

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, SEPTEMBER 21, 2015 AT 7:30 P.M.**

**CALL TO ORDER**

Ms. Noll, 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, Ronald Massung, Carrie Noll, Joseph Nagy, and Ken Robb. Also attending were Mayor Ina Marton, Solicitor Krisha DiMascio, Donald Hultberg, Engineer Representative and Borough Secretary Nancy Greenland.

Council members Charles Davis and David Pasternak were absent.

**PRESENTATION**

Mr. Robb noted in light of all that is happening with allegation of police misconduct and officers being injured or killed in the line of duty Council wanted to do something to acknowledge the great job the Borough's police department is doing. He noted the department has 100% support from the elected officials. He noted the officials were wearing wrist band and ribbons supporting all police officers and indicated anyone wishing to take a ribbon was welcomed to do so. These express the sentiment that "Blue Lives Matter".

Mayor Matron stated she was very thankful and honored to work with the officers.

**MINUTES**

The following minutes presented for approval at this time:

Workshop Meeting – August 5, 2015  
Workshop Meeting – August 17, 2015  
Regular Meeting – August 17, 2015  
Workshop Meeting – September 2, 2015

**EXECUTIVE SESSION**

Mrs. DiMascio stated an Executive Session was held the Workshop Session and before this meeting at which time personnel matters were discussed including the Collective Bargaining Agreement for Public Works along with litigation matters.

## **PUBLIC COMMENTS**

### **Dave Preece – 142 Carmella Drive**

Mr. Preece stated he was addressing Council on behalf the White Oak Athletic Association. He asked if there was any update on the Community Center Project. He stated the organization is about ready to set up the basketball program.

Ms. Noll advised a Special Meeting has been set for September 30, 2015 at 6:30 p.m. to considering awarding or rejecting the bids received at the beginning of August.

## **PRESIDENT'S REPORT**

Ms. Noll stated she had nothing to report at this time.

## **MAYOR'S REPORT**

Mayor Marton gave the August 2015 Stat Report for the Police Department.

Arrests: 18 (15 adult/3 juvenile)

Burglary (defendant also charged with Theft by unlawful taking, theft auto & receiving stolen property)	1
Criminal Conspiracy (Forgery/Theft)	1
Criminal Mischief	3
Criminal Trespass	2
Drug Offenses	4
DUI (One defendant also charged with endangering welfare of children, Violation of controlled substance, drug, devices and cosmetic act)	3*
Harassment	1
Public Drunkenness	1
Theft	2
Summary Traffic Violations	71
<b>TOTAL INCIDENTS:</b>	<b>730</b>

## **FINANCE REPORT**

Mr. Massung, Chairperson, stated he had the standard monthly motion regarding the check register and accounts payable as of August 31, 2015.

Bills-

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	108263-108345	\$ 76,825.08
Fire Protection	0-0	\$ 0.00
Post Retirement	0-0	\$ 0.00
Super Fund	0-0	\$ 0.00
Solid Waste	600454-600462	\$ 47,782.09
Pool/Park Fund	901228-901249	\$ 8,585.33
Capital Expenditures	180037	\$ 28,498.45
Capital Debt Sinking	0-0	\$ 0.00
Liquid Fuels	350348-350352	<u>\$ 8,282.55</u>
Total Bills Paid		\$ 169,973.50

Accounts Payable Due

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 527.08
Fire Protection	\$ 0.00
Post Retirement Fund	\$ 0.00
Super Fund	\$ 0.00
Solid Waste	\$ 0.00
Pool Fund	\$ 0.00
Capital Projects	\$ 0.00
Capital Debt	\$ 0.00
Liquid Fuels	<u>\$ 0.00</u>
Total Accounts Payable	\$ 527.08

A motion was made by Mr. Massung, seconded by Mr. Babyak, to approve the check register and accounts payable as of August 31, 2015.

Motion carried unanimously. (Roll Call Vote)

A motion was made by Mr. Massung, seconded by Mr. Robb to approve a budget reallocation of \$8,600.00 from the 2015 Annual Allocation for White Oak EMS to the 2015 Annual Allocation for fuel for EMS.

Motion carried unanimously.

**HEALTH, ENVIRONMENT AND CABLE**

In the absence of Mr. Pasternak, Chairperson, Mr. Robb, stated he had several motions to present.

A motion was made by Mr. Robb, seconded by Mr. Massung, to satisfy the following municipal lien, they have been paid in full.

1121 California Ave.

461-C-216

GD10-23964

Motion carried unanimously.

A motion was made by Mr. Robb, seconded by Mr. Nagy, to enter into an agreement with Gaydos-Behanna Kennels for Dog Control Services effective October 4, 2015

Motion carried unanimously.

