



# THE BOROUGH OF BRENTWOOD

MUNICIPAL BUILDING – 3624 BROWNSVILLE ROAD  
PITTSBURGH, PA 15227-3199

Office 412-884-1500 FAX 412-884-1911

## BOROUGH OF BRENTWOOD NOVEMBER 20, 2012 - AGENDA MEETING MINUTES 7:30 P.M.

### EXECUTIVE SESSION: 7:00 P.M.

#### 1. Call to Order.

Meeting was called to order at 7:33 P.M.

Council President, David Wenzel indicated that an Executive Session was conducted prior to the meeting to discuss personnel and/or contractual matters. No votes were taken.

#### 2. Pledge of Allegiance. The Pledge of Allegiance was recited all in attendance.

#### 3. Roll Call.

Member	Present	Absent	Member	Present	Absent
Mr. Carnevale	X		Mrs. Schade	X	
Mr. Vickless	X		Mr. Johnson	X	
Mr. Schubert	X		Mr. Zimmerman	X	
Mr. Wenzel	X		Mayor Lockhart	X	
Solicitor Daley	X		Manager Zboyovsky	X	

#### 4. Public comments on Agenda Action Items Only. – Please limit remarks to 3 minutes.

a. Item No. 12.b

b. Item No. 14.c

#### 5. Communications.

a. No Communications

#### 6. Department and Borough Managers Reports:

(The following reports are attached to meeting Minutes)

a. Public Works Department

b. Building Inspector

- c. Engineer
- d. Police Chief
- e. EMS
- f. Brentwood Fire Department
- g. Solicitor
- h. Borough Manager

**7. President’s Report.** President Wenzel stated he may or may not have a report next week.

**8. Mayor’s Report.** Mayor Lockhart said he may or may not have a report next week.

**9. Administrative and Finance Committee –** Mr. Rich Schubert stated the following will be considered at the Council meeting:

- a. Consider the Minutes of the: October 16, 2012 Agenda meeting.
- b. Consider the Minutes of the: October 23, 2012 Regular meeting.
- c. Consider the Treasurer’s Report for Period Ending October 31, 2012.

<p>Question By/Topic: Item No. 9.c</p>	<p>Mr. Carnevale questioned since we moved to a month to month basis, why this can’t be broken down on how money was brought in on each given tax revenue? Earned Income Tax, Real Estate Tax?</p> <p>Mr. Schubert stated the Treasure’s report shows the estimate amount for the years.</p> <p>Manager Zboyovsky stated this is a balance sheet, a summary of what is in each account. We also added the debt service; go a little further to the General Fund Report,, it shows a very detailed of every single revenue item and what is brought up during the month of October, what was brought in up to date and the remaining balance for the rest of the year. This is generated from the software; the breakdown is from an Excel spreadsheet.</p> <p>Mr. Carnevale said you are giving me two reports to look at.</p> <p>Manager Zboyovsky said the one is a summary of the entire account.</p> <p>Mr. Schubert stated he agrees the software is terrible.</p>
--	---

Mr. Schubert continued:

- d. Consider the Manager’s Report for Period Ending October 31, 2012.
- e. Consider ratifying payment of the bills from October 01, 2012 through October 31, 2012 from the General Fund in the amount of **\$268,871.67**.

<p>Question By/Topic: Item No. 9.e</p>	<p>Mr. Carnevale questioned the Solicitor invoice from June and July, and only paying it in October?</p> <p>Manager Zboyovsky said it is just delayed.</p> <p>Solicitor Daley said the office prepares the bills for the previous month, sometimes it is a month or six (6) weeks, the July billing would be out possibly some time in September; this has been the procedure in the two years I have been with the firm, it may not be exactly the same every month, but we try to be conscientious in getting the billing to the clients.</p>
--	---

Mr. Schubert continued:

- f. Consider ratifying payment of the bills from October 01, 2012 through October 31, 2012 from the Sanitary Sewer Fund in the amount of **\$20,210.48**.
- g. Consider ratifying payment of the bills from October 01, 2012 through October 31, 2012 from the Brentwood Park Initiative Fund in the amount of **\$4,248.50**.
- h. Consider ratifying payment of the bills from October 01, 2012 through October 31, 2012 from the Capital Improvement Fund in the amount of **\$33,975.95**.
- i. Consider ratifying payment of the bills from October 01, 2012 through October 31, 2012 from the Highway Aid Fund in the amount of **\$0.00**.
- j. Consider ratifying payment of the bills from October 01, 2012 through October 31, 2012 from the Non-Uniform Pension Fund in the amount of **\$2,956.65**.

