



THE BOROUGH OF BRENTWOOD

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

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

BOROUGH OF BRENTWOOD DECEMBER 10, 2013 – REGULAR MEETING MINUTES 7:30 P.M.

EXECUTIVE SESSION: 6:00 P.M.

PUBLIC HEARING: 7:00 PM

1. Call to Order. The meeting was called to order at 7:30 P.M. President Johnson indicated an Executive Session was conducted prior to the meeting to discuss personnel and contractual matters. No votes were taken.

2. Pledge of Allegiance. The Pledge of Allegiance was recited by all present.

3. Roll Call.

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

4. Comments on Agenda Action Items Only. – None.

5. Communications. Manager Zboyovsky stated Council received a thank you letter from the University of Pittsburgh – Pitt Makes a Difference Day, also known as “REDD UP” day.

6. Department and Borough Managers Reports:

a. Public Works Department

Question By/Topic:	<p>Mr. Carnevale: Was the bathroom taken care of at the new DPW facility?</p> <p>R. Mackewich: Not yet; it is in the works.</p> <p>Manager Zboyovsky: The DPW on the Agenda this evening for a cost of the items to be considered this evening.</p> <p>Mr. Schubert: Thank you so much for the snow removal. If roads are bad the police will call and we have the men go out.</p>
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b. Building Inspector

Question By/Topic:	Mr. Carnevale: Was everything taken care of regarding the sidewalk? Mr. Costa: Yes we did approximately 35 letter to the residents on Brownsville Road. Mr. Carnevale: What about the rental inspections? Mr. Costa: Yes, we have to send out the paperwork, make an appointment and schedule the inspection.
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c. Engineer

Question By/Topic:	Mr. Schubert: Are we going with Gateway Engineer recommendation on the DPW building? Manager Zboyovsky: Yes.
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- d. Recreation
- e. Police Chief
- f. EMS
- g. Brentwood Fire Department
- h. Solicitor
- i. Finance Report
- j. Borough Manager

Question By/Topic:	Mr. Carnevale: When do we get together for the lease on the stadium with the school board? Manager Zboyovsky: We will do this in early January or February.
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7. President's Report – Mr. Johnson stated he will have a report at the end of the meeting.

8. Mayor's Report – Mr. Lockhart said no report.

9. Administrative and Finance Committee – Mr. Schubert

- a. Consider Minutes of the: November 19, 2013 Agenda meeting.

Mr. President, the November 19, 2013 Agenda Meeting Minutes will be acted on during the January 2014 Regular Council meeting.

- b. Consider Minutes of the: November 26, 2013 Regular meeting.

Mr. President, the November 26, 2013 Regular Meeting Minutes will be acted on during the January 2014 Regular Council meeting.

- c. Consider the Treasurer’s Report for Period Ending November 30, 2013.

Mr. President, I move to accept the Treasurer’s Report for the Period Ending November 30, 2013.

Motion By: M-1		Mr. Schubert			
Second By:		Mr. Zimmerman			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, “Motion carried.”

- d. Consider the Borough Manager’s Report for Period Ending November 30, 2013.

Mr. President, I move to accept the Borough Manager’s Report for the Period Ending November 30, 2013.

Motion By: M-2		Mr. Schubert			
Second By:		Mr. Vickless			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, “Motion carried.”

- e. Consider ratifying the payment of the bills from November 1, 2013 through November 30, 2013 from the General Fund in the amount of **\$417,374.48**.

Mr. President, I move to ratify the payment of the bills from November 1, 2013 through November 30, 2013 from the General Fund in the amount of \$417,374.48.

Motion By: M-3		Mr. Schubert			
Second By:		Mr. Zimmerman			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	

Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

- f. Consider ratifying the payment of the bills from November 1, 2013 through November 30, 2013 from the Sanitary Sewer Fund in the amount of **\$100,130.75**.

Mr. President, I move to ratify the payment of the bills from November 1, 2013 through November 30, 2013 from the Sanitary Sewer Fund in the amount of \$100,130.75.

Motion By: M-4		Mr. Schubert			
Second By:		Mr. Vickless			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

- g. Consider ratifying the payment of the bills from November 1, 2013 through November 30, 2013 from the Brentwood Park Fund in the amount of **\$324,352.37**.

Mr. President, I move to ratify the payment of the bills from November 1, 2013 through November 30, 2013 from the Brentwood Park Fund in the amount of \$324,352.37.