### **PARKS AND RECREATION**

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

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

In the absence of Mr. Davis, Chairperson, Mr. Robb noted there would be a Public Hearing on Wednesday, October 7 at 6:00 p.m., in the Municipal Building, for the purpose of receiving public testimony on the proposed demolition of structures and property as follows:

Lot/Block: 0461-C-00209-000-00  
Address: 1111 California Avenue

Lot/Block: 0460-G-00398-000-00  
Address: 602 New Jersey Street

Lot/Block: 0460-R-00006-0000-00  
Address: 816 Sally Street

Lot/Block: 0460-L-00275-000-00  
Address: 606 New Jersey Street

Lot/Block: 0461-J-00276-000-00  
Address: 736 O'Neil Boulevard

A motion was made by Mr. Robb, seconded by Mr. Nagy, to give preliminary and final approval to the lot Schmidt Subdivision (1204 Clark Street) and Boyko Consolidation (1214 Clark Street) These have both received favorable approval from the Planning Commission.

Motion carried unanimously.

### **PUBLIC SAFETY**

Mr. Babyak, Chairperson, indicated he had nothing to report at this time.

## **PUBLIC WORKS**

Mr. Nagy stated the monthly Activity Report would be available during normal business hours.

A motion was made by Mr. Nagy, seconded by Mr. Robb, to put Truck #7 up for public sale.

Motion carried unanimously.

## **TAX COLLECTOR'S REPORT**

### **Current Real Estate**

Lisa Pitchford, Current Tax Collector, turned in \$54,020.83 on the 2015 Tax Duplicate, for the period of August 1, 2015 – August 31, 2015.

Commission Due - \$337.50 (90 invoices paid x \$3.75 per invoice)

Assessed Value	\$390,220,757.00
Exonerations (Less)	\$ 5,761,100.00
Additions	\$ 424,300.00
Adjusted Value	\$384,883,957.00
Value of Statements	\$ 1,793,559.24
Act 77 (Less)	\$ 45,268.80
Corrected Value of Statements	\$ 1,748,290.44
Collected from – 8/01/15 – 8/31/15	\$ 54,020.83
Discount (add)	\$ 2.52
Less Penalty (sub)	\$ 955.64
Other (over/under) + (overpayment)	\$ 0.00
Total Credited to Duplicate	\$ 53,067.71
Amount Previously Collected	\$ 1,552,904.10
Total Collections	<u>\$ 1,605,971.81</u>
Balance to be collected	\$ 142,318.63

### **Delinquent/Liened Real Estate**

Keystone Collections Group, Delinquent/Liened Real Estate Tax Collector, turned in \$437.09 in taxes and costs for the collection period of July 26, 2015 to August 25, 2015.

<b>Commission due</b>	- \$	<b>14.80</b>	
<b>Costs</b>	- \$	<b>120.00</b>	(Lien Satisfactions/Execution)
<b>Total Due</b>	- \$	<b>134.80</b>	

### **Earned Income Tax Collector**

Current/Delinquent Earned Income Tax Collector(s), turned in \$86,154.07 in current and delinquent Earned Income Tax for the collection period of August 1, 2015 – August 31, 2015.

<b>Commission due</b>	- \$	<b>1,300.53</b>
<b>Costs</b>	- \$	<b>0.72 (postage and/or costs)</b>
<b>Total Due</b>	- \$	<b>1,301.25</b>

**Mercantile/Business Privilege and Local Service Tax Collector**

Keystone Collections Group, Current Act 511 Tax Collector, turned in \$1,418.05 in Local Service Tax for the collection period of August 1, 2015 – August 31, 2015.

<b>Commission due</b>	- \$	<b>27.16</b>
<b>Costs</b>	- \$	<b>0.00 (postage and/or costs)</b>
<b>Total Due</b>	- \$	<b>27.16</b>

Keystone Collections Group, Current Business Privilege and Mercantile Tax Collector, turned in \$0.00 in Business Privilege and \$0.00 in Mercantile Tax collections plus costs for the collection period July 26, 2015 – August 25, 2015.

<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 \$745.07 in delinquent Business Privilege Tax, \$1,883.64 in delinquent Mercantile Tax for the collection period of July 26, 2015 – August 25, 2015.

<b>Commission due</b>	- \$	<b>152.20</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>152.20</b>

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

Motion carried unanimously.

**ENGINEER'S REPORT**

Mr. Hultberg stated he gave his report to Council at the Workshop Meeting and those items outlined continue to be worked on.

