



# THE BOROUGH OF BRENTWOOD

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

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

## BOROUGH OF BRENTWOOD OCTOBER 27, 2014 – REGULAR MEETING MINUTES 7:30 P.M.

As part of Brentwood's continuing efforts to promote a Transparent Government as well as environmentally friendly initiatives, copies of the Reports, Bills, 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. Note: Minutes will be provided on the web site once they are officially approved.

### EXECUTIVE SESSION: 6:30 P.M.

- 1. Call to Order.** The Regular Council meeting was called to order at 8:35 P.M. President Vickless stated the Executive Session was conducted prior to the meeting to discuss personnel matters. No votes were taken. President Vickless apologized for the lateness of the meeting.
- 2. Pledge of Allegiance.** The Pledge of Allegiance was recited by all present.
- 3. Roll Call.**

Member	Present	Absent	Member	Present	Absent
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy	X	
Solicitor Levine	X		Manager Zboyovsky	X	

### Special Presentations - NONE

- 4. Public comments on Agenda items only. Please limit remarks to 3 minutes.**
  - Charlie Johnson, 3402 Willett Rd., came before Council regarding Item 17a; questioned if any discussion will be on this matter from Council or from the audience.

Solicitor Levine: This is a personnel matter, there will be a motion made. There will be no discussion from the audience. No. None from the Council. It is a personnel matter with an individual employee of the Borough and there was discussion on this in Executive Session. There will be no discussion during the meeting; there will be a motion.

Mr. Johnson: What did it cost the Borough for the investigation?

Manager Zboyovsky: I would have to look at the invoices

Mr. Johnson: Referred to the article in the South Hills Record regarding the fee that it is no more than 45,000 per the article from the South Hills Record. Also mentioned several other items

Solicitor Levine: There will be no comment; it is a personnel matter, no comment and a motion will be made.

**5. Communications.** None.

**6. Department and Borough Managers Reports: - (The Following Reports are provided on the Borough's Web Site.)**

a. Public Works Department

Question By/Topic:	Mr. Carnevale: Mr. Mackewich are all the vehicles in the DPW are being taken care of and maintained?  Mr. Mackewich: Yes. we maintain the vehicles routinely  Mr. Carnevale: Do we test every street when paving/construction so the water runs down the way it should?  Mr. Mackewich: Yes, there is a punch list and we follow that with the newly paved streets as checked..
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b. Building/Code Department

Question By/Topic:	Mr. Carnevale: Mr. Costa are the shrubs on Lawnwood Avenue, were they taken care of?  Mr. Costa: We send a letter out but we have to view the conditions prior to the letter being sent.
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- c. Engineering
- d. Parks and Recreation Department
- e. Police Department
- f. EMS
- g. Brentwood Volunteer Fire Company
- h. Solicitor
- i. Finance Department
- j. Borough Manager

**7. President’s Report** – President Vickless reported the following:

- a. The Borough has been awarded the ARLE grant in the amount of \$162,000.00 to upgrade the intersection of Brownsville Road and Willock Road. There is no Borough match or share unless the project exceeds this amount.
- b. SHACOG CD 41 for the Civic Center ADA Grant is approximately. \$42,000 towards the estimated \$50,000 project.

**8. Mayor’s Report** – Mayor. Dennis Troy reported the following:

- a. Halloween for Tricks or Treats will be on Friday, October 31, 2014 from 6:00 P. M to 8:00 PM.
- b. Congratulations to Nicholas Balkovec, a Brentwood resident, on earning the Rank of Eagle Scout in Troop 296. Mayor Troy presented Nicholas with a congratulatory letter.

**9. Administrative and Finance Committee – Mr. Dean Trent**

- a. Consider Minutes of the: September 16, 2014 Agenda Council meeting.

***Mr. President, I move to approve the Minutes of the September 16, 2014 Agenda Council Meeting as submitted.***

Motion By: M-1		Mr. Trent			
Second By:		Mr. Schubert			
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, “Motion carried.” ALL AYES.

- b. Consider Minutes of the: September 22, 2014 Regular Council meeting.

***Mr. President, I move to approve the Minutes of the September 22, 2014 Regular Council Meeting as submitted.***

Motion By: M-2		Mr. Trent			
Second By:		Mr. Schubert			

Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES.