Motion By: M-5		Mr. Schubert			
Second By:		Mr. Vickless			
Question By/Topic:		<p>Mr. Vickless: Is there an update on the reimbursement for the Grants?</p> <p>Manager Zboyovsky: Nothing yet. The county and state are working on it for Phase I and Phase II. Allegheny County wants it off the books this year. We should receive something within a few weeks.</p> <p>Mr. Carnevale: We should apply for the county again; the City of Pittsburgh did and got a lot of money. Too much is going to the city.</p>			

President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

- h. Consider ratifying the payment of the bills from November 1, 2013 through November 30, 2013 from the Capital Improvement Fund in the amount of **\$30,514.28**.

Mr. President, I move to ratify the payment of the bills from November 1, 2013 through November 30, 2013 from the Capital Improvement Fund in the amount of \$30,514.28.

Motion By: M-6	Mr. Schubert				
Second By:	Mr. Carnevale				
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		
Solicitor Daley			Manager Zboyovsky		

President Johnson said, "Motion carried."

- i. Consider ratifying the payment of the bills from November 1, 2013 through November 30, 2013 from the Highway Aid Fund in the amount of \$0.00.

FYI - Mr. President, there were no bills paid from the Highway Aid Fund from November 1, 2013 through November 30, 2013.

- j. Consider ratifying the payment of the bills from November 1, 2013 through November 30, 2013 from the Non-Uniform Pension Fund in the amount of **\$4,539.25**.

Mr. President, I move to ratify the payment of the bills from November 1, 2013 through November 30, 2013 from the Non-Uniform Pension Fund in the amount of \$4,539.25.

Motion By: M-7	Mr. Schubert
Second By:	Mr. Vickless
Question By/Topic:	Mr. Carnevale: You will be looking into the Executive Session?

	Manager Zboyovsky: Yes.
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President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

- k. Consider ratifying the payment of the bills from November 1, 2013 through November 30, 2013 from the Police Pension Fund in the amount of **\$21,701.69**.

Mr. President, I move to ratify the payment of the bills from November 1, 2013 through November 30, 2013 from the Police Pension Fund in the amount of \$21,701.69.

Motion By: M-8	Mr. Schubert				
Second By:	Mr. Carnevale				
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

- l. Consider Advertising 2014 Borough Council Meetings, Planning Commission Meetings, Zoning Hearing Board Meetings.

Mr. President, I move to authorize the Borough to advertise the 2014 Borough Council Meetings, Planning Commission Meetings, and Zoning Hearing Board meetings.

Motion By: M-9	Mr. Schubert
Second By:	Mr. Frombach
Question By/Topic:	Mr. Carnevale: You are moving the Tuesday meetings to Monday. We never discussed this among ourselves and it is on the Agenda. What is the reason why we are moving the meetings?

	President Johnson: One Council person asked if we move the meeting to Monday was it a problem.
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President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

m. Consider Ordinance No. 2013-1218 – 2014 Final Tax Levy.

Mr. President, I move to adopt Ordinance No. 2013-1218 – "2014 Real Property Tax Ordinance, " fixing the Borough Tax Rate on Real Property for the Fiscal Year 2014 as follows:

General Borough Operations:	0.16 Mils
Capital Improvements	2.52 Mils
Public Safety	5.57 Mils
Library	<u>0.50 Mils</u>
Total	8.75 Mils

Motion By: M-10	Mr. Schubert
Second By:	Mr. Frombach
Question By/Topic:	<p>Mr. Carnevale: On the Library we will give them the one half mil from now on. The full amount of a one half mil.</p> <p>Mr. Schubert: Will it be different from the past?</p> <p>Mr. Carnevale: Yes. You take certain things off of them such as lights, maintenance; we will give them \$200,000 for things taken off and they pay us back?</p> <p>Manager Zboyovsky: The Library has to approve all expenditures. The cash amount will probably remain the same; it was the operating expenses that we will pay for when we give them the bill. We are the landlord of the building. Manager Zboyovsky referred to the referendum that was passed several years ago. The Borough has been giving the Library exceeding the 0.50 mil of the 100% collected. This new agreement is being reviewed by the Solicitor and for Council to review and other considerations.</p>

President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

- n. Consider **Resolution No. 2013-47**, 2014 Final Budget

Mr. President, I move to adopt Resolution No. 2013-47, 2014 Final Budget

Motion By: M-11		Mr. Schubert			
Second By:		Mr. Carnevale			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

- o. Consider Ordinance No. 2013-1219 – Sewage Fees

Mr. President, I move to adopt Ordinance No. 2013-1219 – "2014 Sewage Fees" amending the Borough's Fees and Charges to be assessed and collected for sewage collections, transportation, and treatment.

