MUNICIPALITY OF BETHEL PARK
ALLEGHENY COUNTY, PENNSYLVANIA

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IN RE: REGULAR COUNCIL MEETING MINUTES

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COUNCIL MEMBERS

Timothy J. Moury (President)
James P. Hannan (V. President)
Joseph A. Consolmagno
Todd S. Cenci
Donald L. Harrison
James McLean
Timothy Campbell
Lorrie A. Gibbons
Mark J. O'Brien

- - - -

Municipal Manager: Laurence Christian
Police Chief: Timothy O'Connor
Mayor: Jack T. Allen

- - - -

DATE: Monday, January 13, 2020
TIME: 7:32 p.m.

PLACE: Municipality of Bethel Park
5100 West Library Avenue
Bethel Park, Pennsylvania 15102

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Reported by: Kim Simms Strnisa

ORIGINAL

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P-R-O-C-E-E-D-I-N-G-S

(Commencing at approximately 7:32 p.m.)

PRESIDENT MOURY: Okay. I'd like to call the Regular Council Meeting to order of January 13, 2020. I apologize. We're running a few minutes late.

Okay. At this time, Mr. Christian, would you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Here.

MR. CHRISTIAN: Cenci?

MR. CENCI: Here.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Here.

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Here.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Present.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Present.

MR. CHRISTIAN: McLean?

(No response was heard.)

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Here.

MR. CHRISTIAN: O'Brien?

(No response was heard.)

PRESIDENT MOURY: He got lost on his way out. Everybody laugh when he comes out, will you?

We have seven members present.

At this time, can we stand for the Pledge of Allegiance.

(The Pledge of Allegiance was recited.)

PRESIDENT MOURY: Mr. O'Brien is here.

(Laughing heard.)

PRESIDENT MOURY: Okay. We have Chair Announcements. On January 13, 2020, before we came out this evening, Executive Session of Council was conducted for personnel and legal issues.

At this time, we turn to the Reports of Officials, and the Library Director's report.

MS. MACINTOSH: Good evening. My name is Christine. I'm the director of your public library. We provide opportunities to explore, learn, create, and connect.

Over the holidays, I was home for a

few days, and I was reminded of a great service that the library provides. It's Hoopla. And Hoopla is a digital media service offered at the library that allows you to borrow movies and music to enjoy on your computer, tablet, phone or your TV.

So there's no waiting. Titles can be streamed immediately or downloaded to your phone or tablet for offline enjoyment. Movies can be borrowed for two or three days, music for seven days, and all new current stuff.

So if you're tired of paying for Netflix, Hulu, Amazon TV, you can get it free at the library with your library card.

And a few events that are coming up. Family STEM Day on Saturday, January 18. Stop in any time between 11:00 a.m. and 2:00 p.m. for hands-on activities and demonstrations incorporating science, technology, engineering, and math. All ages are welcome. But children ten and under must be accompanied by an adult. No registration is necessary.

Also on Saturday, January 18, we're having international -- or not international -- intergenerational bingo at the Residence at

Logan, located at 5851 Keystone Drive, here in Bethel Park. So, it's an opportunity for us to connect with members of another generation. It's fun for the whole family, including teens. Prizes will be awarded.

And we have sports author and historian Jim O'Brien coming to the library on Tuesday, January 21 at 7:00 p.m. He'll be here to discuss his new book Franco Rocky and Friends that provides insight into why Chuck Noll and the Steelers were the NFL team of the decade, and how Rocky and Franco fit into the picture.

So, if you want any information on these or many of the other great programs and services, you can visit the library's website, give us a call or stop on in. That is all.

PRESIDENT MOURY: Any discussion from Council?

(No response was heard.)

PRESIDENT MOURY: Thank you very much.

MS. MACINTOSH: Thank you.

Can we turn to Police Chief's Report, and Chief O'Connor.

CHIEF O'CONNOR: Mr. Mayor. Council. Hi already everybody, Chief here.

First of all, I want to thank everyone who contributed presents for the Presents from Police program for the kids at Children's Hospital. Bethel Park had a tremendous generous donation of presents.

The presents were taken out, and all the kids received presents on December the 20th. So it was a big success. And, again, just thank everyone who contributed. Thank you so much.

Also, I want to thank all those who attended the Coffee with Police on January the 3rd at the Schoolhouse Arts building. It was such a success. I think we'll make that a regular event.

How's that, Mr. Seasak (phonetic)? Good?

MR. CONSOLMAGNO: Sounds good.

CHIEF O'CONNOR: Oh, thank you.

It was his idea, that's why.

(Laughing was heard.)

CHIEF O'CONNOR: And we will have Crime Watch on Monday, February the 3rd, 7:00

p.m. at the Community Center. So hope to see you there.

And, finally, I just wanted to wish everybody a safe New Year. Thank you.

Any questions?

PRESIDENT MOURY: Any questions?

Hearing none; can we turn to the Fire Chief's report. And we've got two special guests here tonight.

MR. GERBER: Good evening. My name's Dave Gerber. I'm the Fire Chief for the Bethel Park Volunteer Fire Company.

