

## MINUTES

### BRIGHTON TOWNSHIP BOARD OF SUPERVISORS

FEBRUARY 9, 2015

John Curtaccio, Chairman, called the regular meeting of the Board of Supervisors, located in the Municipal Building, 1300 Brighton Road, to order at 7:00 P.M. Five (5) visitors were present.

PRESENT:           John Curtaccio – Chairman  
                  James E. Equels, Sr. – Vice Chairman  
                  Mark Piccirilli – Supervisor  
                  Bryan K. Dehart - Manager/Secretary  
                  Harold F. Reed, Jr., Esq. – Township Solicitor  
                  Ned Mitrovich, P.E. - Township Engineer

**Public Comment – Agenda Items:** None.

**Minutes of January 12, 2015 Regular Meeting:** Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve the minutes of the January 12, 2015 Regular Meeting.

The following **January Reports** were read by Mr. Dehart except as noted:

- A. Treasurer's Report
- B. Building Permit Report
- C. Road Department Report
- D. Police Department Report – given by Chief Howard Blinn
- E. Fire Department Report – given by Assistant Chief Kevin Crawford
- F. Report of Tax Collectors
- G. Report of Fines
- H. Recycling Report

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to accept the January Reports as submitted.

**Presentation of Donation:** Carrie Ray, Vice-President of the Brighton Township Baseball Softball Club was present and presented the Board with a \$10,000 donation for the baseball field renovation project at Hardy Field.

The Board was very appreciative of the large donation made by the Brighton Township Baseball Softball Club.

**Parks & Recreation Board Vacancy:** There is a vacancy on the Parks & Recreation Board for one (1) member for a term expiring December 31, 2019. Selina Blinn of 105 Wheatfield Drive had advised Jason Bumblis, Chairman of the Parks and Recreation Board that she would like to fill the vacancy.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to appoint Selina Blinn of 105 Wheatfield Drive to the Parks and Recreation Board for a term ending December 31, 2019.

**Personnel Actions: Remove From Probation:** Officer Dylan Kerr has completed his six month probationary period as a part-time Police Officer. Chief Blinn recommended his removal from probationary status.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to remove Dylan Kerr from probationary status as a part-time Police Officer.

**Accept Resignation:** Part-time Police Officer Jason Chimile has submitted his resignation from the Brighton Township Police Department.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to accept the resignation of Jason Chimile as a part-time police officer effective February 1, 2015.

**Hire Class B Public Works Employee:** Following an interview process, the Township Manager recommended the hiring of Philip E. Chaffee as an employee of the Public Works Department as a Class B employee at a starting rate of \$18.50 per hour.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to hire Philip E. Chaffee as an employee of the Public Works Department as a Class B employee effective February 23, 2015 at a starting rate of \$18.50 per hour subject to a pre-employment physical and CDL drug screen.

**Refuse Contract Bid:** Bids for the refuse and recycling collection contract were opened at 10 A.M. today. Three bids were received. The Township Manager presented the following bid tabulation.

			<b>Year 1</b>	<b>Year 2</b>	<b>Year 3</b>
			7/1/15-6/30/16	7/1/16-6/30/17	7/1/17-6/30/18
<b>Bidder</b>					
John Young Refuse 263 Cullen Drive Georgetown, PA 15043 (724) 573-0170	<b>Annual</b>	\$	<u>Curbside</u> 133.00	<u>Curbside</u> 133.40	<u>Curbside</u> 133.80
	<b>Month</b>	\$	11.08	11.12	11.17
	<b>Annual</b>	\$	<u>Backyard</u> 181.00	<u>Backyard</u> 181.40	<u>Backyard</u> 181.80
	<b>Month</b>	\$	15.08	15.12	15.15
Valley Waste Service, Inc. 261 Wallace Run Road Beaver Falls, PA 15010 (724) 843-9373	<b>Annual</b>	\$	<u>Curbside</u> 187.08	<u>Curbside</u> 192.60	<u>Curbside</u> 198.36
	<b>Month</b>	\$	15.59	16.05	16.53
	<b>Annual</b>	\$	<u>Backyard</u> 367.08	<u>Backyard</u> 372.60	<u>Backyard</u> 378.36
	<b>Month</b>	\$	30.59	31.05	31.53