Motion By: M-12		Mr. Schubert			
Second By:		Mr. Carnevale			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried"

- p. Consider Authorizing the Borough Manager to Advertise Ordinance No. 2014-1221 – PLGIT Membership.

Mr. President, I move to authorize the Borough Manager to Advertise Ordinance No. 2014-1221 – PLGIT Membership pending the review by the Borough Solicitor.

Motion By: M-13	Mr. Schubert
Second By:	Mr. Vickless
Question By/Topic:	<p>Mr. Carnevale: When we do this I don't mind the cards going to the membership like DPW, and it should be that only one (1) credit card be handed out. Only R. Mackewich uses the credit card for supplies. Not everyone will have a credit card. It should be controlled, the credit card as the amount allotted to the contract.</p> <p>Manager Zboyovsky: Before any debit card there will be a special Resolution for acceptance of the card. Council will approve every single person's use. Council will approve this and consider the policy of the member using them. For PLIGIT, you must be a member before cards are considered.</p>

President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried

- q. Mr. President, I move to hire Paula Simmons as a full time Park and Recreation Director in Intergovernmental Cooperation Agreement with the police in order to share the costs.

Mr. President, I move to hire Paula Simmons as a full time Park and Recreation Director in Intergovernmental Cooperation Agreement with the police in order to share the costs

Question By/Topic:	President Johnson: I disagree with this.
Question By/Topic:	<p>Mr. Schubert: For clarification, beginning January 1, 2014 the salary is \$33,000 plus benefits.</p> <p>Manager Zboyovsky: The \$33,000 was budgeted in the 2014 budget.</p> <p>Mr Carnevale: When we discussed this it wasn't at \$33,000, it was higher.</p> <p>President Johnson: This was discussed in Executive Session.</p> <p>Solicitor Daley: You can go back into Executive Session and discuss this further. It is a personnel issue.</p> <p>Manager Zboyovsky: When the budget was adopted it stated full time at \$33,000 per year, the line item. If you want to increase or decrease</p>

	<p>that the budget was already adopted.</p> <p>Mr. Carnevale: I thought it was discussed at a higher range.</p> <p>Solicitor Daley: If you want to discuss this further you have to go into Executive Session.</p>
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President Johnson recessed the meeting at 8:02 P.M.

President Johnson reconvened the meeting at 8:07 P.M. and stated Executive Session was to discuss the salary for the full time position of Park Director. No votes were taken.

President Johnson asked for public comment. None.

President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		
Solicitor Daley			Manager Zboyovsky		

President Johnson said, "Motion carried

10. Public Works Committee – Mr. Vickless

- a. Accept the Public Works Supervisor’s report for period ending November 30, 2013.

Mr. President, I move to accept the Public Works Supervisor’s Report for the month of November 2013.

Motion By: M-14		Mr. Vickless			
Second By:		Mr. Carnevale			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried

- b. Accept the Engineer’s monthly report for period ending November 30, 2013.

Mr. President, I move to accept the Engineer’s report for the month of November 2013.

Motion By: M-15		Mr. Vickless			
Second By:		Mr. Carnevale			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried

- c. Consider Resolution No. 2013-39, Accepting and Approving the Collective Bargaining Agreement Between the Borough of Brentwood and the Teamsters Local Union No. 205 Representing the Brentwood Borough Department of Public Works Employees for the Period From January 1, 2014 through December 31, 2017.

Mr. President, I move to adopt Resolution No. 2013-39, Accepting and Approving the Collective Bargaining Agreement Between the Borough of Brentwood and the Teamsters Local Union No. 205 Representing the Brentwood Borough Department of Public Works Employees for the Period From January 1, 2014 through December 31, 2017.

Motion By: M-16		Mr. Vickless			
Second By:		Mr. Carnevale			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried

- d. Consider **Resolution No. 2013-48**, Adopting the Borough's 5-Year Roadway Maintenance Program.

Mr. President, I move to adopt Resolution No. 2013-48, Creating and including Chapter 181 of the Code of the Borough of Brentwood regarding a 5-Year Street Rehabilitation & Maintenance Plan.