This evening, I bring along help with me tonight. I'd like to introduce to everybody the new president of the fire department. This is Steve McGuff.

Steve's been a member now for going on three years?

MR. McGUFF: Yes, sir.

MR. GERBER: Three years with the fire department. Steve is a very smart, young man. He is a teacher, a music teacher at Peter's Township Middle School. Middle school?

MR. McGUFF: Four through 12, music.

MR. GERBER: Okay, four through 12, music. Bigger kids than I thought, so...

Anyway, I just wanted to introduce him. We're up here for another presentation in a little bit. But I just wanted to introduce him to everybody so everybody knows who he is.

In December, the Bethel Park Volunteer Fire Company ran 38 calls. We had six fires. One person -- or one group of people stuck in an elevator, one gas leak, one motor vehicle accident, four smoke conditions, eight good intent calls, seven CO calls, and ten fire alarms. So like 38 calls for the month of December.

To finish out the year, the fire department ran 616 calls January 1 through December 31. That is up 89 calls from 2018. It's up 176 calls from 2016. And it's up 264 calls from 2007.

Our call volume keeps going up and up. We do our best to do what we can to keep up with that. But, you know, we -- we try our best and do what we can.

So calls by Ward: Ward 1 through

2019 ran 48 calls. Ward 2 ran 32. Ward 3 had 31. Ward 4 had 97. Ward 5 had 56. Ward 6 had 20. Ward 7 had 64. Ward 8 had 107. Ward 9 had 29. And we ran 132 calls out of town.

And then just one last bit of info. Call totals, we had 60- -- we ran 63 fires last year, two over-pressure hazardous condition calls, 15 rescue calls, 125 electrical hazardous condition calls, 28 system and services calls, 134 good intent calls, 242 fire alarm and CO alarms, and seven severe weather calls. So with that equals another very busy year for the fire department.

We thank everybody for their support. Council and everybody, we always appreciate everything you guys do for us. So thank you very much.

And just one last safety tip. Eventually it's going to snow this winter. I have a feeling it's going to. So if you have a fire hydrant in your front yard, across the street from you, whatever, it's always very important that if it snows and the fire hydrant gets covered and all, we ask that you

go out and try and shovel out a little bit of an area so that if we have a call, we do have maps in the truck that tell us where all the hydrants are so we can find them. It's just getting to them. And if we have to connect to a hydrant, we need to get to it quickly.

So if you have one in your front yard or anything like that, we ask that you try and shovel out a three-foot area around the hydrant so that we can get to it, easily access it, and do what we need to do in case there is a fire.

So with that, that is all I have. Unless anybody has any questions?

PRESIDENT MOURY: Any discussion?

(No response was heard.)

PRESIDENT MOURY: Thank you very much, Chief.

At this time, if we turn the Mayor's Report, Mayor Allen.

MAYOR ALLEN: Thank you.

I have two things this evening. The first one, since I see a lot of people in blue here, I want to bring up Britney Hollick. Britney is the brand-new president of the

Community Foundation. And it's nice to see someone other than Dan Duff up here, so...

MS. HOLLICK: We look pretty much the same.

MAYOR ALLEN: So I will turn this over to you.

MS. HOLLICK: Okay, great. Thanks, Jack.

Hi, everyone. Like he said, I'm going to be the new president of the Community Foundation this year. I've been here in Bethel Park with my State Farm office for the last four years, so going into year five. I've learned a lot from a lot of people. So I'm really excited to be a part of this community.

Tonight, I have Erin Musciano with me. She's a realtor here in Bethel Park. She's part of the Community Foundation. But we wanted to give a shout-out and present these checks to the Bethel Park Volunteer Fire Department.

If you guys want to come up and take a picture with us.

And then Tri Community South EMS,

they both had submitted grant requests for safety equipment. If you want to describe the safety equipment, you can probably do a much better job than I can.

But we truly appreciate all the hard work that they do, and especially risking their lives for the community of Bethel Park. So, we wanted to say thank you. And we figured this would help you save more people.

MR. BOWER: The way things are happening in the community and all over the world right now, we, along with the fire department, decided that we needed to offer protection for our personnel. So we approached the Community Foundation, and they were able to give us grants to purchase protective vests for the fire department and the EMS personnel.

So we're really happy we can provide this service and protect our personnel at the same time. We really appreciate the Community Foundation's help in doing that.

MS. HOLLICK: That's all I have.

(Clapping was heard.)

PRESIDENT MOURY: Would the Fire

Department have any comments?

MR. GERBER: We can -- yeah.

We would just also like to thank the Community Foundation. You guys have always treated us pretty well. We appreciate everything you do.

As Mr. Bower said, you know, it's not something that we want to do or want to have. But it is a good piece of equipment just in case anything crazy goes on, unfortunately, the way seems to do. So, thank you guys very much.

PRESIDENT MOURY: Thank you very much.

MAYOR ALLEN: And the second thing that I have for this evening is our 2019 holiday lighting and decorating contest winners. I'm not sure how many's here. I have a list of who should be here. But I don't want to miss anyone.

