

MINUTES

BRIGHTON TOWNSHIP BOARD OF SUPERVISORS

APRIL 11, 2016

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. Seventeen (17) 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 the March 14, 2016 Regular Meeting: Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve the minutes of the March 14, 2016 Regular Meeting.

The following **March 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 Asst. Chief Kevin Crawford
- F. Report of Tax Collectors
- G. Report of Fines
- H. Recycling Report

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

Personnel Actions: Agreement with Police Officers Association: The 2017-2021 Agreement with the Police Officers Association has been approved by the Officers and was presented for Township approval.

Mr. Piccirilli made a motion, seconded by Mr. Equels, to approve the 2017-2021 Agreement with the Police Officers Association between Brighton Township and the Brighton Township Police Officers Association for the period 2017 through 2021. The vote to approve the motion was two “yes” votes and one “abstain” by Mr. Curtaccio.

Due to a conflict of interest, Chairman John Curtaccio refrained from participation in the motion, and presented a signed memorandum stating the nature of the conflict, that Joshua Curtaccio is his son and is a member of the Police Officers Association.

Promotion of Police Officers: Chief Blinn recommended that the Board of Supervisors promote Corporal Richard Gianvito to the rank of Sergeant and promote Sergeant Peter Benedict to the rank of Captain effective April 11, 2016.

Corporal Gianvito is the lead criminal investigator with the Department and displays initiative and leadership within his position.

Sergeant Benedict is second in command within the Department, serves as the DARE officer and is respected by his peers for his knowledge and judgement.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to promote Corporal Richard Gianvito to the rank of Sergeant and to promote Sergeant Peter Benedict to the rank of Captain effective April 11, 2016, each with a base pay increase of \$1,000.

Chairman Curtaccio presented Sergeant Richard Gianvito and Captain Peter Benedict with their respective badges as well as certificates.

Seasonal Employment: Each year the Board approves the hiring of seasonal employees. The following is presented for seasonal employment:

Troy Boyle, 5590 Dutch Ridge Road - \$9.00 per hour

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to authorize the hiring of seasonal employees and approving the \$9.00 per hour rate for the 2016 season.

Sale of Fire Truck: At the October meeting the Board authorized the sale of the 1994 Pierce Dash pumper to the Harmon Volunteer Fire Department (Illinois) in the amount of \$60,000. This sale is pending.

Asst. Chief Kevin Crawford reported that the BTVFD has had some email contact with the Harmon Volunteer Fire Department. The Harmon Volunteer Fire Department is still waiting on the State of Illinois to release the funds in order to purchase the fire truck. They have tried to secure a loan from the bank in the interim, but have not been able to secure the loan yet.

Chairman Curtaccio suggested that the 1994 Pierce Dash pumper be put back on the market and be sold on a first come, first served basis. All were in agreement.

BCRCOG Spring Commodities Bid: At the March meeting the Board authorized participation in the Beaver County Regional COG Spring Commodities Bid for the following items:

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

Bid opening results have not been received.

2016 Roadway Improvement Program: At the March meeting the Board awarded the bid for Contract No. 16-R01 to Youngblood Paving, Inc. for Contract C in the amount of \$342,425 for the 2016 Roadway Improvement Program. The Township Engineer reported that the paving should be completed in three or four weeks.

2015 Roadway Improvement Program: The completion date for Contract No. 15-R02 the 2015 Roadway Improvement Program Contract B to Youngblood Paving, Inc. in the amount of \$315,710 has been extended to May 27, 2016. The Township Engineer reported that the paving should be completed in three or four weeks.

2015 Roadway Scratch & Leveling Program: The completion date for Contract No. 15-R02 the 2015 Roadway Scratch & Leveling Program Contracts A & B to Youngblood Paving, Inc. in the amount of \$143,740 has been extended to May 30, 2016. The Township Engineer reported that the paving should be completed in three or four weeks.

Public Works Garage Site/Two Mile Run Park Access Project: At the January meeting the Board authorized the Township Engineer to prepare design drawings and prepare any required permitting for this project. The project includes site grading, stormwater management, paving and relocation of the fueling system. This project is progressing.