			<b>Year 1</b>	<b>Year 2</b>	<b>Year 3</b>
			7/1/15-6/30/16	7/1/16-6/30/17	7/1/17-6/30/18
<b>Bidder</b>					
Waste Management of PA, Inc. 625 Cherrington Parkway Moon, PA 15108 (724) 350-6733	<b>Annual</b>	\$	<u>Curbside</u> 195.48	<u>Curbside</u> 201.36	<u>Curbside</u> 207.36
	<b>Month</b>	\$	16.29	16.78	17.28
	<b>Annual</b>	\$	<u>Backyard</u> 375.48	<u>Backyard</u> 381.36	<u>Backyard</u> 387.36
	<b>Month</b>	\$	31.29	31.78	32.28

			<b>Year 4</b>	<b>Year 5</b>	
			7/1/18-6/30/19	7/1/19-6/30/20	
<b>Bidder</b>					
John Young Refuse 263 Cullen Drive Georgetown, PA 15043 (724) 573-0170	<b>Annual</b>	\$	<u>Curbside</u> 134.00	<u>Curbside</u> 134.20	
	<b>Month</b>	\$	11.17	11.18	
	<b>Annual</b>	\$	<u>Backyard</u> 182.00	<u>Backyard</u> 182.20	
	<b>Month</b>	\$	15.17	15.18	
	Valley Waste Service, Inc. 261 Wallace Run Road Beaver Falls, PA 15010 (724) 843-9373	<b>Annual</b>	\$	<u>Curbside</u> 204.00	<u>Curbside</u> 210.00
		<b>Month</b>	\$	17.00	17.50
<b>Annual</b>		\$	<u>Backyard</u> 384.00	<u>Backyard</u> 390.00	
<b>Month</b>		\$	32.00	32.50	
Waste Management of PA, Inc. 625 Cherrington Parkway Moon, PA 15108 (724) 350-6733		<b>Annual</b>	\$	<u>Curbside</u> 213.60	<u>Curbside</u> 219.96
		<b>Month</b>	\$	17.80	18.33
	<b>Annual</b>	\$	<u>Backyard</u> 393.60	<u>Backyard</u> 399.96	
	<b>Month</b>	\$	32.80	33.33	

J. Young Refuse is the low bidder. Each bidder submitted the required bid security.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to accept the bid of J. Young Refuse for a period of three years with the option of additional years four and five.

The Township Manager explained that under the terms of the current refuse contract there will be an increase in the refuse and recycling monthly rate of \$.17 effective April 1, 2015. The fee was calculated under the terms of the contract and is as a result of a tipping fee increase of \$2.20/ton at the landfill utilized by J. Young Refuse that was effective May 2014. The Township Manager explained that the Board may want to consider having John Young recover this landfill increase by imposing a one-time charge to residents. This increase amounts to a \$.51/quarter increase. The Township Manager recommended charging the residents for no more than two quarters to recover for the landfill increase.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize an increase of \$.17/month for refuse and recycling effective April 1, 2015 and also charge an additional \$1.02 one-time charge to recover J. Young Refuse's increased landfill fee.

**Authorize Participation in the CoStars Salt Contract:** Estimated quantities for the 2015/16 winter contract are due March 15, 2015 for the CoStars State Contract for rock salt. In prior years the Township had included 1,100 tons of salt in the CoStars Salt Contract. The Township can purchase up to 140% of the estimated quantity and is obligated to purchase a minimum of 60% of the estimated quantity. The Township will also continue to include estimated quantities in the BCRCOG Salt Contract.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to authorize participation in the CoStars State Contract for Rock Salt and include an estimated quantity of 1,100 tons.