So, the award itself, it says, Award for excellence presented this 13th day of January 2020 by the Municipality of Bethel Park to the individual residence, in acknowledgment of the outstanding 2019 holiday

season display of decorations at your residence located at your address, you are hereby presented the Mayor's Award of Excellence. This recognition herein given to your home signifies that your holiday decorations were judged to be the best in your Ward. Bethel Park appreciates your efforts to enhance our community's image this special time of year. So congratulations and best wishes for a bright 2020.

So the first winner is Ward 1. And I don't believe they're here. Honorable mention was 5411 California Avenue.

And which is kind of neat about this, as we're giving these awards out, the people at home are actually seeing your house on television. So there's a picture for you, but now the people are seeing your home also.

And the Ward 1 winner is Robert and Lauren Butt, 5501 California Avenue. They're not here, correct? Okay.

MAYOR ALLEN: And I don't believe Ward 2 is here either. Honorable mention, 1283 Clifton Road, 5575 Saddlebrook Drive. And the winner for Ward 2 is Robert and

Patrice Andres at 562 Saddlebrook Drive.

Okay. Ward 3 is here, I hope. The honorable mentions, 957 Clifton Road, 3429 South Park Road, 3566 South Park Road. And Ward 3 winner, who's not a stranger, Daniel and Kerri Hartman, 760 McMurray Road.

(Clapping was heard.)

MR. HARTMAN: Local company made that T-shirt.

MAYOR ALLEN: I'm looking forward to seeing what he does next year. He's going to have a sequel to the movie. Thank you.

Oh, you got to tell the people what you did this year that is new from last year.

MR. HARTMAN: Well, assuming most of you guys have drove past my house. But I wasn't going to do it this year. I really wasn't. But I got a late start at it and ended up doing it. But every year I keep adding a little more to it. And I was stuck for ideas what to add this year.

So, there's an empty lot across the street from my house up there on McMurray Road. And we strung up a, you know, a movie string and basically built a drive-in theatre

up there. We made a movie a couple days before Christmas.

MAYOR ALLEN: That's terrific.

And we'll have to ask the Police Department how that actually worked out. Chief?

CHIEF O'CONNOR: (Nods head.)

MAYOR ALLEN: Okay. Thank you very much.

(Clapping was heard.)

MAYOR ALLEN: Ward 4, we have our winner is Thomas and Heather White, 629 Clearview Drive.

(Clapping was heard.)

MAYOR ALLEN: These are the helpers.

MR. WHITE: Yeah, these are the helpers.

MAYOR ALLEN: These are the little elves. The elves.

MRS. WHITE: Thank you.

MAYOR ALLEN: If you would like to tell us a little bit about your house.

MR. WHITE: Yeah, I just --

AUDIENCE MEMBER: Got carried away.

MR. WHITE: I was going to go crazy

and do lights all the way around. But I changed it up this year. And I just got some floodlights, and I just did, like, the warm LEDs on the bushes.

MRS. WHITE: He went classy.

MR. WHITE: Real, you know, just classy.

MAYOR ALLEN: People are looking at it now, so, yeah.

MR. WHITE: So, yeah, just kept it simple. I like to make it fun for the kids, so...

MAYOR ALLEN: Girls, you guys have fun?

CHILDREN: Yes.

MAYOR ALLEN: All right. Thank you very much.

(Clapping was heard.)

MAYOR ALLEN: Our Ward 5 winner -- honorable mention, 141 Highland Road. And the Ward 5 winner is Albert and Carolyn Freyvogel of 2350 Castle Drive. And I think they're here.

(Clapping was heard.)

MS. FREYVOGEL: Number one, I want to

thank everybody who voted for us. We've been in Bethel for 50 years, decorating for the past 35 Christmas. But our next big event, if everybody anybody wants to go past the house, is Easter. That's -- we decorate for Halloween, Thanksgiving, Easter, Christmas.

But at Easter time, if you have children, and you if come that Monday before Easter, Monday, Tuesday, Wednesday, Thursday, Friday, Saturday, if you have small children, you will see the Easter bunny sitting out there as usual. So all are welcome.

And if it wasn't for my son, we wouldn't have any decorations. And I think our house is -- of all the decorations that I've seen, I think our house has the most blowups. Yeah, we have 19 blowups in our yard, plus lights and reindeer and that. So thanks for voting for us. I've been there for 50 years, so...

MAYOR ALLEN: Congratulations.

MS. FREYVOGEL: Thanks a lot.

(Clapping was heard.)

MAYOR ALLEN: I want to give a thank you shout-out to the judges. Because we do

have one different judge in every ward. And they come back with the winner. So that's how we determine which house wins.

Okay. Ward 6, honorable mentions, 5988 Glen Hill Drive, 1108 McKnight Drive. And Ward 6 winner is Raymond and Joe Bruschi of 5724 Wilson Drive. And I don't believe they're here, right?

Okay. Our Ward 7, honorable mention, 346 Marbury Road. And our winner for Ward 7 Teddy and Rebecca Dougherty, 411 Linwood Drive. And they should be here.

MR. DOUGHERTY: Yep.

(Clapping was heard.)

MAYOR ALLEN: They should be here.

MRS. DOUGHERTY: I'm taking pictures.

MAYOR ALLEN: Congratulations.

