

**BOROUGH OF BRENTWOOD
MINUTES OF THE AGENDA MEETING
TUESDAY, JUNE 10, 2008**

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EXECUTIVE SESSION: President Lieb stated no votes were taken in Executive Session.

1. CALL TO ORDER: - The Agenda meeting on Tuesday, June 10, 2008 was called to order by Council President Jay Lieb at 7:30 P.M.

2. PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited by all those present.

3. ROLL CALL: The following answered roll call: President Lieb, Vice President Ann Schade, Mrs. Dawn Synborski, Mr. Richard Bender, Ms Janice Boyko, Mr. Mario Richards and Mr. David Wenzel.

ALSO PRESENT: Mayor Kenneth E. Lockhart, Solicitor George Gobel, Manager George Zboyovsky and Administrative Assistant Mary Lou Garase.

President Lieb stated this meeting was advertised in the newspaper as a voting session and Council will take action on the following three legislative items this evening:

- a. Authorize to exonerate the Real Estate Tax Collector. (Resolution No. 2008-16)
- b. Award a Bid to Pampena Landscape & Construction for the Wainwright Avenue Wall and Walkway Repair Project.
- c. Hiring of a full-time police officer.

President Lieb stated the advertisement was placed in the newspaper giving notice that Council will be taking action this evening. President Lieb said comments will be taken on these items when Council takes action on these items this evening.

4. PUBLIC COMMENTS: President Lieb stated we will now have Public Comments on Agenda items only and request you limit your remarks to three (3) minutes.

President Lieb stated we continue with the recently adopted Rules of Procedure and I have been lenient with the citizens' right to comment at the Borough Council meeting; however, when the citizens begin to abuse their rights by making personal attacks on members of this Body, then it is time to more closely enforce these Rules and Procedures. President Lieb said individuals in the audience can come up to the microphone one time and comment for three minutes on anything on the Agenda. At the end of the meeting, the individuals can comment on any Brentwood Borough business and speak for three minutes.

- 1. Pat Carnavale, Shadewell Ave., came before Council regarding the following:
 - a. Revenue collection. Mr. Carnavale stated the Sewage and Delinquent Sewage is a separate fund, the Sewage Fund. Therefore, the Sewage and Delinquent

Sewage revenues should be more specific and not grouped with the General Fund.

- b. Exoneration of the Real Estate Tax Collector.
- c. The Department and Borough Manager Report: The reports are not available for the Agenda meetings. The department heads submit their reports to Council prior to the Council meeting, to be more up-to-date.

Councilman Wenzel stated the Agenda meeting sets up the Agenda for the Council meeting. This Agenda states there will be reports from the individual departments. (No. 6- a through f.) Mr. Wenzel stated he can question the department heads at the Council meeting after they give their reports.

At this time, Mr. John Slater came before Council representing Economic Development South, (EDS) and secondarily the Brentwood, Baldwin Whitehall Chamber of Commerce (BBWC) and the Brentwood Business Owners Association (BBOA) regarding the Plan created by the Urban Design Ventures describing the 17 commercial areas, residential areas, and suggests a course of action addressing blight conditions. (Redevelopment Plan.) A copy will be in the Municipal Building for review and for all of Council. At this time, a copy was given to President Lieb and Manager Zboyovsky. Mr. Slater stated as volunteers on this project; within a year, the intent is to hire an Executive Director to implement the plan. Mr. Slater requested Council review the plan and requested he return in September for comments. A discussion ensued.

5. COMMUNICATIONS: Manager Zboyovsky stated a solicitation permit was approved for APEX Alarm which will be going door to door soliciting personal alarm systems beginning today through the end of June. The solicitors will have identification and they are not to solicit after dusk.

6. DEPARTMENT AND BOROUGH REPORTS - Manager Zboyovsky stated the following reports will be accepted at the Council meeting:

- Public Works Supervisor's monthly report.
- Building Inspector's monthly report.
- Engineer's monthly report.
- Police Chief's monthly report.
- Solicitor's monthly report.
- Borough Manager's monthly report.

Manager Zboyovsky stated if residents have questions on the reports, they may comment or ask questions at the designated time near the end of the meeting.

7. MAYOR'S REPORT—Mayor Lockhart stated he submitted an order today to the Dispatch Center downstairs. The Dispatchers on the Daylight and 3:00 P.M. to 11:00 P.M., shifts are to have the blinds up half way so the residents can see that there is a

dispatcher there. The reason is on the earlier shift, someone came into the police department and rang the buzzer; the dispatcher on daylight never opened the blind far enough and they were talking through the blind. If that were me, I would have said who I am talking to! When that happened, I went to the Police Chief and put an order in and that is why you see the blind half open. President Lieb said it was up this evening. Mayor Lockhart said with the blind up the residents can see the Dispatcher; and, when the blind was down, the residents would go to the Administrative Office with police matters. Now, with the blind up half way, there will be no confusion. Thank you.