**Authorize Participation in the 2015 BCRCOG Spring Commodities Bid:** Each year the Board authorizes the Township's participation in the Beaver County Regional COG Spring Commodities Bid. It is recommended that the Township include the following estimated quantities in the bid estimate:

River Gravel Size No. 57	200 Tons
Limestone Size No. 2A	1,500 Tons
Limestone Size No. 8	1,500 Tons
Limestone Size No. 1	400 Tons
Limestone Size No. R4	100 Tons
Liquid Asphalt – E-1 Prime	5,000 Gallons
Liquid Asphalt – MC 70 Road Oil	5,000 Gallons
Liquid Asphalt – CRS-2 (E-3)	30,000 Gallons
Liquid Asphalt – CRS-2PM (E-3M)	5,000 Gallons
Ultra-Low On-Road Diesel Fuel	16,000 Gallons
Unleaded Gasoline (87 Octane)	6,000 Gallons

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize participation in the 2015 BCRCOG Spring Commodities to include the estimated quantities listed above.

**Batting Cages:** At the special meeting on September 22, 2014 the Board awarded the bid for the installation of two batting cages to Allegheny Fence Construction Co. Inc. of Pittsburgh, PA in the amount of \$18,960. The Township has prepared the locations for the fence installations. Work has been initiated on the batting cages, but they are not completed.

**Authorize Purchase of Weapons:** The 2015 Budget includes funding for the replacement of Police Department weapons. Three quotations have been received.

Markl Supply Company	\$14,008.50 Less Trade (\$4,250)=Total:	\$9,758.50
Office Store	\$15,035.90 Less Trade (\$4,375)=Total:	\$10,660.90
Atlantic Tactical	\$16,054.68 No Trade Offer	Total: \$16,054.68

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to accept the quotation from Markl Supply Company in the amount of \$9,758.50 for the purchase of new Police Department weapons.

**Authorize Purchase of Skid Steer:** The 2015 Budget includes funding for the replacement of the 2000 Bobcat skid steer. After evaluation of various models, the recommendation is to purchase a John Deere 326E skid steer through Murphy Tractor utilizing the CoStars program. The equipment price is \$48,329.51 and a trade-in deduction of \$10,500 has been offered for the 2000 Bobcat skid steer, making the final purchase price \$37,829.51.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to accept the trade offer for the existing Bobcat skid steer and quotation from Murphy Tractor for the purchase of a John Deere 326E skid steer in the amount of \$37,829.51 after trade-in of the 2000 Bobcat skid steer.

**Authorize Purchase of Mower:** The 2015 Budget includes funding for a new zero turn mower for grounds maintenance. A quotation has been received from Elder Ag & Turf Equipment Co. utilizing CoStars for a new John Deere Z930R 54-inch mower in the amount of \$9,571.44.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to accept the quotation from Elder Ag & Turf Equipment Co. to purchase a John Deere Z930R 54-inch mower for \$9,571.44 through the CoStars program – PA State Power Equipment Contract 4400011369.

**Gypsy Glen Road Tree Removal:** A proposal in the amount of \$3,800 to remove dead and overhanging trees along Gypsy Glen Road has been received from Cable's Tree Service for consideration by the Board.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to accept the quotation from Cable's Tree Service to remove dead and overhanging trees along Gypsy Glen Road in the amount of \$3,800.

**Sales Agreement:** The Board previously approved and authorized the execution of a Sales Agreement with John W. Lehman, Trustee for the purchase of 1.35 acres of property adjacent to Fire Station No. 3. The subdivision plan creating the 1.35 acre lot that is the subject of the Sales Agreement has been recorded. The deed has been prepared by the Township Solicitor.

The Township Solicitor explained that a check has been prepared payable to John W. Lehman in the amount of \$52,460, which includes a deduction of \$1,000 in hand money and a deduction of their portion of the real estate transfer tax.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize the preparation of the deed and payment of the balance due of \$52,460 for the purchase of 1.35 acres adjacent to Fire Station #3 from John W. Lehman, Trustee.

**DCNR Community Conservation Partnerships Program Grants:** Notification has been given that the 2015 DCNR grant cycle is open, with grants due April 16, 2015. The Board can discuss potential grant application projects that meet the priorities listed in the DCNR notice. It is recommended that the Board consider a project included in the Two Mile Run Park Master Plan such as the renovation of Schultz Lodge. The project selected will require some advance design work to be submitted with the application.