MR. DOUGHERTY: Okay. Ever since my daughter was a little child, we've been in Bethel about 14 years, she asked me to put a little bit of Christmas lights up. Well, it's been 14 years, and just growing and growing to where it's overcome the whole house and the yard. And it's a runway going up the house, up the driveway, and just lots of colors and

old-school colors.

MAYOR ALLEN: How long does it take you to put that up?

MR. DOUGHERTY: It takes about four days to put it up and about two hours to take it down.

(Laughing was heard.)

MAYOR ALLEN: Okay. Thank you.

Okay. I'm not sure about Ward 8. Honorable mentions, 2480 Driftwood Drive, 174 Meadowbrook Drive, and 5050 Orchard Avenue. And the winners for Ward 8 is Bruce and Regina Bosle at 2789 Milford Drive.

Okay. And our last one, Ward 9, honorable mention is 198 Thunderwood Drive. Winner was Richard Rendulic at 124 Rocky Ridge. And I don't believe he's here either.

So, but I want to thank everyone who did it. The ones that are recognized are who grow theirs year after year. And it's a great time. People enjoy the lights. People talk about the lights.

And congratulations to the winners. And we look forward to seeing you next year. Thank you. That's my report.

(Clapping was heard.)

PRESIDENT MOURY: Thank you very much, Mayor.

At this time, can we turn to the Approval of Minutes, Mr. Hannan.

MR. HANNAN: I move that we approve the Regular Council Meeting minutes of November 12, 2019.

MS. GIBBONS: Second.

PRESIDENT MOURY: There's a motion and a second we approve the Regular Council Meeting minutes of November 12, 2019.

Any discussion of this item?

(No response was heard.)

PRESIDENT MOURY: Mr. Christian, could you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Yes.

MR. CHRISTIAN: Cenci?

MR. CENCI: Yes.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Yes?

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Yes.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Yes.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Yes.

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Yes.

MR. CHRISTIAN: O'Brien?

MR. O'BRIEN: Yes.

PRESIDENT MOURY: Motion passes 8-0.

Mr. Hannan?

MR. HANNAN: I move that we approve the Regular Council Meeting minutes of December 9, 2019.

MS. GIBBONS: Second.

PRESIDENT MOURY: There's a motion to second that we approve the regular Council meeting minutes of December 9, 2019.

Any discussion on this item?

(No response was heard.)

PRESIDENT MOURY: Mr. Christian, would you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Yes.

MR. CHRISTIAN: Cenci?

MR. CENCI: Yes.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Yes.

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Yes.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Yes.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Yes.

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Yes.

MR. CHRISTIAN: O'Brien?

MR. O'BRIEN: Yes.

PRESIDENT MOURY: Motion passes 8-0.

At this time, I would like to turn to approvals of the bills and payrolls.

Mr. Hannan?

MR. HANNAN: I move that we approve the bills and payrolls for the Municipality for Bill List Number 11320 for $1,730,059.73.

MS. GIBBONS: Second.

PRESIDENT MOURY: There's a motion to second that we approve the bills and payrolls for the Municipality per Bill List Number 11320 in the amount of $1,730,059.73.

Any discussion on this item?

(No response was heard.)

PRESIDENT MOURY: Mr. Christian, would you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Yes.

MR. CHRISTIAN: Cenci?

MR. CENCI: Yes.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Yes.

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Yes.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Yes.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Yes.

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Yes.

MR. CHRISTIAN: O'Brien?

MR. O'BRIEN: Yes.

PRESIDENT MOURY: Motion passes 8-0. Before we go to the Residents' Comment section, I would like to do this in the beginning. For those of you watching tonight, we have a different face up here. With the retirement of Mr. Dixon, I believe, Ward 4, we have Mr. Cenci who took over. He

was elected and sworn in last Monday.

So welcome.

(Clapping was heard.)

PRESIDENT MOURY: Okay. At this time, I would like to turn to the Residents' Comment section for non-agenda items. If anybody would like to say anything, come up to the microphone, state your name and address.

MR. DUERR: Hi everyone. Tom Duerr, 1008 Brianna Lane. I just wanted to come and introduce myself. I'm the new County Council member for Allegheny County for District 5, which includes all of Bethel Park, Mt. Lebanon, Upper St. Clair, and Bridgeville.

I've lived in Bethel Park my whole life, since I was two. So it is a tremendous honor for me to now be an elected official representing this area. And I look forward to working with this entire body to continue the work that you guys have done my entire life living here. So thank you all for that.

And, you know, looking forward to getting started. I had my first meeting a couple weeks ago. And I'm going to do my best to come to as many Council meetings here in

Bethel Park as I can over the next four years here. So thank you very much. I just wanted to come and introduce myself.

PRESIDENT MOURY: Thank you very much, and welcome.

Are there any other residents that would like to speak?

Hearing none; can we turn into -- to General Policy and Finance, and Mr. Hannan.

MR. HANNAN: There are no agenda items under General Policy and Finance, Mr. President.

PRESIDENT MOURY: That you, Mr. Hannan.

Are there any additional items?

MR. HARRISON: Mr. Moury?