Motion By: M-17		Mr. Vickless			
Second By:		Mr. Frombach			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	

Mr. Vickless	X		Mayor Lockhart		
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President Johnson said, "Motion carried

- e. Consider Work Authorization from Gateway Engineers associated with Engineering Services associated with the preparation of an Existing Conditions Survey for four (4) properties bounded by Brownsville Road, Marylea Avenue, Pary Way and Munsey Avenue as part of the Borough Municipal Building Project at a cost not-to-exceed \$8,000.00.

Mr. President, I move to approve the Work Authorization from Gateway Engineers associated with Engineering Services associated with the preparation of an Existing Conditions Survey for four (4) properties bounded by Brownsville Road, Marylea Avenue, Pary Way and Munsey Avenue as part of the Borough Municipal Building Project at a cost not-to-exceed \$8,000.00.

Motion By: M-18	Mr. Vickless				
Second By:	Mr. Frombach				
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried

- f. Consider Work Authorization from Gateway Engineers associated with Engineering Services associated with Geotechnical Investigation of the property surrounding the Borough Building and provide preliminary foundation considerations to assist in evaluating adjacent sites being considered for the proposed Brentwood Borough's Building including five (5) test borings on the existing Borough Building site and three (3) test borings will be drilled on the adjacent site at a cost not-to-exceed \$15,000.00.

Mr. President, I move to approve the Work Authorization from Gateway Engineers associated with Engineering Services associated with Geotechnical Investigation of the property surrounding the Borough Building and provide preliminary foundation considerations to assist in evaluating adjacent sites being considered for the proposed Brentwood Borough's Building including five (5) test borings on the existing Borough Building site and three (3) test borings will be drilled on the adjacent site at a cost not-to-exceed \$15,000.00.

Motion By: M-19	Mr. Vickless
Second By:	Mr. Frombach
Question By/Topic:	<p>Mr. Carnevale: What happens if this doesn't happen for five (5) years, do we have to do this over again?</p> <p>Manager Zboyovsky: The survey will remain the same and the geotechnical will not change in five (5) years.</p>

President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried

- g. Consider Work Authorization from Gateway Engineers associated with Engineering Services associated with the preparation of Construction Documents for the East Willock Road Culvert Repair Project at a cost not-to-exceed \$10,000.00.

Mr. President, I move to approve the Work Authorization from Gateway Engineers associated with Engineering Services associated with the preparation of Construction Documents for the East Willock Road Culvert Repair Project at a cost not-to-exceed \$10,000.00.

Motion By: M-20	Mr. Vickless				
Second By:	Mr. Carnevale				
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried

- h. Consider authorizing Change Order No. 1 from Morgan Excavation requesting a deferment of completion of the Milling and Resurfacing of Brownsville Road from Hillson Avenue to West Brentridge Avenue until the Spring of 2014 due to delays caused by unforeseen issues with utilities encountered during the installation of storm sewer at the intersection of Brownsville Road and Willock Road. All work to be completed by May 31, 2014. The current Contract Price of \$513,283.75 will be held with the understanding the performance bond will remain in effect until completed.

Mr. President, I move to approve Change Order No. 1 from Morgan Excavation requesting a deferment of completion of the Milling and Resurfacing of Brownsville Road from Hillson Avenue to West Brentridge Avenue until the Spring of 2014 due to delays caused by unforeseen issues with utilities encountered during the installation of storm sewer at the intersection of Brownsville Road and Willock Road. All work to be completed by May 31, 2014. The current Contract Price of \$513,283.75 will be held with the understanding the performance bond will remain in effect until completed.

Motion By: M-21	Mr. Vickless				
Second By:	Mr. Schubert				

Question By/Topic:	Mr. Zimmerman: This will come out of the budget next year? Mr. Vickless: No, It will be added to the budget for next year.
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President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried

- i. Consider authorizing Change Order No. 1 from Morgan Excavation requesting a deferment of completion of the Hillson Avenue Reconstruction Project until the Spring of 2014 due to delays caused by unforeseen issues with utilities encountered during the installation of storm sewer at the intersection of Brownsville Road and Willock Road. All work to be completed by May 31, 2014. The current Contract Price of \$141,410.00 will be held and remain in effect until uncompleted work is completed.