<p>Question By/Topic: Item No. 9.j</p>	<p>Mr. Carnevale questioned the Pension Solicitor sent an invoice in the amount of \$1,313.13 for the Non-Police and the invoice for the Police in the amount of \$1,039.92. I would like to know what these invoices are for and why the Non-Police Pension invoice is higher.</p> <p>Manager Zboyovsky stated he can pull the invoices and provide a copy for everyone. If you let me know in advance I will have that information for you. I can easily pull the bill for everyone.</p> <p>Mr. Zimmerman questioned how many employees are in the Non-Police Pension Plan?</p> <p>Manager Zboyovsky said it stated on the report.</p> <p>Manager Zboyovsky stated this is getting both funds in compliance with the IRS, same amount of work, same process, regardless of the work. Also, when he comes to a meeting for two (2) hours, it could have been for something else, I will check this out and get the information for Council.</p>
--	--

Mr. Schubert continued:

- k. Consider ratifying payment of the bills from October 01, 2012 through October 31, 2012 from the Police Pension Fund in the amount of **\$22,164.40**.
- l. Consider Resolution No. 2012-44, 2013 Fee Resolution

<p>Question By/Topic: Item No. 9.l</p>	<p>Mr. Carnevale questioned Resolution No. 2012-44, 2013 Fee Schedule. Mr. Carnevale commented on the police overtime for special details.</p> <p>Mr. Schubert questioned if he was in agreement.</p> <p>Mr. Carnevale said yes, with the police. I am more concerned on the swimming pool fees; children ages 3-18 should not be charged it should be free. Let the children go to the pool free. Mr Carnevale said he would like to hear opinions of the other Council members on this.</p> <p>Mr. Zimmerman stated I am satisfied with the current operations of the swimming pool.</p> <p>Manager Zboyovsky said this schedule sets the rate. Manager Zboyovsky said the pool lost \$50,000 last year.</p> <p>Mr. Schubert stated we need to attract the children to the park to swim, maybe a slide in the pool, diving board, etc.</p> <p>President Wenzel said we discussed this at prior meetings; it is time to move on.</p> <p>Mr. Schubert stated he asked the Manager to add the debt report in the Treasurer's Report.</p>
--	---

- m. Consider the preparation and advertising of Ordinance No. 2012-1209 – 2013 Revenue Neutral Tax Levy.

<p>Question By/Topic: Item No. 9.m</p>	<p>Mr. Schubert commented that is we are lowering our tax rate to neutral.</p> <p>Manager Zboyovsky said correct.</p> <p>Mr. Schubert stated the next motion is based on the 2013 Budget which we plan on taking the 5% windfall.</p> <p>Manager Zboyovsky said yes. The.35 mils.</p> <p>Mr. Vickless said the Neutral Tax Levy is without the 5% windfall.</p>
--	---

<p>Manager Zboyovsky said correct.</p> <p>Mr. Schubert said we have to do this by law because of the assessments.</p> <p>Solicitor Daley stated under the requirement of the second class county, code is; the anti-windfall provision. If you are going to vote the 105% Revenue Neutral vote has to come first, by separate vote by law.</p> <p>Mr. Vickless said my question should have been on the tax levy we are including the 5% windfall into our new total, is that correct?</p> <p>Manager Zboyovsky said the second ordinance includes that.</p> <p>Mr. Carnevale said we need to discuss that now.</p> <p>Mr. Schubert said the budget presented last week included the 5% windfall.</p> <p>Mr. Carnevale: No, he doesn't want the 6.9% and 25% or 6% it comes to 7 mils; or do we want to go over the 7 mils.</p> <p>Without the 5% it is 7 mils. With the 5% it is 7.35. We need to make this decision. I say we don't take it.</p> <p>Mr. Schubert stated the budget presented last week included the 5% windfall.</p> <p>Mr. Carnevale said let's take a vote on it; I don't want the 7.35. If we make a decision to up the taxes to 9 mils, take off 2 mils, either raise two (2) mils and make it to 9 mils or stay at the 7mils.</p> <p>Manager Zboyovsky said if you want to go to 9 mils, Council can by Resolution approve the 7.35, anything above 7.35 mils would need to be petitioned through the court system for the year 2013.</p> <p>Mr. Carnevale said it is 7.35 leave it at 7 mils for the people and next year put two (2) mils on, in 2014, put three (3) mils, etc. We need to do something definite. If we ant to do what we want to do it will go u that high; we can't pay our bills.</p> <p>President Wenzel said all we are looking at now are the DPW Facility and Phase I and Phase II in the Park.</p> <p>Mr. Schubert said that is a definite for next year.</p> <p>Mr. Carnevale said we are looking maybe for a new Municipal Complex for next year. Mr. Carnevale said hopes to have the Brentwood EMS and Brentwood Fire Company come to an agreement to move them together, put a municipal building with 8 million</p>
--