One area the DCNR grant program identified as a focus is Community Park Major Renovation and Rehabilitation Projects. The Township Manager suggested that since a Master Plan has already been prepared that identifies the renovation of Shultz Lodge it would be a worthy project to submit. That project includes building renovation and site plan improvements.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, for the Township Engineer to proceed with the preliminary work necessary for the submittal of the Shultz Lodge renovation project to the DCNR for consideration for the 2015 DCNR grant due April 16, 2015.

**PA DEP Recycling Program Grant Award:** The PA Department of Environmental Protection has awarded to Brighton Township an Act 101, Section 902 Recycling Development & Implementation Grant in the amount of \$43,987. The grant funding includes improvements at the yard waste site, collection bins and public education.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to accept the grant award from the PA Department of Environmental Protection in the amount of \$43,987 and to authorize the execution of the grant agreement signature page.

**Ordinance No. 191 Amending the Zoning Code – Oil & Gas Provisions and Development Standards:** The Board conducted a public hearing at 6:30 P.M. today on the ordinance to amend the Zoning Code. This amendment adds requirements for oil & Gas development, mineral extraction and establishes industrial and development standards.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adopt Ordinance No. 191 Amending the Zoning Code – Oil & Gas Provisions and Development Standards.

**Ordinance No. 192 Amending Chapter 133 Parks & Recreation Areas:** This ordinance amends Township Code Chapter 133 Parks and Recreation Areas to remove any language that may purport to regulate firearms. At the January meeting the Board authorized the Township Solicitor to prepare this ordinance for adoption in response to correspondence from the Firearms Industry Consulting Group. The revision is as follows:

Section 133-2.B.(19) carrying or discharging any firecrackers, fireworks or other pyrotechnics.

The Township Manager reported that the Park & Recreation Board and the Planning Commission have reviewed the ordinance and have agreed to the change.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to adopt Ordinance No. 192 amending Brighton Township Code Chapter 133 Parks and Recreation Areas.

**Ordinance Authorizing Participation in the PSATS UC Group Trust:** At the January meeting Mr. Reed reported that the Township received a letter from the PSATS Unemployment Compensation Group Trust that stated that to ensure compliance with the Intergovernmental Cooperation Act and the UC Trust Agreement, the Township should adopt an ordinance to reaffirm participation in the PSATS UC Group Trust. The Board then authorized the Township Solicitor to prepare the ordinance and advertise for adoption.

The Township Engineer reported that the ordinance will be prepared and advertised for adoption at the March 9, 2015 meeting.

**Township Greenways and Trails Network Plan:** The next meeting of the Study Committee will be conducted on February 17<sup>th</sup> at 7:00 P.M. in the Municipal Building.

**Resolution No. 2015-09 Authorizing Disposal of Specified Records:** The Board previously adopted the Municipal Records Manual providing the retention schedule for public records. Resolution No. 2015-09 authorizes the disposition of certain public records.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve Resolution No. 2015-09 authorizing the disposition of the public records specified.

**Police Department Garage:** Hancock Architecture has been engaged to prepare a conceptual plan and cost estimate for the proposed police department garage to allow for proper planning in the Capital Budget for this future project. A conceptual plan of the building was selected at the January meeting. The Township Engineer has surveyed the area to site the structure and evaluate stormwater management and related items involved in the project.

The Township Engineer reported the survey work has been completed and information on the project will be ready for review at the March meeting.

**Hardy Field CDBG Grant Project:** The project is under construction. Most of the work on the ADA ramp has been completed except for the hand rails, which are being manufactured. A 10% retainage is being held on all line items. Project completion is pending delivery of the handrails and improved weather for final site work.

**Hardy Field DCNR Grant Project:** The Hardy Field DCNR Grant Project has been under construction by Murin & Murn. Final project closeout will occur in the spring.