Mr. President, I move to approve Change Order No. 1 from Morgan Excavation requesting a deferment of completion of the Hillson Avenue Reconstruction Project until the Spring of 2014 due to delays caused by unforeseen issues with utilities encountered during the installation of storm sewer at the intersection of Brownsville Road and Willock Road. All work to be completed by May 31, 2014. The current Contract Price of \$141,410.00 will be held and remain in effect until uncompleted work is completed.

Motion By: M-22	Mr. Vickless				
Second By:	Mr. Carnevale				
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

- j. Consider authorizing the purchasing of the furniture and additional items to furnish the new DPW Facility at a not-to-exceed amount of \$40,000.00 to be paid from Capital Improvement Line Item No. 18-430-742.

Mr. President, I move to authorize the purchasing of the furniture and additional items to finish the new DPW Facility at a not-to-exceed amount of \$40,000.00 to be paid from Capital Improvement Line Item No. 18-430-742.

Motion By: M-23	Mr. Vickless
Second By:	Mr. Frombach
Question By/Topic:	Mr. Carnevale: I didn't see a list of everything that will be purchased. Manager Zboyovsky: The information is on page 292. Mr. Schubert: This is for this year's budget. Manager Zboyovsky: Yes. A discussion ensued.

President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:		X	Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

11. Zoning and Ordinance Committee – Mrs. Schade

- a. Accept the Building Inspector's report for period ending November 30, 2013.

Mr. President, I move to accept the Building Inspector's Report for the month of November 2013.

Motion By: M-24	Mrs. Schade				
Second By:	Mr. Vickless				
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

- b. FYI – There is no Zoning Hearing Board meeting scheduled for December.

Mr. President, FYI – There is no Zoning Hearing Board Meeting scheduled for December.

- c. FYI – There is no Planning Commission meeting scheduled for December.

Mr. President, FYI – There is no Planning Commission Meeting scheduled for December.

- d. Consider adopting Ordinance No. 2013-1220, titled “Brentwood Borough Zoning Ordinance” which repeals and replaces the Borough’s existing zoning ordinance and map.

Mr. President, I move to adopt Ordinance No. 2013-1220, titled “Brentwood Borough Zoning Ordinance”, which repeals and replaces the Borough’s existing zoning ordinance and map.

Motion By: M-25		Mrs. Schade			
Second By:		Mr. Frombach			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, “Motion carried.”

President Johnson thanked the Planning Commission members for their dedication regarding this important ordinance.

- e. Consider extending the GeoPlan Service Agreement from January 2014 through December 31, 2014.

Mr. President, I move to extend the GeoPlan Service Agreement from January 2013 through December 31, 2014.

Motion By: M-26		Mrs. Schade			
Second By:		Mr. Carnevale			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, “Motion carried.”

- f. Other Items

12. Park and Recreation Committee – Mr. Frombach

- a. Consider Recreation Director’s Monthly Report for the period ending November 30, 2013.

Mr. President, I move to approve the Recreation Director’s Monthly Report for the period ending November 30, 2013.

Motion By: M-27		Mr. Frombach			
Second By:		Mr. Schade			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, “Motion carried.”

- b. BAA/Brentwood Travel League - Update

Question By/Topic:	<p>Mr. Frombach: Individuals from the BAA and the BATA league met with Manager Zboyovsky with no type of resolution or agreement to the issue. I was not at the meeting.</p> <p>Manager Zboyovsky: I met with both parties and discussed the issue on the current program and ways to improve. Ultimately they reached a stalemate on how to work together. That is my understanding.</p> <p>Mr. Vickless: Was there any progress made?</p> <p>Manager Zboyovsky: The BAA project is to create a new travel league to take part of the committee of the commissioner. The rebuttal was that sounds good but make it carry some weight, we need authority to make decisions. BAA said we could create the possible. BAA feels they are running a good program and not make changes without the By-laws changed and reconstruction of the organization.</p>
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- c. Consider BAA request from BAA President Jim Attanucci to renew permit to park his vehicle a 2013 Nissan Maxima (Black) License No. 6N1112 into Brentwood; Park for the 2014 BAA Season.

Mr. President, I move to approve the request from BAA President Jim Attanucci to renew permit to park his vehicle a 2013 Nissan Maxima (White) License No. 6N1112 into Brentwood Park for the 2014 BAA Season.

Motion By: M-28		Mr. Frombach			
Second By:		Mr. Schubert			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

- d. Consider awarding Allegheny Fence to install fencing around the new Basketball Court for \$7,340.00.