	<p>dollars, all in next year.</p> <p>President Wenzel said it was discussed at the budget meeting if we get an RFP out and get a final bid on this building it would take nine (9) months so that is into 2013, we wouldn't break ground on this until 2015. We need to deal with what is at hand, the DPW facility and Phase I and Phase II and the Neutral Tax Levy.</p> <p>Mayor Lockhart stated we discussed at an earlier meeting there is no room for the EMS to go together with the Fire Company.</p> <p>Mr. Carnevale said we could give them (1) one million dollars to go there, and if we could save two million and we give them a million, we saved one million dollars back on this end.</p> <p>President Wenzel said that is not an option tonight.</p> <p>Mr. Carnevale said everything is an option when it comes to taxes.</p> <p>Mr. Vickless said, under Item No. 9.m, consider advertising the Ordinance No. 2012-1209, we are not taking the 5% on that particular motion On the next motion we will bump it up the 5%.</p> <p>Mr. Schubert stated if we bumped up to 9 mils, we would have to take this windfall and then petition the courts.</p> <p>Mr. Carnevale said you would not have to take the windfall.</p> <p>Solicitor Daley said the process would take possible one or two months, the assessment for the 2012 year, Mt. Lebanon had begun the process of the court approval, by the time they filed it and by the time they got the granted approval at the end of 2011 and it was announced the County was going to stay with the 2012 values for this year and the base year values for the 2012 year and the reassessment will take place in 2013. The court approval process could be relatively quickly, if there is a petition seeking court approval, people objecting tax payers certainly have the opportunity to be heard to raise their objections to it. It may to stated at the Solicitor's meeting would it be strictly argument or would they be taking evidence of record. Solicitor Daley said there are a number of solicitor's out there may be testimony taken. How long the court process may take on the number of people objecting to it. Solicitor Daley stated you have to pass the budget by December 31, 2012.</p> <p>President Wenzel said the budget was based on the 5%.</p> <p>Solicitor Daley questioned if we are having another budget workshop meeting? President Wenzel said no. solicitor Daley said when are you voting on the budget? President Wenzel said we will advertise the budget is available for review and the vote will be taken at the</p>
--	--

	<p>December 11, 2012 meeting.</p> <p>Mr. Carnevale stated we don't have to take the 5% we could stay at the 7 mils and petition the courts for a two mil increase.</p> <p>Mr. Schubert said wouldn't it be to take the 7 mils and petition the court for the remaining?</p> <p>Solicitor Daley said If you go over and above the 105% of tax revenues realized and the proceedings, then it is subject to having a petition and court approval. Certainly if people taxpayers want to come in to object to it, they would have that forum to do it.</p> <p>President Wenzel stated we already finished the budget last week.</p> <p>Mr. Johnson said, "Point of Order" let's get back to the business and continue.</p> <p>Mr. Carnevale said he wants to know what we are going to do, I wasn't here last week. I want to know what people are thinking about; if someone is going to vote no on it I want to know now. I am not in favor of a .5. I am not in favor of it. I want to know who else will vote no. We have to talk about this now and vote on it.</p> <p>President Wenzel said we are not going to vote on the Budget, we have to advertise it.</p> <p>Mr. Carnevale requested Mrs. Schade to comment if she was in favor of it.</p> <p>Mrs. Schade stated she was not at the meeting last week.</p> <p>Manager Zboyovsky said the Budget was balanced; there was not any need for a tax increase other than the 5% windfall that the Borough is permitted to take because of the reassessment. We received official reassessment values at the beginning of the year, through that time, there were a lot of residents that petitioned the courts and got their assessment lowered. When we get the updated assessed value, the total value may have decreased; so instead of having the Revenue Neutral tax mil of 7 it may be 7.5 or higher. Regardless, based on what the tax mil number comes out to be, the Borough is permitted by a separate vote to increase it by 5%. The 5% in this scenario resulted in a 3.5 mils increase.</p> <p>Solicitor Daley said the County is to certify the value on December 17, 2012. Nobody knows for sure if that is going to happen that day. It could be subject to change depending on what the County.</p> <p>Manager Zboyovsky said the budget must be approved by December 31, 2012. If the ordinance is based on 7.35 mils and certified values turnout and we decrease to much you could adopt a new Resolution in</p>
--	--