PRESIDENT MOURY: Mr. Harrison.

MR. HARRISON: I had some information I'd like to enter into the record.

Welcome to 2020. I've been waiting 92 years for this occasion.

I announced at the December meeting that the $35,000 budget item from the Bethel Park population for the Bethel Park Green Land Development, Guttman property, was

approximately $700 short of the goal.

I requested that people who intend to make contributions, please make a contribution before the end of the year to reach the stated goal. When the meeting ended that night, one of my Fifth Ward constituents approached the dais with checkbook in hand and requested the information needed to make a contribution. Subsequently, several other people made contributions before the end of the year.

I am happy to report that at the end of the year the total was $37,243. So a lot of people made Christmas gifts. I wanted to express my sincere thanks to all the folks who responded to the donation request.

This is an important year for the nation and for Bethel Park. We have a national election. We're blessed with the President who is keeping his campaign promises.

One important promise is to drain the D.C. swamp. That is an arduous task for the -- for the residents -- for the President due to the resistance of the swamp dwellers. Hopefully, with his one more year in this term

and four more years in his second term, he will accomplish this important mission.

Bethel Park has its own swamp that has to be drained. Mr. Moury and his cohorts at this dais verbally trashed me at every opportunity. The most recent time was at the November 2019 meeting. The subsequent was the introduction of the proposed Master Plan.

I expressed my concern that the plan is overburdened with unnecessary details. In particular, I objected to the Bethel Park downtown plan along Brightwood Road and West Library Avenue. I alluded to the plan as pie in the sky. Implementation of the plan would be very expensive and require a tax increase.

In essence, Mr. Moury said they were looking futuristic -- futuristic and I'm living in the past.

The Master Plan is a ten-year plan. And they admit that the downtown plan will not likely be implemented in that time frame. I guess if not favoring unreal- -- unrealistic plans for the future is what Mr. Moury considers living in the past, then we have a disagreement. He is basically saying that I'm

not allowed to disagree with him and his cohorts.

Now I will further enlighten the public to the disservice that the Moury group provided to the public.

A gentleman named Tom Dougherty, who is an executive in an organization named Allegheny Land Trust, presented a development plan to Council to preserve open space located on the east side of Route 88 between Milford Drive and Connor Road. This line -- this land is located north of Valley Drive and east of Richard Drive.

This property and the Millenium Park property are both located in the Fifth Ward, which I represent. The property is known as the Guttman property.

Tom Dougherty presented a budget plan for acquiring this property. The budget plan includes the 34,000 -- $35,000 line item, which is a proposed population financial contribution.

I was unaware of this plan until Tom Dougherty gave the presentation. Moury spoke up and said, "Harrison can contribute $1,000."

I then spoke up and said, "I will contribute a year of my Council's pay to the project." Tom Dougherty thanked me. A promise made, a promise kept.

When I reported my contribution from this dais and noted that Moury had made the $1,000 comment, he immediately told a bold-faced lie by denying he said it. Several people sitting at this dais right now were at the meeting when Moury made that comment. They tolerated him lying.

Many times, I have told the public that my mother reared my siblings and me by the use of adages. She had an adage for most every situation. The adage for this situation is silence is consent. Their silence probably results from Moury having the power of appointments and disappointments. They probably tolerated his lie to maintain their committee chairmanships.

Now, another more significant item. Due to the ineptness of Moury and the general policy chairman, the ordinance to place a question on the primary ballot to enact -- to enact a tax for the fire department was

invalid. It violated the Home Rule Charter.

The Ordinance did not support the Election Bureau timeline for putting the question on the primary ballot. I had informed the Council members of the concern prior to the vote on the ordinance.

Therefore, the Council members were aware that a yes vote on the proposed ordinance violated the Home Rule Charter. All of the Council members, except me, who were present at the meeting voted yes on the invalid ordinance even with the fore knowledge.

Mr. McTiernan, Solicitor, did not comment on this violation. The proof that Mr. McTiernan was a willing participant in the violation was made crystal clear by Mr. McTiernan's following action.

According to the Home Rule Charter, an ordinance is not effective until 30 days after its enactment. Mr. McTiernan delivered the ordinance to the Election Bureau three days after its enactment by Council. This is 27 days before the ordinance effective date in accordance --

MR. CONSOLMAGNO: Excuse me, Don. How long are we going to keep hearing this year after year?

PRESIDENT MOURY: Okay, Mr. Consolmagno, let him complete.

MR. CONSOLMAGNO: I have --

PRESIDENT MOURY: Mr. Harrison, go ahead. Continue.

MR. CONSOLMAGNO: New Year's resolution, Don.

MR. HARRISON: Yes.

MR. CONSOLMAGNO: Thank you.

MR. HARRISON: This is 27 days before the ordinance effective date in accordance with the Home Rule Charter. He hand-carried the ordinance to the election -- the Election Bureau.

Even more disservice by Council. Council sued me many years ago, claiming that I had stole information from the police department. This claim was unfounded, untrue. And it was strictly a political move against me, like you see happens at this dais.

The Solicitor at that time, Mr. McTiernan's predecessor, ruled that he

could not legally represent a part of Council against another part of Council. He opined that Council could employ a lawyer at the expense of the taxpayers. He opined that I had to pay for my legal representation.