Mr. President, I move to award Allegheny Fence to install fencing around the new Basketball Court in the amount of \$7,340.00.

Motion By: M-29	Mr. Frombach
Second By:	Mr. Schubert
Question By/Topic:	<p>Mr. Schubert: Where will the fence stop in relation to the high school, down to the court?</p> <p>R. Mackewich: Yes. There is a gang box, yes, and there will be an opening there.</p> <p>Mr. Carnevale: Does it tie into the existing fence?</p> <p>R. Mackewich: Yes, The fence is 8' high.</p> <p>Mr. Carnevale: Is that fence high enough, I think we may need a bigger fence.</p> <p>R. Mackewich: This was the height that was discussed with Mr. Sauer and Mr. Vento, etc.</p>

President Johnson called for a vote

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried."

e. Other Items

13. Public Safety Committee – Mr. Zimmerman

- a. Accept the Police Chief’s report for period ending November 30, 2012.

Mr. President, I move to accept the Police Chief’s Report for the month of November 2012.

Motion By: M-30		Mr. Zimmerman			
Second By:		Mrs. Schade			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, “Motion carried.”

- b. Consider Resolution No. 2013-44, Accepting and Approving the Collective Bargaining Agreement Between the Borough of Brentwood and the Teamsters Local Union No. 205 Representing the Brentwood Borough Clerical Employees for the Period From January 1, 2014 through December 31, 2017.

Mr. President, I move to adopt Resolution No. 2013-44, Accepting and Approving the Collective Bargaining Agreement between the Borough of Brentwood and the Teamsters Local Union No. 205 Representing the Brentwood Borough Clerical Employees for the Period from January 1, 2014 through December 31, 2017.

Motion By: M-31		Mr. Zimmerman			
Second By:		Mr. Frombach			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, “Motion carried.”

Mr. Zimmerman stated he would like to thank the residents for the four (4) years he served as a Councilman. I’ve enjoyed it and would thank my colleagues for their support and thank the department heads that made everything possible. It was my Delight my best thank you very much. The up in coming Council and new Mayor God support and bless you as you take on your new job.

c. Other Items

14. Community Affairs Committee – Mr. Carnevale

- a. Consider authorizing Borough Staff to investigate the following: a.) when and how were the two (2) “older” baseball fields constructed and paid for; b.) who installed the lights on the “older” ball field? c.) how is the electricity for the lights paid?

Mr. President, I move to authorize Borough Staff to investigate the following: a.) when and how were the two (2) “older” baseball fields constructed and paid for; b.) who installed the lights on the “older” ball field? c.) how is the electricity for the lights paid?

Motion By: M-32	Mr. Carnevale
Second By:	Mr. Vickless
Question By/Topic:	<p>Mr. Schubert: This will take you a lot of Borough time. For what reason?</p> <p>Mr. Carnevale: Do you know when and why the fields were built? I have read all the records and I went through them. Lights for the ball fields in 1995 both installed by the BAA.</p> <p>Mr. Carnevale: Everybody comes up and has to ask Council; the fields and everything down there belongs to the Borough. To go and to do something you must have approval by the Borough. Why did they put everything up? The Borough had the responsibility to do it.. He should ask us at all times. Part of the agreement is the lights should be at the police department.</p> <p>Mr. Schubert: I disagree with this.</p> <p>Mr. Carnevale: Get back to the bills; it is what the contract says.</p> <p>Mr. Schubert: This is a waste of Borough time.</p> <p>President Johnson: In the late 70’s early 80’s for the baseball fields.</p> <p>Mr. Frombach: Do all this research for what purpose and to serve, we can’t change what was done in the last 20 years. If approved or not, it is a lot of time spent. Look today and move forward.</p> <p>Mr. Carnevale: Sometimes you have to look behind before you move forward to see where you made your mistake.</p> <p>Mr. Vickless: There are claims that certain organizations made changes whether according to the Borough, permitting with the Borough and if they received proper approvals. It is relevant with the issues we do in five minutes, what is said is unverifiable.</p>

President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade		X	Mr. Schubert		X
Mr. Zimmerman		X	Mr. Frombach		X
Mr. Carnevale:	X		Mr. Johnson		X
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion denied." 5 NAYS. 2 AYES.