	<p>January to increase the milage and bring it back to what it should be.</p> <p>Solicitor Daley stated you are mandated required to adopt the Budget prior to December 31, 2012; but you are not necessarily mandated to adopt the milage rate.</p> <p>President Wenzel said we have the budget in place and incorporated the 5%, we got the budget done, we had a lot of meetings, we got it done.</p> <p>Manager Zboyovsky said we have a balanced budget at .35 mils, if we want any additional projects to take place we would need additional tax revenues to achieve above 7.35 mils would be to appeal the court.</p> <p>President Wenzel said that wouldn't happen until next year. We will not have a bid on this building, we have no price; all we are going to do is raise the taxes by the windfall at .35. We should move on, we have a balanced budget, if a project comes up then deal with it at that time.</p> <p>Mr. Vickless said we actually do not have to pass the tax milage by 2013. We have to pass the budget based on the revenues on whatever we base it on. .</p> <p>Solicitor Daley stated there has to be language in the budget to indicate that the milage rate will be in compliance in the section of the Second class (.inaudible) county code.</p> <p>Mr. Vickless said it is very realistic that we will revisit this at the beginning of the year when we get the figures from the county.</p> <p>Manager Zboyovsky stated we have to pass the budget based on some milage rate; that has to be committed. If the budget was passed on December 31, 2012 without any approved milage rate, then Council readdresses it in January and lowers to 4 mils, then we don't have the revenues coming in to match the expenditures. If the milage is adjusted it will be higher not lowered.</p> <p>Mr. Carnevale questioned if this budget considers any road construction?</p> <p>Mr. Schubert stated it allows for Bond payments for the DPW and Bond payment for the ball fields. Those two items are not 100% paid for in this budget but the bond payments are included.</p> <p>Mr Carnevale said in 2014 everything will go up including the bond payments.</p> <p>President Wenzel said we will continue on now. President Wenzel questioned each Council person as to what their vote would be.</p>
--	--

<p>Mrs. Schade: yes, 5%.</p> <p>Mr. Johnson: yes, 5%.</p> <p>Mr. Zimmerman: yes. 5%</p> <p>Mr. Schubert stated we have the reserve fund for the Brentwood Towne Square, a contingency fund \$146,000 for that project. That is money just sitting there. It gives us a small amount of interest. We could use that money and not raise taxes and leave it at 7 mils.</p> <p>President Wenzel said what do we do if there is a problem at that site if we use the money?</p> <p>Manager Zboyovsky said that was back when BTS was established back in 1998-2002, it is probably safe that we can absorb it into the General Fund at this time.</p> <p>Mr. Schubert said he is not for the two mil increase. I just wanted to bring that up and make everyone aware of that money</p> <p>President Wenzel said the question is to consider the preparation and advertisement of the ordinance for the Final Tax Levy. That is what we are addressing now, that is what we have to agree or disagree on.</p> <p>Manager Zboyovsky said we have to advertise the ordinance, if you are advertising 7.35.</p> <p>President Wenzel said let's just absorb that amount into the General Fund and not raise taxes to 5% and another year of not raising taxes. The 5% is equal to \$125,000.</p> <p>Mr. Schubert I just thought I would throw this out as an idea.</p> <p>President Wenzel: Yes. I think that is a good idea. If the money is available to us why not take advantage of it and not raise taxes.</p> <p>Mayor Lockhart questioned how much money do we have in emergency repairs on anything?</p> <p>Manager Zboyovsky said it is limited by law at \$350,000. We would still have a windfall in case we need it.</p> <p>Mr. Schubert said he is in favor of the windfall or use that money as (.inaudible) or as the Mayor said to keep that money in the fund for emergency repairs.</p> <p>President Wenzel said what is your vote? Mr. Schubert: Yes. I would lean toward what the Mayor is saying, yes.</p> <p>Mr. Vickless: No. I would vote against the budget as a whole; I don't agree with the way we are doing the park, I don't agree with the</p>
---

	<p>monies that we are putting into it. I don't agree with the way we handled this years a lot of things that we refuse to look at in terms of cost savings, we continue to take 5% off the residents, we talk about milage increase next year and we fail to do here to look at the cost savings in the Borough. I have made comments at Budget meetings trying to salvage whatever I can. We talked at length what to do with the bleachers in the stadium, these are things I don't agree with in terms of not completing projects, only going half way on projects.</p> <p>President Wenzel said that is not fair, there are eight (8) phases put into that park renovation.</p> <p>Mr. Vickless stated that was put in by a separate body that is not paying for the final payment, we are. We are paying for the final payment to do this, the Borough, there are contributions coming in from outside groups, and outsides groups set up the entire plan, we as a Council did not. We are going to end up paying the lions' share of what an outside group setup as the plan. That was not agreed upon by me.</p> <p>President Wenzel said as a new member on Council, you have to accept what the past Council did.</p> <p>Mr. Carnevale said show me where we agreed to that.</p> <p>President Wenzel said he is not in favor, we have 5-2.</p> <p>Mr. Carnevale said there is a Resolution and we didn't say we were agreeing to what the BPI was putting together. There is nothing that states that we agree; there is nothing at all.</p>
--	---

Mr. Schubert continued:

- n. Consider the preparation and advertising of Ordinance No. 2012-1210 – 2013 Final Tax Levy.
- o. Consider Resolution No. 2012-45, 2013 Proposed Budget
- p. Consider the preparation and advertising of Ordinance No. 2012-1211  
– Sewer Rates