I believe that Council thought when I found out the cost of my legal representation, I would forgo the expense. Council was wrong again.

The case was heard in Common Pleas Court, and the Court ruled in my favor. Council returned the case to Common Pleas Court, claiming that additional evidence had been obtained. The Court again ruled in my favor.

Council appealed the case to Commonwealth Court. The Commonwealth Court ruled in my favor. Council was pursuing an appeal of the case to the State Supreme Court.

My lawyer said not to worry. He was preparing an appeal for reimbursement of my legal fees plus a claim for punitive damage. Council's spines got weak, and they dropped the case. I had spent several thousand dollars on a legal defense that spanned over

eight years.

I then did some research -- I then did some research and discovered that the Solicitor had rendered approximately 150 legal opinions relative to my case. This is after he said he couldn't represent one party of Council against another.

He charged the Municipality for each opinion, taxpayer money. I reported this information to the public at each Council meeting for over the next two years. Council was mum on my complaint -- my claim.

Finally, Council could not tolerate this information being spread on the record. Council directed the Solicitor to reply to my claims. At the next meeting, the Solicitor replied to three of my claims. There was no mention of 147 claims. I motioned to terminate the Solicitor. The motion was passed.

I requested that the total cost to the Municipality be tabulated and provided to the public. This request was never honored. I estimated the total expenditure for the politically motivated, unfounded court action

cost the Bethel Park taxpayers well over $100,000.

Mr. McTiernan was appointed as the replacement solicitor. Mr. McTiernan apparently didn't learn from the basis for his appointment. As noted above, Mr. McTiernan -- Mr. McTiernan built a case against himself. He was complicit in the violation of the Home Rule Charter.

Therefore, the information presented above should provide sufficient evidence to terminate Mr. McTiernan as the Municipality Solicitor. Thank you.

MR. O'BRIEN: Mr. Chairman?

PRESIDENT MOURY: Mr. O'Brien.

MR. O'BRIEN: Does the public have any idea how long ago this was? Well, let me enlighten you.

Council didn't lose its spine and back off the case. I was appointed. That was almost 29 years ago. And I voted to not continue the lawsuit. And I also voted to pay Mr. Harrison his legal fees to try and have an olive branch to move on from all the sins of the past. But here we return to 29 years ago.

We just had an election. There will be another election in two years. Mr. Harrison will be on the docket. Please, somebody step forward. Please. Thank you.

MR. HANNAN: Mr. Moury?

PRESIDENT MOURY: I'll be brief. I'll stand by my comments that Mr. Harrison lives in the past and we plan for the future. I think he just gave my summation.

And my other comment is, none of what he said is true. Thank you. Can we move on?

Okay. At this time, any other comments?

Hearing none; we turn to Planning and Zoning, Ms. Gibbons.

MS. GIBBONS: Resolution R1-13-20, transfer of liquor license from the City of Pittsburgh to 4607 Library Road.

Based on the evidence at the previous Public Hearing, I move that we approve Resolution R1-13-20 authorizing the transfer of Liquor License Number R-6705 from the City of Pittsburgh to 4607 Library Road per the Engineer's Memorandum dated January 20, 2020 [sic]. January 2, 2020.

PRESIDENT MOURY: Second?

MR. HANNAN: Second.

PRESIDENT MOURY: Okay. There's a motion and a second that based on the evidence of the previous Public Hearing, I move that we approve Resolution R1-13-20 authorizing the transfer of Liquor License Number R-6705 from the City of Pittsburgh to 4607 Library Road per the Engineer's Memorandum dated January 2, 2020.

Any discussion of this item?

MR. HARRISON: Point of order.

PRESIDENT MOURY: Mr. Harrison?

MR. HARRISON: Is it appropriate for the Chairman to make motions according to Robert's Rules?

PRESIDENT MOURY: That's why we're here, Mr. Harrison. The Chairman of Planning and Zoning made the motion. I don't know why you're confused.

MR. HARRISON: Okay.

PRESIDENT MOURY: Can you please explain.

MR. HARRISON: Well, you guys talk into the mic- -- into the microphone, I'll be

able to hear better.

PRESIDENT MOURY: We all certainly talk into the microphone, Don. Pay a little closer attention, please.

Are there any other items? Are there any other discussions?

(No response was heard.)

PRESIDENT MOURY: Mr. Christian, will you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Yes.

MR. CHRISTIAN: Cenci?

MR. CENCI: Yes.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Yes.

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Yes.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Yes.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Yes.

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Yes.

MR. CHRISTIAN: O'Brien?

MR. O'BRIEN: Yes.

PRESIDENT MOURY: Motion passes 8-0.

Would the Chairman of Planning and Zoning, Ms. Gibbons, would you please move on to the next item.

MS. GIBBONS: There are no additional agenda items.

PRESIDENT MOURY: Thank you, Ms. Gibbons.

Are there any additional items?

Hearing none; can we return to Health, Safety and Welfare. And, Mr. O'Brien, we have no --

MR. O'BRIEN: Thank you, Mr. Chairman.