Question By/Topic:	Mr. Carnevale: I want to know about the track and I will get to the bottom of this; I'll get a Right To Know petition to look at this if I have to get my own lawyers.
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15. Special Committees – None.

16. Old Business – None.

17. New Business –

- a. Consider Resolution No. 2013-46, "Amending, in limited part, the Personnel Policies & Procedures Manual"

Mr. President, I move to adopt Resolution No. 2013-46, "Amending, in limited part, the Personnel Policies & Procedures Manual".

Motion By: M-33	Mr. Schubert				
Second By:	Mr. Vickless				
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		
Solicitor Daley			Manager Zboyovsky		

President Johnson said, "Motion carried."

b. Mr. President, I move to honor the request of the BAA dated September 12,2013 to transfer the permits to Windsor field and Dailey field for the new ball fields.

Motion By: M-34	Mr. Schubert
Second By:	Mrs. Schade
Question By/Topic:	<p>Mr. Carnevale: There is no way I will approve this until we get all the notes? I have looked at everything and everything on the request is not on the track. I (inaudible) before me and tell the truth. He had the time from 1999 for field time would go to 2021. Look for field time already had 2007 to 2011 then to 2013. He had a lot of mistakes comes to the concession stands and fields. These fields belong to the Borough. We do not want to deny anybody to the rights of the fields. If the fields were cut in half by the Recreation Committee when handled in the requests, someone gets the 50% and other 30%; that is the way that goes down on that especially when people want the times. We put up the money \$2.5 million dollars. I don't see that anybody has the right just for Council to give the time.</p> <p>Mr. Vickless: No, basically we are allowing one (1) organization to monopolize all the fields in the Borough. This is discrimination against community members by not allowing any time on the field. In the letter I received tonight there are agreements he made with other people. It should not be up to Jim Attanucci to use the field; that responsibility rests with Council and the Recreation Director. With this request it gets over 9,000 hours of field time, 325 participants with ten on a team, that is over 300 hours per team per years. On top of that the grant funding we put 1.390 million dollars of grant funding in jeopardy, money discriminating for other non-profits, community fields that would be used by the community. Every field available is to one (1) organization, discriminating against everybody else in the Borough accept for one (1) organization. Last month the organizations set to work out an agreement then come back to Council, the Dukes, BASA, Why he needs 9,000 hours, for 30 teams. This is junk.</p> <p>Mr. Schubert: We have a Tee-ball field; there are only four (4) fields.</p> <p>Mr. Schubert: He had the permits for Windsor and Dailey and we moved them into construction, there are 325 kids in the community.</p> <p>Mr. Vickless: We didn't build new fields; we are giving one (1) organization (inaudible) fields.</p> <p>Mr. Schubert: Discussion regarding the time and the dates of the permits.</p> <p>President Johnson: In my opinion, Mr. Attanucci has served for 30-35 years. Individuals that have a disagreement with Jim Attanucci it is mostly a personality conflict. My opinion is it's a personality conflict and the only ones hurt are the kids. Have the adults get together and resolve this problem. We have no idea what grants we would lose. A community park, 325 kids on the ball field with the kids, you have a</p>

	<p>good part of the community. The ideal is the adults get together for the kids to not get hurt; shame on them because of personalities.</p> <p>Mr. Carnevale: I disagree with you. I have not taken anything away from the BAA. If everyone has registration done by a certain time, then have it done by a certain date. BAA wants full control until 2017; he can control that part; we can control these two (2) fields. BAA & J. Attanucci he better come before this Council or he isn't going to get anything.</p>
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President Johnson called for a vote.

Mr. President, I move to table the motion until January to have the organizations meet and work out an agreement until the adults can work out an agreement on it.

Motion By: M-35	Mr. Vickless
Second By:	Mr. Carnevale
Question By/Topic:	Solicitor Daley: There are no comments on a tabled motion. You will now vote to table the motion

President Johnson called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert		X
Mr. Zimmerman	X		Mr. Frombach		X
Mr. Carnevale:	X		Mr. Johnson		X
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, "Motion carried." 4 AYES. 3 NAYS.

Question By/Topic:	<p>Mr. Carnevale: Those fields belong to the Borough. Everybody has the right to use the fields.</p> <p>Solicitor: Anybody comments on this tabled motion can be commented at the citizen part, when everything else is over.</p>
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Mr. Vickless stated the Council and Police Chief collectively purchased a small gift for President Johnson and Councilman Zimmerman personally as a group thanking them for their time away from their families and their dedication for serving the Borough.