<p>Question By/Topic: Item No. 9.p</p>	<p>Mr Schubert commented this was addressed at an Agenda meeting regarding the scanning of the invoices for easy inquires of certain bills.</p> <p>President Wenzel said that sis why we have staff here, to pay the bills. We have three people that sign the checks to review the invoices. There is a trust issues somewhere in here. If we can't trust the people that were hired to do the work; then everybody on this Council has to go through each bills. If you want to review the invoices go to the Borough Building and request to see the invoices; it is that simple. If</p>
--	---

	<p>we put this a “cloud of suspicion” over everything we do, it doesn’t make us look good.</p> <p>Mr. Schubert said I don’t think it’s a “cloud of suspicion” I would say it is a way to find out before people become curious about it. I am on the treasury committee and I would know it is my right to come up and look at it. Rather than come up here, in this age, you can vote it down; but, it is so much easier when it is scanned.</p> <p>President Wenzel said you are putting another labor cost on with all these different shaped bills.</p> <p>Mr. Schubert said they may be on file, but they have to be filed anyhow and it may even save on storage fees. Mr. Schubert said certain bills you have to save.</p> <p>President Wenzel said some bills have to be the original document, not a scanned version.</p> <p>Mr Schubert said but not all bills.</p> <p>Manager Zboyovsky said we could do that but we would have to make sure account numbers would be removed, you don’t want any account of the Borough flowing around, for legal billing, you would have to redact a lot of information from the invoice, the amounts, the hourly rates would be fine; but and the actual itemization of what we are working on that is protected by the attorney client privilege and the work product doctrine. Manager Zboyovsky said it would take time, but we could do it.</p> <p>President Wenzel said if everything is redacted, then you don’t know what you are looking at.</p> <p>Mr. Zimmerman stated he had a few questions and he contacted the Borough Manager and he explained my answers in about 15 minutes.</p> <p>Mr. Schubert stated that takes time.</p>
--	--

**10. Public Works Committee** – Mr. Marty Vickless stated the following will be considered at the Council meeting:

- a. Accept the Public Works Supervisor’s monthly report.
- b. Accept the Engineer’s monthly report.
- c. Consider Resolution No. 2012-46, Entering into a Contract with a Design/Build Contractor in reference to the DPW building.
- d. Other Items.

<p>Question By/Topic: Item No. 10.d</p>	<p>Mr. Schubert questioned the status of the street sweeper?  Manager Zboyovsky said the street sweeper was repaired; it was turned over to the insurance company, and back in service. This time of the year they are primarily cleaning the catch basins of leaves, they are working on streets where there is an accumulation of leaves for pickup.</p>
---	--

**11. Zoning and Ordinance Committee** – Mrs. Schade stated the following will be considered at the Council meeting:

- a. Accept the Building Inspector’s monthly report.
- b. FYI – There is no Planning Commission Meeting in November.
- c. FYI – There is no Zoning Hearing Board Meeting in November.
- d. Consider Ordinance No. 2012-1208, Rental Property/Landlord Registration.

<p>Question By/Topic: Item No. 11.d</p>	<p>Mr. Carnevale stated this is to ensure the residents are paying earned income tax. All Earned Income Taxes are collected by the employer.  Mr. Zimmerman said what about an employee that works out of state?  Mr. Carnevale said it is automatically picked up by Jordan Tax Service as a resident of the Borough.  Solicitor Daley said the purpose of the ordinance its within the police power of the Borough Council, health, safety, morals of the community. Other municipalities that have adopted Tenant/Registration Ordinances, Brentwood already has that as part of the zoning code. This ordinance is to broaden that not only to residential but to commercial properties as well; there are property maintenance issues for it, safety issues, etc. These ordinances are subject to minimal scrutiny as far as the courts.  Manager Zboyovsky said it was a goal and I added that to the ordinance, I can change that.  Solicitor said that is a legitimate function of the local government to do.</p>
---	--

Mrs. Schade continued:

- e. Consider Ordinance No. 2012-1207, a Blight Reduction Ordinance.

<p>Question By/Topic:</p>	<p>Mr. Carnevale questioned if this is a goal to ensure all properties</p>
---------------------------	--

<p>Item No. 11.e</p>	<p>within the Borough are well maintained by the landlord owner and the tenants, or is this just a goal or something we are going to enforce. If somebody has a bad porch are we going to enforce it, if they don't paint their house are we going to enforce it? If we are not going to enforce this why have this ordinance; we don't enforce resolutions or ordinances.</p> <p>Manager Zboyovsky said the building inspector gives his report month after month and if you read the numbers, he now has an assistant, some ordinances are being enforced, let alone the building inspection portion of his job, look at the report under occupancy, inspection, paperwork, enforcement also includes the District Magistrate time. They are being enforced; we are limited by the manpower, with the addition of the new employee, you will see the violation numbers increase.</p> <p>Mr. Carnevale said I am not saying he isn't doing his job. Once the letter is sent it is enforced by the police.</p> <p>Solicitor Daley stated Mr. Costa can submit the violation letters, and file citations with the Magistrate and has the ability in zoning cases to file civil complaints with the Magistrate. This Blight Reduction Ordinance there is a specific provision that PA adopted a PA Blight Statute, in effect approximately one and half years ago.</p> <p>Mr. Carnevale said that Statue is for Boroughs with a population of 10,000 or more, Brentwood does not meet that population number.</p>
----------------------	---

