

**MINUTES OF THE REGULAR MEETING
OF WHITE OAK BOROUGH COUNCIL
HELD MONDAY, AUGUST 16, 2010 AT 8:00 P.M.**

CALL TO ORDER

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

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, 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.

Council member David Pasternak was absent.

MINUTES

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

Workshop Meeting – August 11, 2010
Workshop Meeting – August 16, 2010
Regular Meeting – August 16, 2010

There were none.

A motion was made by Mr. Davis, 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

NONE.

REPORTS OF CHAIRPERSONS OF STANDING COMMITTEES

President's Report

Mayor's Report

Mrs. Marton gave the June Stat Report.

Arrests: 17(10 adults/7 juveniles)

Assault	3
Criminal Mischief (Vandalism)	6
Disorderly Conduct	4
Drug Offenses	1
DUI	2
Liquor Law Violations	1
Summary Traffic Violations	89
Total Incidents	482

Finance

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

A motion was made by Mr. Dillinger, seconded by Mr. Davis, to accept the Check Register and Accounts Payable as of August 31, 2010.

Bills-

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	102961-103046	\$ 104,448.55
Fire Protection	None	\$ 0.00
Super Fund	None	\$ 0.00
Solid Waste	600204	\$ 42,471.10
Pool/Park Fund	900339-900372	\$ 8,714.02
Capital Expenditures	None	\$ 0.00
Capital Debt Sinking	1002	\$ 26,869.60
Liquid Fuels	350115-350116	\$ 466.14
Total Bills Paid		\$ 182,969.41
General Fund	102829-102960	\$ 137,453.12
Fire Protection	None	\$ 0.00
Super Fund	None	\$ 0.00
Solid Waste	600201-600203	\$ 89,942.10
Pool/Park Fund	900313-900338	\$ 8,136.48
Capital Expenditures	None	\$ 0.00
Liquid Fuels	350111-350114	\$ 16,804.60
Total Bills Paid		\$ 252,126.40

Motion carried unanimously.

A motion was made by Mr. Dillinger, seconded by Mr. Massung, authorizing the proper officials to prepare and file the necessary paperwork for the liening of unpaid 2008 and prior year garbage fees.

Motion carried unanimously.

A motion was made by Mr. Dillinger, seconded by Mr. Robb, setting the 2011 Minimum Municipal Obligations (MMOs) for the Non-uniformed Pension at \$81,688 and the Uniformed Plan at \$161, 299.

Motion carried unanimously.

HEALTH, ENVIRONMENT AND CABLE

Ms. Verbanick, Chairperson, stated she had several motions to present.

A motion was made by Mr. Verbanick, seconded by Mr. Dillinger, authorizing the extension of the Recycling Pick-up Agreement with Twin Rivers COG for the year of 2011. The fee per month per unit is \$0.77. This is the same rate we are paying in 2010.

Motion carried unanimously.

A motion was made by Ms. Verbanick, seconded by Mr. Robb, authorizing the extension of the Comprehensive Waste Collection Contract with Waste Management for Option Year 3 – 2011. There is an increase of \$0.56 per month per unit which equates to \$6.72 (4%) annually per unit.

Motion carried unanimously.

PARKS AND RECREATION

Mr. Robb, Chairperson, stated he had one motion to present.

A motion was made by Mr. Robb, seconded by Mr. Massung, authorizing the reallocation of \$2,500 from the General Fund Line Item for Community Day to the General Fund Line Item for Season of Lights.

Motion carried unanimously.

PLANNING, ZONING AND CODE ENFORCEMENT

Mr. Babyak, Chairperson, noted there were 31 permits issues for a total of \$1,485.00 in fees for the month of August there were also 25 violation notices issued.

A motion was made by Mr. Robb, seconded by Mr. Massung, approving the Thomas Land Co – 1234 Long Run Road – lot consolidation plan. This has received a favorable recommendation from the Planning Commission.

Motion carried unanimously.