President Johnson: I would like to thank the residents of the Borough for allowing me to serve them. It was a good four (4) years, a good learning experience; I want to thank the full time employees and Borough Manager, without them this Borough wouldn't be here. Thank you.

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

a. Dave Greiner, Rockwood Dr., came before Council regarding signage in the park, no billboards allowed. Instead of corporate signs, possibly put the sponsor on a football helmet, or advertise on a shirt, megaphone, and soccer ball and to display the advertising of each sport. It would all be “school related” school colors, it would be “sport related”.

Ms Simmons: Carik Signs suggested that if you like he would make a draft of the fence and put it on the fence as a visual look. I could have him do that.

b. Greg Rosen, Dalewood St., came before Council regarding the baseball fields, stating it is a conflict of personalities. It is my belief, I have two (2) children in the BAA to coach my children there is a conflict of interest. I think it is wrong, it is about the children. That organization is not about the children. It is a public field and everyone has the right to use that field, leave it open to the public.

Mr. Schubert: The permit shouldn't work that way; the community as a whole can complain about that. Over the last couple months, this is the first I heard about it to this extent. Whatever organization is their permit it has to be addressed.

c. Michael Beauregard, Outlook St. came before Council stating as a parent and member of the BAA, there were two (2) fields this year due to construction; What would he do for the four (4) fields if not used all the time? No one is going to use it, but he has those permits.

19. Adjournment. The meeting adjourned at 9:00 P.M.

Motion By: M-36		Mr. Vickless			
Second By:		Mr. Zimmerman			
Member	AYE	NAY	Member	AYE	NAY
Mrs. Schade	X		Mr. Schubert	X	
Mr. Zimmerman	X		Mr. Frombach	X	
Mr. Carnevale:	X		Mr. Johnson	X	
Mr. Vickless	X		Mayor Lockhart		

President Johnson said, “Motion carried.”

Respectfully submitted,

Mary Lou Garase
Administrative Assistant

12-10-13 Regular Meeting Minutes

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 – 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.

PUBLIC PARTICIPATION GUIDELINES

The Borough of Brentwood welcomes Public Participation during their Council Meetings. They ask however to please follow the Council Rules & Procedures when addressing Council.

§ 14-14. Public participation; enforcement of decorum.

- A. The Borough shall provide those in attendance a reasonable opportunity to address the Council on any agenda item or any matter of concern, official action, or deliberation which may come before council. This privilege shall occur during the part of the agenda entitled "Public Privilege of the Floor."
- B. Speakers must stand. Speakers are requested to give their name, address and organization, if any. Speakers must be recognized by the Chairman. During the first segment of the meeting designated "Public Comment on Agenda Items," speakers may speak only once and will be advised by the Borough Manager when three (3) minutes have expired. Speakers are requested to conclude their remarks at that time. During this segment speakers are only to comment on specific items on the agenda.
- C. The first segment will end no later than 30-minutes after commencement in order to allow the borough business to begin in a timely and reasonable manner. Further questions or statements can be carried over to the second segment.
- D. During the second segment of the meeting designated "Public Comment on Non-Agenda Items" speakers may speak only once and are requested to limit their remarks to three (3) minutes. Speakers will be advised by the Borough Manager when three (3) minutes have expired. Speakers are requested to conclude their remarks at that time.
- E. In the case of a non-agenda item, citizens are requested, but not required, to present the matter to a member of the Council or Borough Manager in an attempt to resolve the matter beforehand.
- F. When a group of persons wishes to address the Council on the same subject matter, it shall be proper for the Chairman to request that a spokesperson be chosen by the group to address the Council and to limit the number of persons addressing the Council on the same matter so as to avoid unnecessary repetition.
- G. If the Chairman determines that there is not sufficient time at the meeting, the comment period may be deferred to the next regular meeting or special meeting occurring in advance of the next meeting.
- H. All remarks shall be addressed to the Council as a body and not to any member thereof. Speakers shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste. Interested parties or their representatives may address the Council by written communications. Written communications shall be delivered to the Secretary or his or her designee.
- I. Each "public comment period" segments are intended to afford citizens an opportunity to (express opinions) and to bring important matters to the attention of the Borough Council. Although they may, nothing herein shall require the President of Council or the Council to answer questions or engage in debate at any Borough Council meeting.