8. ADMINISTRATIVE AND FINANCE COMMITTEE – Mr. Bender stated the following will be considered and acted upon at the Council meeting:

- a. Approve Minutes – Council meeting May 27, 2008
- b. Ratify the Payment of Bills from the General Fund.
- c. Ratify the Payment of Bills from the Sewer Fund.
- d. Ratify the Penn Vest Bond Issue.
- e. Ratify the Payment from the Highway Aid Fund.
- f. Ratify the Non-Uniform Pension Fund.
- g. Ratify the Police Pension Fund.
- h. Accept the Revenues: Real Estate, Delinquent Real Estate, Earned Income, Local Service Tax, District Magistrate, Sewage and Delinquent Sewage.

Mr. Bender stated the Sewage and Delinquent Sewage will be separate line items.

M-1 Motion by Mr. Bender, seconded by Mrs. Synborski and duly carried that Council adopt Resolution No. 2008-16, ‘EXONERATING THE TAX COLLECTOR OF THE BOROUGH OF BRENTWOOD, NAMELY FAY BOLAND FOR THE TAXABLE YEAR OF 2007 IN ACCORDANCE WITH THE TAX COLLECTOR’S REPORT WHICH WAS DATED JUNE 6, 2008 FOR TAXES FOUND TO BE DELINQUENT IN THE AMOUNT OF \$156,873.61. (Note: Said delinquent taxes have been turned over to the Borough’s Delinquent Tax Collector, Berkheimer Tax Administrators.)’
ALL AYES. President Lieb said, “Motion carried.”

9. PUBLIC WORKS COMMITTEE – Mrs. Synborski stated she will accept the Public Works Report for the month of May.

M-2 Motion by Mrs. Synborski, seconded by Mr. Wenzel and duly carried that Council award the Wainwright Avenue Wall Project to Pampena Landscaping & Construction, the low bidder, in the amount of \$102,934.00. ALL AYES.

10. ZONING AND ORDINANCE COMMITTEE – Mr. Richards stated he will accept the Building Inspector’s monthly report. Also, Mr. Richards stated the Zoning Hearing Board meeting will be on Wednesday, June 25, 2008 at 8:00 P.M. and there is no Planning Commission meeting in June.

11. PARK AND RECREATION COMMITTEE—Mrs. Schade stated the following will be considered at the Council meeting:

- a. The BASA is requesting to rent the Swimming Pool on Thursday, July 10, 2008 (Rain date Friday, July 11, 2008)
- b. Ms Cindy Beauregard is requesting the Civic Center for a Bridal shower on Sunday, October 12, 2008 from 1:00 P.M. to 5:00 P.M.
- c. The Brentwood Library is requesting the use of the Community Room on Tuesday, June 24, 2008 from 6:00 P. M. to 10:00 P.M., for a General Library Membership Meeting.
- d. Ms Kathleen Fencik is requesting to rent the Swimming Pool on Wednesday, June 18, 2008 for a birthday party. (Rain dates June 19th and June 20th, 2008.)

12. PUBLIC SAFETY COMMITTEE—Mr. Bender stated he will accept the Police Chief's monthly report.

M-3 Motion by Mr. Bender, seconded by Mrs. Synborski and duly carried that Council hire Officer Gary Barr for the position of Patrol Officer with the Brentwood Borough Police Department at the annual base salary of \$45,569.99 in accordance with the current labor agreement contingent upon his successfully passing a physical examination, mental evaluation and background check.

Mayor Lockhart questioned if this salary is in accordance with the five year increase? President Lieb said we hire at 75% and in accordance with the current labor agreement with Local No 205.

President Lieb called for a vote. ALL AYES. President Lieb said, "Motion carried." President Lieb requested Manager Zboyovsky notify Mr. Gary Barr.

13. SPECIAL COMMITTEES -

- BBOA—Mayor Lockhart said the PNC Park Community Day was good; however, it rained and there were not as many participating as last year.
- ACBA—Mrs. Synborski stated the Golf Outing is on July 21, 2008 at Churchill Valley Country Club. Contact Manager Zboyovsky if you plan to attend.
- LIBRARY BOARD—Mrs. Schade said no report.
- SHACOG—Mr. Wenzel stated the meeting will be held on June 19, 2008.
- WATERSHED—Ms Boyko said there is a meeting on June 12, 2008 and I will report on that at the Council meeting.

14. OLD BUSINESS—Mr. Wenzel commented, I understand, however, I was not at the last meeting, but Mr. Gobel was appointed Solicitor for the Borough of Brentwood. My feeling on this is that if he can't make a certain percentage of the meetings, how can we expect quality work from him. Mr. Gobel has to take everything back to Solicitor Xides,

second hand. I think we deserve, since we are paying top dollar, a Solicitor that will be here 99% of the time. We are back to two Solicitors' again and I think it causes confusion. I think we need to look at the fact that if Mr. Gobel is only to come to one meeting a month, then we have to look for another Solicitor. That is my opinion.