Mrs. Schade continued:

f. Planning Commission Board opening – Update

<p>Question By/Topic: Item No. 11.f</p>	<p>Manager Zboyovsky stated we received one (1) letter of interest from Mr. Frank Kenny requesting to be reappointed. Advertisements were placed in the South Hills Record. We heard from Mr. Hall and he wishes not to be reappointed and we have not heard from Mr. Wooten yet. At the end of the year there will be two (2) openings on the Planning Commission.</p> <p>President Wenzel said we will address this next month.</p>
---	---

Mrs. Schade continued:

- g. Resolution No. 2012-47, Re-appointing Jayson Livingston to the Zoning Hearing Board.
- h. Resolution No. 2012-48, Re-appointing Frank Kenny to the Brentwood Planning Commission.

- i. Consider authorizing the Borough Manager and Solicitor to prepare Ordinance No. 2012-1212, Amending in limited Part Chapter 167, Sewers, of the Brentwood Borough Code.

Question By/Topic:	Mr. Carnevale requested information on this ordinance.
Item No. 11.i	Manager Zboyovsky stated PA American Water Co., no longer collects our sanitary sewer fees; we reviewed this ordinance and found outdated information, referring to Berkheimer as the collection agency. The Borough will be proposing for Council to add Sanitary Sewer related issues that is residential laterals. A discussion ensued.

- j. Other Items

**12. Park and Recreation Committee** – Mr. Johnson stated the following will be considered at the Council meeting:

- a. BPI Update

Mr. Johnson stated the Brentwood Park Initiative meet on the second Thursday of every month at the Community Room at 7:00 P.M. The public is invited.

Mr. Johnson also stated the winner of the Steeler/Dallas Football lottery ticket was Bonnie Costa.

- b. Consider authorizing J.T. Sauer & Associates to finalize the Phase I and Phase II Park Renovations Construction documents as presented in the Park Master Plan to include two (2) additional baseball fields next to the current baseball fields and in the area of the Practice Field the following:
  - One (1) regulation size deck hockey rink.
  - One (1) tennis court, and
  - One (1) basketball court

Motion By: <b>M-1</b>	Mr. Johnson
Second By:	Mr. Zimmerman
Question By/Topic:	<p>Mr. Schubert stated he reviewed the J.T. Sauer plan and it mentions it could be possible to put 4 more hoops in the back, do you want to leave it like that two courts within the deck hockey. It would be busy and they may not be used as basketball; or move the hoops out of the deck hockey and move them width wise on the basketball court. It would be the same number; it would be a different location.</p> <p>Mr. Carnevale said I don't agree with this at all. If we have this regulation size deck hockey we go back to the Master Plan with one (1) deck hockey, two (2) basketball courts one (1) tennis courts. The reason for the change is we want regulation size. I anticipate the</p>

	<p>softball field for the teen kids, we should put the tennis courts and the basketball courts on (inaudible). The regulation deck hockey, a lot of people will come in and rent this, we have yet to set a rate. How much will we charge the people outside of the Borough? Kids will play on it and kids will play basketball. A T-ball field will be on the Master Field on the hillside. I can't understand why we are only going with one basketball court and not two. As far as Phase II, I don't know why we don't finish the whole stadium; the seats could be changed from 2,000 to 16,000 seats. As we o that we come in with the new light standards. Mr. Carnevale said he doesn't know if anybody addressed the scoreboard, he doesn't know anything about it. I am 100% in favor of finishing the stadium; this is all about Brentwood and the children of Brentwood, for another one million dollars.</p> <p>Mr. Schubert said with the pre-fab stands?</p> <p>Mr. Carnevale said yes. There will be ADA parking for coaches and referees near the playground. It will not be ADA parking for people. I want everybody to understand that. There will be only four ADA spaces.</p> <p>Mr. Schubert stated ADA parking is for anybody that has an ADA placard or license plate. This would not be in the street. The ADA spaces would be by the swimming pool, not in the street.</p>
--	--

President Wenzel called for a vote.