PRESIDENT MOURY: We have no residents signed up to speak, sir.

MR. O'BRIEN: First item, Permanent Status of Officer Matthew Kearns.

I move that Matthew Kearns be granted permanent status as a Bethel Park Police Officer effective January 3, 2020 in accordance with the letter dated December 20, 2019 from Chief O'Connor.

MS. GIBBONS: Second.

PRESIDENT MOURY: There's a motion

and a second that Matthew Kearns be granted permanent status as a Bethel Park Police Officer effective January 3, 2020 in accordance with the letter dated December 20, 2019 from Chief O'Connor.

Any discussion on this item?

(No response was heard.)

PRESIDENT MOURY: Mr. Christian, would you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Yes.

MR. CHRISTIAN: Cenci?

MR. CENCI: Yes.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Yes.

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Yes.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Yes.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Yes.

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Yes.

MR. CHRISTIAN: O'Brien?

MR. O'BRIEN: Yes.

PRESIDENT MOURY: Motion passes 8-0.

Mr. O'Brien?

MR. O'BRIEN: The next item, Purchase of Mobile Data Terminals for Police Vehicles.

I move that we approve the purchase of mobile data terminals for installation in the police vehicles in the amount of $50,000 in accordance with the Police Chief's memorandum dated January 7, 2020.

MS. GIBBONS: Second.

MR. PRESIDENT: There's a motion and a second that we approve to purchase the mobile data terminals for installation in the police vehicles in the amount of $50,000 in accordance with the Police Chief's memorandum dated January 7, 2020.

Any discussion of this item?

(No response was heard.)

Mr. Christian, would you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Yes.

MR. CHRISTIAN: Cenci?

MR. CENCI: Yes.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Yes.

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Yes.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Yes.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Yes.

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Yes.

MR. CHRISTIAN: O'Brien?

MR. O'BRIEN: Yes.

PRESIDENT MOURY: Motion passes 8-0.

Mr. O'Brien?

MR. O'BRIEN: The next item, a Purchase of Four Short-Barrel Patrol Rifles for the SHACOG CIRT Team.

I move that we approve the purchase of four short-barrel rifle -- patrol rifles for members of the SHACOG CIRT Team in accordance with Police Chief's memorandum dated January 8, 2020.

MS. GIBBONS: Second.

PRESIDENT MOURY: There's a motion and a second that we approve the purchase of four short-barrel patrol -- patrol rifles for

members of the SHACOG CIRT Team in accordance with the Police Chief's memorandum dated January 8, 2020.

Any discussion of this item?

(No response was heard.)

PRESIDENT MOURY: Mr. Christian, would you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Yes.

MR. CHRISTIAN: Cenci?

MR. CENCI: Yes.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Yes.

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Yes.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Yes.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Yes.

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Yes.

MR. CHRISTIAN: O'Brien?

MR. O'BRIEN: Yes.

PRESIDENT MOURY: Motion passes 8-0.

Mr. O'Brien?

MR. O'BRIEN: The next item, Replacement of the Server for Visual Alert.

I move that we approve the purchase of a new server for the Visual Alert in the amount of $9,264 in accordance with the Police Chief's memorandum dated January 2, 2020.

MS. GIBBONS: Second.

PRESIDENT MOURY: There's a motion and a second that we approve the purchase of a new server for the visual alert in the amount of $9,264 in accordance with the Police Chief's memorandum dated January 2, 2020.

Any discussion on this item?

(No response was heard.)

Mr. Christian, would you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Yes.

MR. CHRISTIAN: Cenci?

MR. CENCI: Yes.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Yes.

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Yes.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Yes.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Yes.

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Yes.

MR. CHRISTIAN: O'Brien?

MR. O'BRIEN: Yes.

PRESIDENT MOURY: Motion passes 8-0.

Mr. O'Brien?

MR. O'BRIEN: Mr. Chairman, there are no other items under Health, Safety and Welfare. However, I have one.

PRESIDENT MOURY: Mr. O'Brien?

MR. O'BRIEN: I'd like to give a special thanks from the veterans and the Veterans Memorial to the Duprees family from Duprees Nursery and Garden Center. Michele, Rich, Mrs. Duprees, and her granddaughter, they provided the fall flowers. And they also provided a wreath for our veterans during the holiday season. So, a special thanks to them.

PRESIDENT MOURY: Thank you, Mr. O'Brien.

Are there any additional items?

DR. CAMPBELL: Mr. President?

PRESIDENT MOURY: Dr. Campbell?

DR. CAMPBELL: On January 21, Tuesday, a week from tomorrow, we're going to continue with our Live Well Bethel Park educational series.

We have really interesting speakers coming up who will be addressing us in a week's time. It's Dr. Rob Dingle. He's the outreach coordinator for UPMC Sports Medicine. And he's going to speak on sports-related concussions.

This is a huge, huge health issue. He's going to do an evidence-based presentation, not only on the presentations in defining concussions, but how they occur. And, more important, what could be done to mitigate some of the damage that are caused by contusions.

This would be appropriate for students, teachers, anybody involved with any kind of contact athletics. And that includes everything from gymnastics to cheer to soccer to football to baseball. It would be great for teachers. It would be great for coaches, certainly, as well. And certainly parents.