PUBLIC SAFETY

Mr. Massung, Chairperson, stated the Borough is trying to re-establish the historical society. He noted 3 individuals attended the first meeting held last month. He advised the next meeting is set for October 13th at 6:00 p.m. in the Municipal Building.

Mr. Massung noted the Borough in hopes to deterring speeding order and has received the ENRADD speed detection equipment and it has been put to use along with the speed board and speed clocking equipment.

A motion was made by Mr. Massung, seconded by Mr. Dillinger, authorizing the extension of the Police Service Agreement with South Versailles Twp. for the year of 2011 at the base rate of \$1,100.00 per month

Motion carried unanimously.

A motion was made by Mr. Massung, seconded by Mr. Davis, authorizing the installation of stop signs on Monongahela Blvd. at the intersection of Cool Springs Road.

Motion carried unanimously.

PUBLIC WORKS

Mr. Davis, Chairperson, indicated he had several motions to introduce.

A motion was made by Mr. Davis, seconded by Mr. Robb, authorizing the purchase of three (3) tailgate spreaders from Walsh Equipment at a cost of \$3,885.00, for a total of \$11,655.00. Purchase is being made through the South Hills Area Council of Government's Purchasing Alliance Contract. This also includes authorization to reallocate the funding for this purchase from the General Fund – Transfer to Capital Projects Line Item of \$22,800 for the Heritage Hill Park Pavilion Project.

Motion carried unanimously.

A motion was made by Mr. Davis, seconded by Mr. Robb, authorizing the reallocation of funding for the current truck procurement project in the amount of \$23,100. from the General Fund – Transfer to Capital Projects - \$20,000. from the Garage – Lean To Roof Project and \$3,100. from the Heritage Hill Park Pavilion Project. Additional funding is necessary as the full amount request under the loan application to the Pennsylvania Infrastructure Bank (PIB) was not granted and there was also a delay in receiving the proceeds from the loan which delayed the order of two of the trucks. This delay required the order of the newer model year which had a price increase.

Motion carried unanimously.

A motion was made by Mr. Davis, seconded by Mr. Massung, authorizing the proper officials to sign Change Order #1 in the amount of \$6,723.00 for the 2010 Road Improvement Project, Contract No. 9775-10-01, with Morgan Excavating, L.P and to pay Invoice #1 in the amount of \$102,600.24 for work performed. These have been approved by the Engineer.

Motion carried unanimously.

TAX COLLECTOR'S REPORT

Current Real Estate

Robert Hart, Current Tax Collector, turned in \$40,052.31 on the 2010 Tax Duplicate, for the period of July 1, 2010 – July 31, 2010.

Commission due – \$450.00 (120 accounts @ \$3.75)

Assessed Value	\$336,655,388.00
Exonerations (Less)	\$ 132,100.00
Additions	\$ 275,200.00
Abatement Values	\$ 597,050.00
Adjusted Value	\$336,103,538.00
Value of statements (actual)	\$ 1,398,197.98
Act 77 Revoked @ Face	\$ 191.45
Act 77 Eligible @ Face	\$ <u>42,765.37</u>
Corrected Value of Statements	\$ 1,356,024.06

Collected from – 7/01/10 –7/31/10	\$ 40,074.45
Discount (add)	\$ 22.15
Less Penalty (sub)	\$ <u>0.00</u>
Total Credited to Duplicate	\$ 40,096.60

Amount Previously Collected	\$ 1,185,119.54
Collections	\$ 40,096.00
Total Collected	\$ <u>1,225,215.54</u>
Balance to be collected	\$ 130,808.52

Delinquent/Liened Real Estate

Keystone Municipal Collections, Delinquent/lienied Real Estate Tax Collector, turned in \$1,550.08 in delinquent real estate taxes plus costs for the collection period of July 1, 2010 – July 25, 2010.