- c. Consider Minutes of the: October 13, 2014 Budget Workshop No. 1

***Mr. President, I move to approve the Minutes of the October 13, 2014 Budget Workshop No. 1 as submitted.***

Motion By: M-3	Mr. Trent
Second By:	Ms Fox
Question By/Topic:	Mr. Carnevale: That was changed, the increase in the reserve to 25% it was changed in 2014 through Act 37. We can go 5% up to 25%. It should be changed in the Minutes. That is the latest edition.

President Vickless called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES.

Mr. Trent continued.

- d. Consider the Treasurer's Report for Period Ending September 30, 2014.

***Mr. President, I move to accept the Treasurer's Report for the Period Ending September 30, 2014.***

Motion By: M-4	Mr. Trent
Second By:	Mr. Schubert

Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- e. Consider Manager's Report for the Period Ending September 30, 2014.

***Mr. President, I move to accept the Manager's Report for the period Ending September 30, 2014.***

Motion By: M-5	Mr. Trent				
Second By:	Mr. Frombach				
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- f. Consider ratifying payment of the bills from September 01, 2014 through September 30, 2014 from the following Borough Fund Accounts:

1. General Fund in the amount of **\$442,209.92**
2. Sanitary Sewer Fund in the amount of **\$110,077.48**
3. Brentwood Park Fund in the amount of **\$357,625.92**
4. Capital Improvement Fund in the amount of **\$17,950.50**
5. Liquid Fuels Fund in the amount of **\$0.00.**
6. Non-Uniform Pension Fund in the amount of **\$584.85**
7. Police Pension Fund in the amount of **\$21,574.48**

***Mr. President, I move to ratify the payment of the bills from September 01, 2014 through September 30, 2014 from the following Borough Fund Accounts:***

- 1. General Fund in the amount of \$442,209.92**
- 2. Sanitary Sewer Fund in the amount of \$110,077.48**
- 3. Brentwood Park Fund in the amount of \$357,625.92**
- 4. Capital Improvement Fund in the amount of \$17,950.50**
- 5. Liquid Fuels Fund in the amount of \$0.00.**
- 6. Non-Uniform Pension Fund in the amount of \$584.85**
- 7. Police Pension Fund in the amount of \$21,574.48**

Motion By: M-6		Mr. Trent			
Second By:		Mr. Carnevale			
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- g. Consider Resolution No. 2014-63; 2015 Police Pension Plan Contributions

***Mr. President, I move to adopt Resolution No. 2014-63, setting the 2015 Police Pension Plan Contributions at 5% of compensation.***

Motion By: M-7		Mr. Trent			
Second By:		Mr. Schubert			
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- h. Consider Adopting Ordinance No. 2014-1230; Police Pension Plan

***Mr. President, I move to adopt Ordinance No. 2014-1230; amending certain provisions of the Police Pension Plan or program applicable to the police employees of the Borough and to restate in its entirety such pension plan or program.***

Motion By: M-8	Mr. Trent
Second By:	Dr. Pasquantonio
Question By/Topic:	Mr. Carnevale: The State will no longer guarantee the police pension fund. I don't know how it will work. We have to ask that at the pension meeting.  President Vickless: Please report back to Council regarding the information he receives at the Pension Board meeting.

President Vickless called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- i. Consider Adopting Ordinance No. 2014-1231; Non-Police Pension Plan

***Mr. President, I move to adopt Ordinance No 2014-1231; amending certain provisions of the Non-Police Pension Plan or program applicable to the employees of the Borough and to reinstate in its entirety such pension plan or program.***

Motion By: M-9	Mr. Trent
Second By:	Mr. Carnevale

Question By/Topic:	Mr. Carnevale: This isn't nearly funded as the police pension fund. We have to watch this if three (3) people retire at once.
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President Vickless called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

**j. Mr. President: The Second 2015 Budget Workshop will be held on Monday, November 10<sup>th</sup> beginning at 6:00 PM.**

k. Consider Renewing Healthcare Insurance with UPMC for the Period of December 1, 2014 through November 30, 2015.

**Mr. President, I move to approve the Healthcare Insurance Renewal with UPMC with the HAS 2500/100 High Deductible Plan for the Period of December 1, 2014 through November 30, 2015.**

Motion By: M-10	Mr. Trent				
Second By:	Mr. Carnevale				
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

l. Other Items

**10. Public Works Committee – Mr. Rich Schubert**

a. Accept the Public Works Supervisor's report for period ending September 30, 2014.