President Lieb said we have had discussion about the Solicitor's in the past, with one Solicitor we have one source of billing. This is the question of you, one bill from one Solicitor every month; and, if Mr. Gobel cannot make it, as in the past, the firm would send someone else in their place. President Lieb said all legal issues are handled through Mr. Gobel. In the past, a substitute was sent from their law firm. Mr. Wenzel questioned where Mr. Gobel is tonight? Is he attending another meeting and is that meeting ahead of our meeting? We want someone loyal to us. President Lieb said Mr. Gobel is the single Solicitor. Mr. Richards questioned where Mr. Gobel is every second Tuesday? Where is he? President Lieb said you will have to ask him. Mr. Wenzel stated yes we will ask him at the next meeting; and, if it turns out that he is at another Borough function, then we need to go out and hire another Borough Solicitor that can give us 99% of their time. Mr. Richards said I know he is on Council on Liberty Borough. Is he there? Mr. Wenzel said his business is our business. If he is not here, I want to know why he is not here. Mr. Richards questioned Solicitor Xides if he is the only one in the firm? Solicitor Xides said he has partners. A discussion ensued.

Mr. Bender stated Mr. Gobel is not here and maybe I am speaking out of turn. I want to make sure that it gets out to the public that he just saved the Borough \$30,000.00 this evening in a contract issue that pertains to everybody in the Borough. A discussion ensued.

Mrs. Synborski reminded the residents that on Saturday, June 14, 2008 from 8:00 A.M. to 2:00 P.M., it is the Brentwood Community Clean up Day in the Park. Mrs. Synborski read the flyer regarding the items that will be accepted and the items that are not accepted. Copy attached.

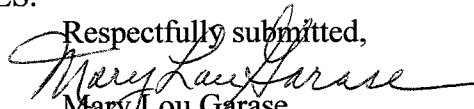
15. NEW BUSINESS – Mr. Richards questioned Mrs. Schade if she has the projections for the pool as far as the senior passes, family passes, and yearly passes? Mrs. Schade stated I don't have that information as of yet; however, it is available at the end of the season. Mr. Richards also questioned what the sales are at the Concession Stand for the first two weeks? Mrs. Schade stated she does not have the information now; however, if I knew you wanted the information, I would have had it for the meeting today. Manager Zboyovsky said the information is available and he can get the information to Council before the next Council meeting regarding how many passes were sold to date. Mr. Richards questioned who purchases the products for the Concession stand? Manager Zboyovsky said it is purchased by a Borough employee, either through a Borough credit card, purchase order or the receipt in order to be reimbursed. Manager Zboyovsky stated everything, the pool and the concession stand, accounting wise is audited annually by our certified auditors. A discussion ensued.

16. PUBLIC COMMENT - Please try to limit remarks to 3 minutes.

- a. Lisa Machado, Cloverlea St., came before Council and stated the property at 4055 Cloverlea St. is still operating as a business out of the house, there was a very large pickup today. Manager Zboyovsky stated the individual was sent a letter indicating the property owner was denied the request for the business and the operation of the business must cease and desist. Manager Zboyovsky stated it is now a matter of enforcing the ordinance, a notice of violation, and the next step would be to take them to the District Magistrate. A discussion ensued.
- b. Mr. Pat Carnavale, Shadewell Ave., came before Council regarding the following:
 1. Fee for the Swimming pool rental.
 2. Procedures for hiring police officers.
 3. SHACOG meeting requesting Mr. Wenzel to initiate a discussion on merging with Allegheny County.
 4. "Go Green" regarding new construction within the Borough.
- c. Clyde Zimmerman, Grayson Ave., came before Council regarding the following:
 1. Pool closing early due to graduation. Insert the pool phone number on the pool schedule.
 2. Possibly hire additional lifeguards to work until the end of the season. (College students leave early for school)
 3. Lie detector test for Police Officers.
 4. Weight limit signs on Brownsville Road "9 Ton Limit" sign be installed on Brownsville Road at Sankey Avenue. A discussion ensued.
- d. Jeff Balkovec, East Garden Road, came before Council regarding the following:
 1. Delinquent taxes. (Commercial/Residential on Public Record)
 2. Procedures for code violations and lien properties.
 3. Code Enforcement Officer have the right to cite and fine violators immediately, then forwarded to the District Magistrate. A discussion ensued.

Mr. Richards stated the Home Occupation was denied and the operation of that business should cease and desist immediately. Mr. Schaap was notified through the mail to cease and desist the operation of the business and was also informed he has the opportunity to reapply if circumstances change.

M-4 Motion by Mr. Wenzel, seconded by Mrs. Synborski and duly carried to adjourn the meeting at 8:45 P.M. ALL AYES.

Respectfully submitted,

Mary Lou Garase
Administrative Assistant