Anybody who's interested in -- in this.

Again, as always, all of our teacher -- speaker series are all free. They'll be at the Community Center from 7:00 to 8:00. We keep it about an hour. But we bring in some really talented folks to go ahead and speak.

PRESIDENT MOURY: Thank you, Dr. Campbell. We appreciate your time and effort, and encourage everybody to attend.

Are there any additional items?

Hearing none; can we turn to Public Works and Maintenance, and Mr. Consolmagno.

MR. CONSOLMAGNO: President Moury, we have two items under Public Works and Maintenance. The first item is a purchase of two 2020 Dodge Ram 15004x4 pickup trucks.

I move that we approve the purchase of two 2020 Dodge pickup trucks in the total amount of $52,510 in accordance with the Public Works Director's memorandum dated January 10, 2020.

MS. GIBBONS: Second.

PRESIDENT MOURY: There's a motion to second we approve the purchase of two 2020 Dodge pickup trucks in the total amount of

$52,510 in accordance with the Public Works Director's memorandum dated January 10, 2020.

Any discussion on this item?

(No response was heard.)

Mr. Christian, would you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Yes.

MR. CHRISTIAN: Cenci?

MR. CENCI: Yes.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Yes.

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Yes.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Yes.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Yes.

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Yes.

MR. CHRISTIAN: O'Brien?

MR. O'BRIEN: Yes.

PRESIDENT MOURY: Motion passes 8-0.

Mr. Consolmagno?

MR. CONSOLMAGNO: The second item is

the purchase of two 8-ton International trucks.

I move that we approve the purchase of two 8-ton trucks from O.S. Hill Trucks, Incorporated at the cost of $365,950 in accordance with the Public Works Director's memorandum dated December 16, 2019.

MS. GIBBONS: Second.

PRESIDENT MOURY: There's a motion and a second that we approve the purchase of two 8-ton trucks from O.S. Hill Trucks, Inc., in the cost of $365,950 in accordance with the Public Works Director's memorandum dated December 16, 2019.

Any discussion of this item?

(No response was heard.)

PRESIDENT MOURY: Mr. Christian, would you please call the roll.

MR. CHRISTIAN: Campbell?

MR. CAMPBELL: Yes.

MR. CHRISTIAN: Cenci?

MR. CENCI: Yes.

MR. CHRISTIAN: Consolmagno?

MR. CONSOLMAGNO: Yes.

MR. CHRISTIAN: Gibbons?

MS. GIBBONS: Yes.

MR. CHRISTIAN: Hannan?

MR. HANNAN: Yes.

MR. CHRISTIAN: Harrison?

MR. HARRISON: Yes.

MR. CHRISTIAN: Moury?

PRESIDENT MOURY: Yes.

MR. CHRISTIAN: O'Brien?

MR. O'BRIEN: Yes.

PRESIDENT MOURY: Motion passes 8-0.

Mr. Consolmagno?

MR. CONSOLMAGNO: Just one further comment. I wanted to personally thank the Chief and the officers that showed up on February -- on January 3 at the Schoolhouse Arts building for the Coffee with the Cops.

We had over 50 residents show up with children. It was just a great event. Nice, quiet. But we showed our respect and our appreciation to our officers.

And this month is -- January is National Law Enforcement Appreciation month. And, please, if you get a chance, put a blue light in your window showing our appreciation for our law enforcement. And the dedication

that they show us, we can show a little light for their time and effort.

Thank you, Chief. Appreciate it.

POLICE CHIEF: You're welcome.

PRESIDENT MOURY: Thank you, Mr. Consolmagno.

I just have one comment. Those of you here this evening, if you notice, the chairs are now black. And I would like to thank Susan Dolinar, our Public Works Director, and all our Public Works staff, that they reupholstered these chairs in a cost-cutting maneuver.

The chairs were not quite as old as the stories that Don told tonight, but they were yellow when I got here. So now after 25 years, they have changed colors. So thank you very much to everybody involved.

Are there any other comments?

MR. HANNAN: I move we adjourn.

PRESIDENT MOURY: Second? Is there a second?

MR. CONSOLMAGNO: Second.

PRESIDENT MOURY: All in favor?

MR. CAMPBELL: Aye.

MR. CENCI: Aye.

MR. CONSOLMAGNO: Aye.

MS. GIBBONS: Aye.

MR. HANNAN: Aye.

MR. HARRISON: Aye.

PRESIDENT MOURY: Aye.

MR. O'BRIEN: Aye.

PRESIDENT MOURY: Meeting adjourned. And good night everyone.

(Whereupon, the meeting was adjourned at 8:30 p.m.)

- - -

C E R T I F I C A T E

I hereby certify that the transcript of the proceedings and evidence contained herein are a true and accurate transcription of my stenographic notes taken by me at the hearing of the within cause, and that the transcription was reduced to printing under my direction, and that this is a true and correct transcript of the same.

3-9-20
Date

Kim Simms Strnisa
Certified Court Reporter

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Kim Simms Strnisa, Notary Public
Washington County
My commission expires March 22, 2021

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