Commission due	- \$ 1.39
Costs	- \$ <u>929.00</u> (Lien Satisfaction, Civil Complaints)
Total Due	- \$ 930.39

Earned Income Tax Collector

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$19,724.15 (current year minus refunds/non-resident distributions) and \$9,581.02 (prior year minus refunds/non-resident distributions) in current Earned Income Tax for the collection period of July 1, 2010 – July 26, 2010.

Commission due	- \$	287.18
Costs	- \$	3.96 (Postage)
Total Due	- \$	291.14

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned \$0.00 in delinquent Earned Income Tax and \$1,173.12 (audited) in delinquent Earned Income Tax, including costs for the collection period of July 1, 2010 – July 25, 2010.

Commission due	- \$	0.00
Costs	- \$	0.00
Total Due	- \$	0.00

Mercantile/Business Privilege and Emergency Municipal Service Tax Collector

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$4,192.42.00 in Local Service Tax, \$0.00 in Business Privilege and \$0.00 in Mercantile Tax collections for the collection period July 1, 2010 – July 25, 2010.

Commission due	- \$	62.94
Costs	- \$	0.22 (Postage)
Total Due	- \$	63.16

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

Commission due	- \$	0.00
Costs	- \$	0.00
Total Due	- \$	0.00

A motion was made by Mr. Babyak, seconded by Mr. Davis, 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 August 11 and August 16. 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 Invoice No. 42556, 42558 and 42559, dated July 27, 2010, in the amount of \$16,601.78.

Motion carried unanimously.

SOLICITOR'S REPORT

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

A motion was made by Mr. Davis, seconded by Mr. Robb, to accept the Solicitor's Report and pay Invoice No. WOB 254 dated August 16, 2010, in the amount of \$3,976.41, including \$88.91 in advanced costs.

Motion carried unanimously.

ANIMAL CONTROL OFFICERS' REPORTS

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

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

911 Calls Taken	3
Municipality/Residents Calls Taken	2
Complaints	0
Dogs Returned to Owners	2
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	0
After Hours Calls	2

Total Due **\$285.00**

A motion was made by Ms. Verbanick, seconded by Mr. Robb, to accept the Animal Control Officer's Report and pay the fee due in the amount of \$285.00 for the month of July.

Motion carried unanimously.

Dave Collura – Wildlife Control
Report for the month of July 2010

	Live Trap	Road Kill	Disposal After Hours Calls
Deer	0	2	
Bats	2	0	

Birds/Fowl	0	0	
Chipmunk	0	0	
Degas	0	0	
Groundhogs	47	4	
Rabbits	0	0	
Raccoons	41	3	
Opossums	8	2	
Skunks	24	2	
Squirrels	1	1	
Snakes	0	0	
Turtles	0	0	
Total Due	\$350.00	\$140.00	\$20.00
Grand Total: \$565.00			

A motion was made by Ms. Verbanick, seconded by Mr. Davis, to accept the Wildlife Control Officer's Report and pay the fee due in the amount of \$550.00 for the month of July.

Motion carried unanimously.

RESOLUTIONS AND ORDINANCES

Mr. Leckman read Ordinance No. 3587 by short title for adoption.

**O-3587 AMENDING ARTICLE 369 REAL PROPERTY TAX AND
ARTICLE 381 REAL PROPERTY TAX EXEMPTION FOR
CERTAIN COMMERCIAL, INDUSTRIAL OR BUSINESS
PROPERTY OF THE CODIFIED ORDINANCES OF THE
BOROUGH OF WHITE OAK STREET OPENING ORDINANCE**

A motion was made by Mr. Robb, seconded by Mr. Davis, to adopt Ordinance No. 3587 as read by Mr. Leckman.

Mr. Pasternak declared Ordinance No. 3587 officially adopted.

Mr. Leckman read Resolution No. 3588 by short title for adoption.

R-3588 REAL ESTATE TAX REFUND

A motion was made by Mr. Davis, seconded by Mr. Robb, to adopt Resolution No. 3588 as read by Mr. Leckman.

Mr. Pasternak declared Resolution No. 3588 officially 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 8:16 p.m.

Date Approved

Borough Secretary