killed by Vehicle	1
Number of people information filed against	1
Number of citations issued	0
Number of after hour calls	5
<b>Total Due</b>	<b>\$375.00</b>

A motion was made by Mr. Babyak, seconded by Mr. Massung, to accept the Animal Control Officer’s Report and pay the fee due in the amount of \$375.00 for the month of June.

Motion carried unanimously.

Dave Collura – Wildlife Control  
Report for the month of June 2008

	Live Trap	Road Kill
Deer	0	2
Birds/Fowl	0	0
Chipmunk	0	0
Degas	0	0

Groundhogs	16	2
Rabbits	0	1
Raccoons	37	2
Opossums	9	1
Skunks	7	1
Squirrels	4	1
Snakes	0	0
Turtles	0	1
<b>Total Due</b>	<b>\$300.00</b>	<b>\$125.00</b>

A motion was made by Mr. Babyak, seconded by Mr. Pasternak, to accept the Wildlife Officer's Report and pay the fee due in the amount of \$425.00 for the month of June.

Motion carried unanimously.

### **RESOLUTIONS AND ORDINANCES**

Mr. Leckman read Resolution No. 3521 by short title for adoption.

#### **R-3521 REAL ESTATE TAX REFUND**

A motion was made by Mr. Massung, seconded by Mr. Babyak, to adopt Resolution No. 3521 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Resolution No. 3521 officially adopted.

Mr. Leckman read Resolution No. 3522 by short title for adoption.

#### **R-3522 EMERGENCY OPERATIONS PLAN**

A motion was made by Mr. Massung, seconded by Mr. Babyak, to adopt Resolution No. 3522 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Resolution No. 3522 officially adopted.

Mr. Leckman read Resolution No. 3523 by short title for adoption.

#### **R-3523 TWIN RIVERS COG – HOME PRESERVATION PROGRAM FRESH PAINT & CONCRETE PHASE 4**

A motion was made by Mr. Massung, seconded by Mr. Babyak, to adopt Resolution No. 3523 as read by Mr. Leckman.

Mr. Pasternak noted Twin Rivers COG has applied for a grant which if approved would provide funding for residents to paint the outside of their homes or replace public area sidewalks. He noted residents must comply with the income guidelines under this program.

Motion carried unanimously.

Mr. Petro declared Resolution No. 3523 officially adopted.

Mr. Leckman read Resolution No. 3524 by short title for adoption.

**R-3524                      FEE SCHEDULE – AMENDMENT**

A motion was made by Mr. Babyak, seconded by Mr. Robb, to adopt Resolution No. 3524 as read by Mr. Leckman.

Motion carried unanimously.

Mr. Petro declared Resolution No. 3524 officially adopted.

**NEW BUSINESS**

NONE

**OLD BUSINESS**

Mr. Petro noted Council has authorized a letter to be sent to the McKeesport Area School District asking the district to consider donating the White Oak School site to the Borough if the site is ever vacated.

**ADJOURNMENT**

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

Motion carried unanimously.

Meeting adjourned at 8:14 p.m.

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Date Approved

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Borough Secretary