**Hardy Field Lower Parking Lot Improvements:** A Penn D.O.T. Highway Occupancy Permit is required for the lower parking lot renovations at Hardy Field. Permit application has been made on behalf of the Township by D. C. Baker Associates, but not received to date.

**Hardy Field Playground Replacement:** The 2015 budget proposal includes funding for the replacement of the playground at Hardy Field. A preliminary design was selected at the

January meeting and Pashek Associates has been authorized to proceed with the design and specifications for project construction. It is hoped that Pashek Associates will have additional information for review at the March meeting.

**Proposal from Cohen Law Group:** A proposal has been received from the Cohen Law Group to perform wireless facilities management. The services include the review of the Township's current zoning regulations for communications facilities and to incorporate changes needed based upon new developments in the wireless industry. The fee proposal is not to exceed \$5,400. The Planning Commission has recommended that the Board approve and enter into the agreement with the Cohen Law Group for Wireless Facilities Management for a fee not to exceed \$5,400.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to accept the proposal from the Cohen Law Group for Wireless Facilities Management for a fee not to exceed \$5,400.

**Excess Maintenance Agreement Chapel Road:** Cable Hardwoods, Inc. has made application for a logging permit that will require an over posted weight hauling permit. As part of the permitting process an Excess Maintenance Agreement has been submitted by Cable Hardwoods for Chapel Road from Dutch Ridge Road for a distance of 1.8 miles. Required bonding has been posted.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve and authorize execution of Excess Maintenance Agreement No. 2015.01 with Cable Hardwoods, Inc. for Chapel Road.

**Floodplain Ordinance Update:** The Township must update the Floodplain Ordinance by August 17<sup>th</sup> to remain compliant with the requirements of the National Flood Insurance Program. This is a result of revisions to the Flood Insurance Study and the Flood Insurance Rate Maps (FIRMs) for Beaver County. This is informational at this time. In the coming months the ordinance will be presented to the Board for adoption and certain notifications will be sent to property owners who are impacted by the new regulations.

**Bond Release Request No. 4 Ashley Ridge Plan:** First National Bank has requested Bond Release No. 4 from the performance bond for the Ashley Ridge Plan. The current balance is \$260,477.60. The Township Engineer has reviewed the request and is recommending a release of \$42,140. The remaining balance after the release is \$218,337.60.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Bond Release No. 4 for the Ashley Ridge Plan in the amount of \$42,140 leaving an available balance of \$218,337.60.

**Aspen Fields Phase III Conflict of Interest Waiver:** The Aspen Fields Phase III plan was designed by Lennon, Smith, Souleret Engineering (LSSE). Now that LSSE has been appointed as the Township Engineer and will conduct site inspections and approvals, a Conflict of Interest Waiver Agreement has been prepared for execution by Maronda Homes, LSSE and

Brighton Township to specify that LSSE will be acting in the best interest of the Township during project construction and inspection to confirm that all work is performed in conformance with the specifications and accepted engineering practices.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve and authorize execution of the Conflict of Interest Waiver between Brighton Township, Maronda Homes, Inc. and LSSE, Inc.

**Presentation on Township MS4 Program:** The Township Engineer made a presentation on the requirements of the Municipal Separate Storm Sewer Systems program implemented by the Pennsylvania DEP. The presentation is part of the Townships public education program that is a requirement of the regulations. A power point presentation handout was provided to all in attendance. The Engineer defined the MS4 program, reviewed the minimum control measures required to be followed and actions to be taken. A question and answer period followed.

**Spring Road Inspection:** The Board scheduled the 2015 spring road inspection for February 26<sup>th</sup> at 8 A.M.

**Additional Business:** Mr. Reed explained that the Beaver Area School District retained an appraiser to do an appraisal at Friendship Ridge. He was contacted by the appraiser about the Township sharing in the cost of the appraisal. Mr. Reed will determine the estimated cost of the appraisal equal to the percentage of Brighton Township's total tax bill (10% to 11%).

**Public Comment:** None.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to **Ratify the January Bills List.**

**Adjournment:** Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to adjourn the meeting at 8:32 P.M.

Respectfully submitted,

Bryan K. Dehart  
Township Secretary