**Mr. President, I move to accept the Public Works Supervisor's report for the period ending September 30, 2014.**



Motion By: M-11	Mr. Schubert				
Second By:	Ms Fox				
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- b. Accept the Engineer's report for the period for ending September 30, 2014.

***Mr. President, I move to accept the Engineer's report for the period ending September 30, 2014.***

Motion By: M-12	Mr. Schubert				
Second By:	Ms Fox				
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- c. Consider Resolution No. 2014-64; Procedure for the Sale of Surplus Borough Property.

***Mr. President, I move to adopt Resolution No. 2014-64; Procedure for the Sale of Surplus Borough Property.***

Motion By: M-13	Mr. Schubert				
Second By:	Mr. Trent				
Question By/Topic:	Mr. Carnevale: Will this be on the website and advertised in the South Hills Record?				
	Manager Zboyovsky: We will use all avenues available. There are a lot				

	of items.
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President Vickless called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

**d. Mr. President, Just a reminder that Leaf Collection begins October 27, 2014 and continues through November 21, 2014.**

e. Other Items

Question By/Topic:	Mr. Carnevale: Are we going to reschedule Redd Up Day?  Manger Zboyovsky: It was organized by the University of Pittsburgh, they apologized. We will have it next year.
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**11. Zoning and Ordinance Committee – Ms. Stephanie Fox**

a. Consider the Building Inspector’s monthly report for the period ending September 30, 2014.

***Mr. President, I move to accept the Building Inspector’s monthly report for the period ending September 30, 2014.***

Motion By: M-14	Ms Fox				
Second By:	Mr. Carnevale				
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- b. ***Mr. President, A Public Hearing will be scheduled for Monday, November 24, 2014, at 7:00 P.M. prior to the Council meeting associated with commentary related to Planning Commission Case No. 2014-03, which is related to a request for the rezoning of the properties at 110 Burdine Ave., 111 Wainwright Ave., and 113 Wainwright Ave from R1 (single family residential) to MUN (Mixed Use).***
- c. Other Items

**12. Park and Recreation Committee – Mr. John Frombach**

- a. Consider the Recreation Director’s monthly report for the period ending September 30, 2014.

***Mr. President, I move to accept the Recreation Director’s monthly for the period ending September 30, 2014.***

Motion By: M-15	Mr. Frombach				
Second By:	Mr. Schubert				
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, “Motion carried.” ALL AYES

- b. Consider Authorizing the Borough Manager to offer an unpaid Internship to Ms. Kimberly Milius to work with the Parks & Recreation Director as part of her School Credit requirement at Slippery Rock University from January 26, 2015 to April 17, 2015.

***Mr. President, I move to authorize the Borough Manager to offer an unpaid Internship to Ms. Kimberly Milius to work with the Parks & Recreation Director as part of her School Credit requirement, of 480 hours, at Slippery Rock University from January 26, 2015 to April 17, 2015.***

Motion By: M-16	Mr. Frombach				
Second By:	Mr. Trent				

Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- c. Consider Resolution No. 2014-66; CD Year 41 Civic Center ADA

***Mr. President, I move to adopt Resolution No. 2014-66; authorizing the Borough to file an application for funds with the Allegheny County Department of Economic Development to renovate and improve the Brentwood Civic Center to bring make the restrooms and entrance ways ADA compliant.***

Motion By: M-17	Mr. Frombach				
Second By:	Mr. Trent				
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- d. FYI - Parks & Recreation Committee Meeting

***Mr. President, the Park & Recreation Committee will be conducting a Committee Meeting on Thursday, November 13<sup>th</sup>, 2014 at 6:00 PM.***

- e. Other Items

### 13. Public Safety Committee – Mr. Pasquale Carnevale

- a. Consider the Acting Police Chief's monthly report for the period ending September 30, 2014

***Mr. President, I move to accept the Acting Police Chief's monthly report for the period ending September 30, 2014.***

Motion By: M-18	Mr. Carnevale				
Second By:	Ms Fox				
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless	X	
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- b. Consider **Resolution No. 2014-67**; Appointing Harold M. Smith, Jr., as Alternate No. 2 to the Brentwood Civil Service Commission.