Member	Aye	Nay	Member	Aye	Nay
Mr. Carnevale		X	Mrs. Schade	X	
Mr. Vickless		X	Mr. Johnson	X	
Mr. Schubert	X		Mr. Zimmerman	X	
Mr. Wenzel	X		Mayor Lockhart		
Solicitor Daley			Manager Zboyovsky		

President Wenzel said, "Motion carried."

c. Other Items

**13. Public Safety Committee** – Mr. Zimmerman stated the following will be considered at the Council meeting:

- a. Accept the Police Chief's monthly report.
- b. Consider moving forward with an agreement with Presbyterian Church for Public Parking.

Question By/Topic:	Mr. Carnevale stated he is not in favor of public parking in the Presbyterian Church lot. I am not in agreement with this at all.
--------------------	---

<p>Item No. 13.b</p>	<p>Mayor Lockhart questioned what businesses are complaining regarding limited parking? I don't know how this would eliminate the problem with meters over there.</p> <p>Mr. Zimmerman said some businesses said they don't have enough parking for their clientele that comes in. I met with the church and they would be interested to discuss this.</p> <p>Solicitor Daley said it was not a good idea, this is church property.</p> <p>President Wenzel said we should away from this and remove it from the Agenda. President Wenzel stated it was agreed to remove this from the Agenda for next week.</p>
----------------------	--

c. Consider terminating the Borough's Animal Control Contract with Triangle Pet Services.

<p>Question By/Topic: Item No. 13.c</p>	<p>Solicitor Daley stated he contacted the Department of Agriculture and the license has been revoked for dogs. For other animals, I don't know what the status is. The license with respect to dogs has been revoked.</p> <p>Manager Zboyovsky said the Brentwood Police Department is working with Baldwin Police Department, Officer Swick is taking the lead with the Borough on with stray dogs, they have been housed here and they try to find a home for them, contact the owners. We received an email regarding a comprehensive program with Baldwin and Brentwood. Baldwin at their last Council meeting terminated the contract because of all the issues. Ms Buckley will conduct a meeting to bring all parties together to discuss the costs, the facilities required, etc. Officer Swick will attend along with Ms Lane to bring back information.</p> <p>Mr. Carnevale said we should bring this up to SHACOG, there are 17 communities there.</p> <p>Manager Zboyovsky stated a lot of the SHACOG communities belong to the Mt. Lebanon group, which is at capacity and are not taking any additional communities. Also, the cost is approximately up to \$30,000 per year.</p> <p>President Wenzel requested Manager Zboyovsky to contact SHACOG tomorrow for details. Once we get the information from D. Lane and Officer Swick we then can bring this back and discuss it at the next meeting.</p> <p>At this time, Manager Zboyovsky read the email from Ms Buckley, Animal Advocates.</p> <p>Mr. Schubert questioned if this is just for cats and dogs? Manager</p>
---	---

	<p>Zboyovsky said the public works traps the raccoon, etc.</p> <p>President Wenzel said have them check it out, we are not running a humane society; and I don't want our police officers going to the North Side to drop off a dog.</p>
--	--

d. Consider taking over the responsibility and payment of the Street Lights on Pearl and Victoria Drive

<p>Question By/Topic: Item No. 13.d</p>	<p>Mr. Carnevale questioned who owns the lights on Pearl Drive and Victoria Drive?</p> <p>Mr. Johnson said they are privately owned by Forward Management, also Brentshire Village.</p> <p>Mr Carnevale said I don't think we want to turn off the lights. We have enough problems there now.</p> <p>President Wenzel questioned the Solicitor if we take over the light payments for Pearl and Victoria Drive could be lien Forward Properties for the expense of it? We want lights on for the public safety. According to the Duquesne Light they are going to terminate service for non-payment.</p> <p>Solicitor Daley questioned if there is a shut off notice?</p> <p>President Wenzel said it will be terminating service for non-payment. We do not want the streets dark, our police patrol this area.</p> <p>Solicitor Daley said if Brentwood were to provide this service, could Brentwood lien the property after the fact. The closest analogy is the grass cutting process, the property lien process is for people that let grass grow; we have the public works go in and abate the nuisance There is an ordinance that specifies for that purpose you can do that. Now, if the Borough takes over responsibility for this lighting, if forward is not responsible to pay their utility bills, is there a good policy argument to make them maintain them. Yes. if there is a specific ordinance addressing it to give Brentwood the authority to do that.</p> <p>Manager Zboyovsky stated several years ago the Borough adopted an ordinance on snow removal on a private drive; because they weren't cleaning the streets. I think this would be a similar ordinance.</p> <p>Mr. Carnevale questioned if we clean these streets now?</p> <p>Manager Zboyovsky said if it is for a public safety matter we send DPW and then we bill tem for their services.</p> <p>Mr. Vickless said do we have the documentation on when they built</p>
---	--