Mr. Mitrovich reported that a few modifications have been made. The location of the fuel tank has been changed. Mr. Mitrovich said a follow up meeting with the Manager and Public Works will be scheduled for plan review.

Hardy Field Lower Parking Lot Improvements: The Board previously awarded contracts for this project as follows:

Concrete Work - Russell Reed Contracting: This contract is complete.

Hardy Field Parking Lot & Walking Trail Paving: A contract in the amount of \$86,400 has been executed with Youngblood Paving Inc. The Balance to Finish is \$49,784.74. The completion date has been extended to May 27, 2016. This paving should be completed at the conclusion of the road paving program.

Township Greenways and Trails Network Plan: The plan will be concluded over the next several months and prepared for adoption.

Proposal for Architectural Services for Shultz Lodge Renovations: A proposal has been solicited from Moshier Studio for architectural services related to the Shultz Lodge Renovation that is part of the DCNR Grant award. Moshier Studio performed services as part of the Two Mile Run Park Master Plan process, including an evaluation of Shultz Lodge. The grant application for the renovation was also based upon the estimates of Moshier Studio. The fee proposal for the scope of services is estimated at \$24,300. The fees for architectural services were included in the cost estimates submitted for the grant project. The time tables for the project presented in the proposal will be adjusted.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous to accept the proposal from Moshier Studio for architectural services related to the Shultz Lodge Renovation that is part of the DCNR Grant award.

Schedule Meeting for Appeal of Enforcement Notice: David Askue, owner of 245 Mudlick Hollow Road, has appealed the Enforcement Notice filed under the Property Maintenance Ordinance for an unsafe structure. The Board must schedule a meeting to hear the appeal.

The Board is available April 27, 28 or 29 at 4:00 P.M. Mr. Dehart will contact Mr. Askue to see when he is available and advertise the appeal hearing.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to set an appeal hearing date of April 27, 28 or 29 at 4:00 P.M. to hear the appeal of Mr. David Askue of 245 Mudlick Hollow Road for an unsafe structure.

Resolution No. 2016-10 Authorizing Collection of Interim Real Estate Taxes: The Beaver County Assessment Office has prepared a listing of interim real estate tax assessments dated March 21, 2016. Resolution No. 2016-10 has been prepared by the Township Solicitor directing the Real Estate Tax Collector to collect taxes on certain interim assessments received from the Beaver County Assessment Office.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Resolution No. 2016-10 directing the Real Estate Tax Collector to collect Interim Real Estate Taxes as listed therein.

Schedule Tire Collection Date: Each year the Township schedules a tire collection date with the Independence Conservancy. September 24, 2016 has been reserved as a tire collection date at the Public Works Garage in cooperation with the Independence Conservancy.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to schedule September 24, 2016 as a tire collection date at the Public Works Garage in cooperation with the Independence Conservancy.

Aspen Fields Plan of Lots Phase III Revision No. 1: Maronda Homes has filed an application for subdivision approval to revise the Phase III Plan. The purpose of the plan is to increase the depth of the perimeter lots by approximately 40 feet each to increase the building envelope to permit the construction of larger homes. A copy of the site plan dated August 14, 2014, last revised February 5, 2016, the Township Engineer's review comments dated February 22, 2016, the BTSA review comments dated March 2, 2016 and the Beaver County Planning Commission review comments dated March 26, 2016 were available for review.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the Aspen Fields Plan of Lots Phase III Revision No. 1 prepared by Lennon, Smith, Souleret Engineering, Inc. dated August 15, 2014, last revised February 5, 2016 and authorize signing of the mylar for recording.

Resolution No. 2016-11 Minimum Construction Standards and Details: This Resolution adopts the Township of Brighton Minimum Construction Standards and Details. These details are currently contained within the Subdivision and Land Development Code and Zoning Code. As a free-standing manual, they will be referenced within the other Codes.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve Resolution No. 2016-11 adopting the Township of Brighton Minimum Construction Standards and Details.