A motion was made by Mr. Robb, seconded by Mr. Nagy, accept the Engineer's Report and pay the fees due as submitted on Invoices 314228-314229, dated August 24, 2015, totaling \$2,415.65.

Motion carried unanimously.

**SOLICITOR'S REPORT**

Mrs. DiMascio noted she would present several resolution for consideration later in the meeting, further noting she presented her report during Executive Session.

A motion was made by Mr. Robb, seconded by Mr. Babyak, to accept the Solicitor's Report and pay the fees due to Krisha DiMascio of Dodaro, Matta & Cambest for July Services, totaling \$3,087.58 on invoice #14601, dated September 18, 2015.

Motion carried unanimously.

**ANIMAL CONTROL OFFICERS' REPORTS**

In the absence of Mr. Pasternak Mr. Robb read Animal Control and Wildlife Officer's Reports for the month of August.

<b>Ferree Kennels – Animal Control Officer</b>	<b>AUGUST</b>
Number of Animals Humanely Disposed Of	0
Number of Animals Turned Over to WOASH	0
Number of Dogs Returned to Owners	1
Number of Calls Answered from Residents & Municipal Offices	9
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 (0)	\$ 0.00
<b>Total Due</b>	<b>\$ 50.00</b>

A motion was made by Mr. Robb, seconded by Mr. Babyak, to accept the Animal Control officer's reports for the month of August and paying the fees due of \$50.00.

Motion carried unanimously.

**Dave Collura – Wildlife Control, AUGUST**

	<b>Live Trap</b>	<b>Road Kill</b>	<b>Disposal After Hours Calls</b>
Deer	0	4	4
Bats	0	0	

Birds/Fowl/Turkey	0	0	
Cats	0	0	
Chipmunk	0	0	
Groundhogs	39	9	
Opossums	6	1	
Rabbits	1	2	
Raccoons	43	11	
Skunks	9	1	
Squirrels	1	2	
Snakes	0	0	
Turtles	0	0	
<b>Total Due</b>	<b>\$350.00</b>	<b>\$140.00</b>	<b>\$ 80.00</b>

**Grand Total: \$570.00**

A motion was made by Mr. Robb, seconded by Mr. Massung, to accept the Wildlife Control officer's report for the months of July and pay the fees due of \$550.00.

Motion carried unanimously.

### **RESOLUTIONS AND ORDINANCES**

Mrs. DiMascio read Resolution No. 4064 by short title for adoption.

#### **R-4064 REAL ESTATE TAX REFUNDS**

A motion was made by Mr. Robb, seconded by Mr. Nagy, to adopt Resolution No. 4064 as just read by Mrs. DiMascio.

Motion carried unanimously.

Ms. Noll declared Resolution No. 4065 adopted.

Ms. DiMascio read Ordinance No. 4065 by short title for adoption.

#### **R-4065 APPROVING THAT THE ACQUISITION AND SUBSEQUENT DISPOSITION OF NUMEROUS PARCELS OF VACANT PROPERTY KNOWN AS BLOCK AND LOT NUMBERS 0461-D-00162 AND 0549-J-00100 WOULD BE IN ACCORD WITH THE COMPREHENSIVE PLAN OF THE MUNICIPALITY**

A motion was made by Mr. Massung, seconded by Mr. Robb, to adopt Ordinance No. 4065 by short title as just read by Mrs. DiMascio.

Motion carried unanimously.



Ms. Noll declared Resolution No. 4065 adopted.

## **COMMUNICATIONS**

### **NEW BUSINESS**

Ms. Noll stated her husband has accepted a job out of state and at this time is submitting her resignation . She noted she was both honored and humbled to have served not only as a Council person but as President of Council.

Ms. Noll turned the seat of President of Council over to Mr. Babyak.

A motion was made by Mr. Robb, seconded by Mr. Nagy, to accept the resignation of Carrie Noll from Council.

Motion carried unanimously.

Mrs. DiMascio stated proper procedure would be for the Vice President to step into the President of Council seat and for the President Pro-Tem, Mr. Massung to step into the Vice President's seat. Council has 30 days to fill this vacant seat.

A motion was made by Mr. Robb, seconded by Mr. Massung, to advertise for letters of interest to file the vacant seat. Deadline for submitting the letters is October 2, 2015 by close of business. Interviews will be conducted on Wednesday, October 7 at 6:30 p.m.

Mayor Marton presented Ms. Noll with a plaque noting she was proud to have worked with someone so dedicated to the community.

### **OLD BUSINESS**

None

### **ADJOURNMENT**

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

Motion carried unanimously.

Meeting adjourned at 7:55 p.m.

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Date Approved

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Borough Secretary