	<p>the area before Planning and Zoning and what they agreed to do which may include lighting.</p> <p>Solicitor Daley said if you get challenged you want a piece of legislation to support your case. If it is necessary to adopt an ordinance, we can do that if Council wishes.</p> <p>President Wenzel said if we need to remove the snow for safety we will lien Forward Properties.</p> <p>Solicitor Daley said we could amend or adopt a separate ordinance specifically to provide for the lighting.</p> <p>Mr. Vickless questioned can you condition it now to provide it for public safety after it was built? If the Borough said you don't have to light it when it was built, they may say it wasn't required at the time it was built. There may be an argument regarding that.</p> <p>President Wenzel questioned if it is the consensus of Council to have the Solicitor look into this for public safety. President Wenzel said it is agreed by Council to direct the Solicitor to look into this.</p> <p>Mr. Schubert said the police, EMS and fire department go to that area for safety; they have an obligation.</p> <p>Mr. Carnevale questioned what is the approximate cost per year? Manager Zboyovsky said it is \$15.48 per month, per light or approximately \$1,500 per year per light.</p> <p>President Wenzel said I am concerned that we can lien the property.</p>
--	---

e. Civil Service Commission Openings – Update

Mr. Zimmerman stated two individuals submitted their applications so far; also, the Civil Service Commission has not done anything about the sergeant testing. Solicitor Ayoob did contact the Civil Service Commission Solicitor. Mr. Zimmerman requested Solicitor Daley to ask Solicitor of the status on the sergeant testing.

g Other Items

**14. Community Affairs Committee** – Mr. Carnevale stated the following will be considered at the Council meeting:

a. Consider Resolution No. 2012-49, “Buy Local”

<p>Question By/Topic: Item No. 10.c</p>	<p>Mayor Lockhart stated this year the parking meters will not be covered during the holidays, supposedly to help the businesses. It is hindering the businesses; the people are parking there all day and</p>
---	--

	<p>going to work downtown. Mayor Lockhart said he had more negative feedback on covering the meters over the past few years. I recommend we don't do it this year; if the businesses come back and say they want it then we will discuss it and consider it for next year. I think we should have input from the business owners and then we can act on it.</p> <p>President Wenzel said he would like the complaints in writing to Council.</p> <p>Mr. Vickless said is there any way we could do something to validate a ticket, give it the store owner at that time? If they park for the whole time, they would get a ticket.</p> <p>Mr. Schubert said the covers should have "2 hour" parking</p> <p>Mayor Lockhart said it would be impossible to monitor that all day.</p> <p>Mayor Lockhart requested the section in the Resolution be removed where it states "free parking". There would be no free parking in 2012 during the holiday season.</p>
--	---

b. Consider Borough Flag Design

<p>Question By/Topic: Item No. 10.c</p>	<p>Mr. Carnevale said there are four options for a Borough Flag design. The cost is \$70.00 After a discussion the following motion was made.</p>
---	---

<p>Motion By: <b>M-2</b></p>	<p>Mr. Carnevale</p>
<p>Second By:</p>	<p>Mr. Vickless</p>
<p>Question By/Topic:</p>	

START HERE!

14c. Consider Resolution No. 2012-50, SHACOG Joint Bid for a Contract for Solid Waste.

**15. Special Committees –**

**16. Old Business –**

**17. New Business –**



Question By/Topic: Item No. 10.c	Mr.
-------------------------------------	-----

**18. Public comment – Please try to limit remarks to 3 minutes.**

<b>Resident Name:</b>	
<b>Address:</b>	
<b>Topic:</b>	

<b>Resident Name:</b>	
<b>Address:</b>	
<b>Topic:</b>	

<b>Resident Name:</b>	
<b>Address:</b>	
<b>Topic:</b>	

<b>Resident Name:</b>	
<b>Address:</b>	
<b>Topic:</b>	

**19. Adjournment.**

The meeting adjourned at P.M.

Respectfully submitted,

**Mary Lou Garase**  
**Administrative Assistant**

Motion:	
---------	--

Motion By:	
Second By:	
Question By/Topic:	
Question By/Topic:	
Question By/Topic:	

Member	Aye	Ney	Member	Aye	Ney
Mr. Carnevale			Mrs. Schade		
Mr. Vickless			Mr. Johnson		
Mr. Schubert			Mr. Zimmerman		
Mr. Wenzel			Mayor Lockhart		

**As part of Brentwood’s continuing efforts to promote environmentally friendly initiatives, copies of Resolutions and Ordinances will be provided on the Borough Web Site. [www.brentwoodboro.com](http://www.brentwoodboro.com) – As always, a description of the Agenda Items will be provided via the Council Fact Sheet.**

*BOROUGH OF BRENTWOOD COMMUNITY VISION STATEMENT*

*The Borough of Brentwood is a unified, family-oriented community with a strong commitment to civic pride and traditions. While preserving these standards, ideals and traditions, the community shall strive to provide a high quality of life for all, a superior educational system and residential areas with a more suburban character. The community shall support established businesses while encouraging future economic development and effective local government, all within a safe and clean environment.*