***Mr. President, I move to adopt Resolution No. 2014-67, appointing Harold M. Smith, Jr. as Alternate No. 2 to the Civil Service Commission, effective immediately for a six (6) year term which expires on December 31, 2020.***

Motion By: M-19	Mr. Carnevale				
Second By:	Ms Fox				
Question By/Topic:	Mr. Carnevale: I don't know if anybody else wants this position. I did make this motion; I should have held it off until next month. There are people that want it. We should have as many people as we can look at this position. We could put one on next month.				

***Mr. President, I move to table Resolution No. 2014-67 until next month and look at other applications.***

Motion By: M-20	Mr. Frombach				
Second By:	Mr. Schubert				

President Vickless called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless		X
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." 6 AYES. 1 NAY.

- c. Other Items

**14. Community Affairs Committee** – Dr. Robert Pasquantonio. The following are informational items:

- a. ***Mr. President, The Brentwood Library Centennial Book Launch “Brentwood” Saturday, November 8, 2014 from 12 Noon to 2:30P.M.***
- b. ***Mr. President, The BBOA/Brentwood Light-Up Celebration will be held on Saturday, November 22, 2014 from 4:00 P.M. to 7:00 P.M.***
- d. Other Items

**15. Special Committees** –

- a. Funding & Development Committee [S. Fox, D. Trent, and M. Vickless]
  - i. Update: Meeting to Interview Summa Development – Need to schedule a date.

Manager Zboyovsky: A meeting has been scheduled for Thursday, October 30, 2014 at 7:00 P.M. This is a public meeting that was advertised.

- ii Mr. Carnevale: I would like the Mayor, Acting Chief and the vendors and the electricians meet to make sure the necessary power is ready. I would also like to be there.

- iii. The Bleacher Committee: President Vickless: We were able to have the last two (2) Brentwood High School Spartan football and soccer team play on the stadium field. The feedback was fantastic, the comments were very positive. I thank everyone on the Bleacher Committee, the previous members of the Council, the BPI members, and the previous Mayor that were involved. This gave us the opportunity to move forward with the Bleacher Committee and change the stadium. Everything so far has been positive and very impressive.

**16. Old Business** – Mr. Schubert: We have two officers going through probation period; if not recommended they are automatically on record. I agree one (1) of the police officers should not be hired.

President Vickless: Your comments are noted.

**17. New Business –**

- a. Consider **Resolution No. 2014-68**; Personnel Related

Mr. President, I move to extend the suspension with pay to Robert Butelli through November 30, 2014 as in Resolution No. 2014-62..

Motion By: M-21	Dr. Pasquantonio				
Second By:	Mr. Carnevale				
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless		X
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES

- b. Consider **Resolution No. 2014-69**; Taking Action to Obtain Favorable Federal Income Tax Treatment for its Lease Purchase Agreement with PNC Financial Equipment, LLC.

***Mr. President, I move to adopt Resolution No. 2014-69; Taking Action to Obtain Favorable Federal Income Tax Treatment for its Lease Purchase Agreement with PNC Financial Equipment, LLC.***

Motion By: M-22	Mr. Schubert
Second By:	Mr. Carnevale
Question By/Topic:	Mr. Schubert: Tis is related to the Lease Agreement with PNC for the two (2) DPW vehicles.  President Vickless: Yes.

President Vickless called for a vote.

Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless		X
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES.

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

a. Mr. Ken Lockhart, 3502 Shadewell Ave., came before Council commenting on Police Chief Robert Butelli regarding his length of time on suspension, the Civil Service Commission Public Hearing, etc. Also questioned the fee for the private investigator, the cost for the Borough Solicitor and the fee for the Civil Service Commission Attorney. This will be well over \$100,000 dollars for this witch hunt.

**19. Adjournment.** The meeting adjourned at 9:15 P.M.

Motion By: M-23		Ms Fox			
Second By:		Mr. Schubert			
Member	AYE	NAY	Member	AYE	NAY
Mr. Trent	X		Ms Fox	X	
Mr. Carnevale	X		Mr. Schubert	X	
Mr. Frombach	X		Mr. Vickless		X
Dr. Pasquantonio	X		Mayor Troy		

President Vickless said, "Motion carried." ALL AYES.

Respectfully submitted,

Mary Lou Garase  
Administrative Assistant

*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.*