Ordinance No. 200 – Grading and Excavating: The Brighton Township Grading and Excavating Ordinance has been advertised for consideration of adoption. The ordinance will be established as Chapter 104 of the Brighton Township Code. This ordinance is a revision to Article XIX in the Subdivision & Land Development Code. The ordinance has been previously reviewed by the Board. The Brighton Township Planning Commission, at their meeting of March 7, 2016, recommended adoption of the ordinance.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adopt Ordinance No. 200 Grading and Excavating.

Ordinance No. 201 – Amending Chapter 173 Stormwater Management: The amendments to Chapter 173 Stormwater Management are to make reference to the Township's Minimum Construction Standards and Details where applicable and to incorporate regulations for Small Development Stormwater Management Plans. The ordinance has been advertised for consideration of adoption. At their meeting of March 7, 2016 the Brighton Township Planning Commission recommended that the Board of Supervisors adopt the ordinance.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to adopt Ordinance No. 201 to amend Township Code Chapter 173 – Stormwater Management.

Ordinance No. 202 – Subdivision and Land Development Code Amendments: A Public Hearing was conducted earlier in the evening on this proposed ordinance to amend the Subdivision and Land Development Code, Chapter 180. The amendments are to repeal the existing details, now established as a separate manual, and the grading and excavating regulations, now established as Chapter 104. The ordinance was recommended for approval by the Brighton Township Planning Commission at their meeting of March 7, 2016.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adopt Ordinance No. 202 to amend Township Code Chapter 180 – Subdivision and Land Development.

Ordinance No. 203 – Zoning Code Amendments: A Public Hearing was conducted earlier in the evening on this proposed ordinance to amend the Zoning Code, Chapter 195. The amendments add definitions for new uses and regulations pertaining to those uses. It amends the parking regulations related to those uses. An amendment to the Wireless Communication Facility regulations is made where a conflict was identified. The ordinance was recommended for approval by the Brighton Township Planning Commission at their meeting of March 7, 2016.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous to adopt Ordinance No. 203 to amend Township Code Chapter 195 – Zoning.

Resolution No. 2016-12 Setting a Fee for Small Stormwater Management Plan Applications: Ordinance No. 201 establishes procedures to submit Small Development Stormwater Management Plans for review and approval. The application has been prepared by the Township Engineer and reviewed at prior meetings. Resolution No. 2016-12 establishes a fee of \$200 to cover the cost of reviewing the applications and conducting an inspection of the facility being installed.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adopt Resolution No. 2016-12 to establish a fee of \$200 for the review of Small Stormwater Management Plan Applications and conducting an inspection.

Additional Business:

Mr. Dehart discussed the Sheline plan of subdivision, which is a two lot subdivision on Ninth Avenue. A Building/Zoning Permit Application has been received from J. Braden Rowse Jr. for the construction of a single-family dwelling on Lot 1. The submitted plans show a garage addition over a drainage easement. Mr. Rowse has proposed extending the existing stormwater piping through Lot No. 1. The Engineer has reviewed the stormwater calculations for the extension. Before the mortgage is approved the plan has to be recorded to show the relocation of the drainage easement and stormwater calculations.

Attorney, Mr. Rackley, agreed to prepare an easement signed by the Township, the owner of Lot 1 (due to maintenance responsibility) and by the owners of Lot 2 (Sheline) showing that

the discharge will be closer to Lot 2. Execution of the agreement from Mr. Rackley will be subject to Mr. Reed's approval.

Mr. Reed explained that the Shelines' signature will be needed on the agreement for acceptance, as they are the owners of Lot 2. The agreement extinguishes and relocates the drainage easement on Lot 1. The agreement will need to be recorded. The discharge will change on the Sheline's property as there will be added flow.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to have the Township Solicitor review the agreement prepared by Mr. Rackley extinguishing and relocating the drainage easement on Lot 1 of the Sheline plan of development and authorizing its execution by the Board upon approval by the Solicitor.

Public Comment: None.

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

Adjournment: Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adjourn the meeting at 7:58 P.M.

Respectfully submitted,

Bryan K. Dehart
Township Secretary