

MINUTES

BRIGHTON TOWNSHIP BOARD OF SUPERVISORS

JANUARY 9, 2017

John Curtaccio, Chairman, called the regular meeting of the Board of Supervisors, located in the Municipal Building, 1300 Brighton Road, to order at 7:01 P.M. Six (6) 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.

Resident: Mr. Rich Swiontek of 408 Sherwood Drive asked for time on the agenda to appear before the Board. Mr. Swiontek has complaints regarding a neighbor's use of a drone, and he is seeking the Board's assistance in addressing this matter.

Mr. Swiontek stated that the drones are disruptive, an invasion of privacy and a safety issue. He believes that drones should not be permitted in housing plans where the houses are close together and there is the potential for accidents to happen. He believes drones should only be flown at parks and fields. Chairman Curtaccio stated that the Township does not have an ordinance that addresses the use of drones. Chief Blinn reported that currently the FAA regulates drones.

Mr. Jason Spirk of 411 Sherwood Drive was also in attendance. He said that he along with about six others in the Beaver Woods neighborhood fly drones. Mr. Spirk stated that he considers drones a toy and as a hobbyist he follows the FAA regulations. He explained the safety features of the drones. Mr. Spirk stated that he does not want to cause any problems with his neighbors over the use of drones.

The Township Solicitor reported that drones must be within visual observation at all times. There are rules for the use of drones however they contradict each other. Mr. Reed will contact a CCBC drone instructor to obtain more information. He will then meet with the Chief Blinn.

Chairman Curtaccio thanked the Swiontek's for coming and for bringing their concerns before the Board.

Minutes of December 12, 2016 Regular Meeting & January 3, 2017 Reorganization

Meeting: Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve the minutes of the December 12, 2016 Regular Meeting and the January 3, 2017 Reorganization Meeting.

The following **December 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 – not available
- 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 December Reports as submitted.

Authorize Bids for the 2017 Roadway Improvement Program: The Township Engineer reviewed the proposed 2017 Roadway Improvement Program and cost estimates. The recommended paving program includes the streets within the Windy Ghoul Plan and a section of Gypsy Glen Road. Mr. Dehart said that the Windy Ghoul Plan streets would be a Liquid Fuels project with approximately \$292,000 in Liquid Fuels funds being available for the project.

Base Bid:

Windy Ghoul Drive & Pin Oak Drive (Estimate \$360,010)

Gypsy Glen Road from 7th Street to 910 Gypsy Glen (Estimate \$84,554)

Add Alternate:

Gypsy Glen Road from 910 Gypsy Glen to 1205 Gypsy Glen (Estimate \$29,928)

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize the Township Engineer to prepare bid documents and specifications and advertise for the receipt of bids for the 2017 Roadway Improvement Program.

Authorize Purchase of Mower: The 2017 Budget includes the purchase of a new mower to replace the 2010 John Deere 997. The cost is as follows:

2017 John Deere Z997R Diesel – 72”	\$18,567.91
Less Trade In for 2010 JD 997	<u>(\$ 4,500.00)</u>
Final Purchase Price	\$14,067.91

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the purchase of the 2017 John Deere Z997R mower and accept the \$4,500 trade in allowance of the 2010 John Deere 997 for a final purchase price of \$14,067.91.

Authorize Sale of Vehicle: The Township will be replacing the 2004 F150 Pickup Truck with a new seasonal vehicle this spring. It is requested that the Board authorize the sale of the 2004 vehicle so action to do so can be taken when needed.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize the sale of the 2004 F-150 Pickup Truck.

Resolution No. 2017-07 Appointing Mark C. Turnley, CPA to Audit the Township: The Board previously advertised its intent to appoint Mark C. Turnley, CPA to audit the accounts of the Township for the year ending December 31, 2016.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Resolution No. 2017-07 appointing Mark C. Turnley, CPA to conduct the audit for the year ending December 31, 2016 and in accordance with his proposal letter of December 9, 2016 in the amount of \$5,750.

Township Greenways and Trails Network Plan: The Study Committee reviewed a final draft plan document in October. John Buerkle of Pashek Associates has made final edits to the plan for the adoption process. It is now under final review.

Mr. Dehart stated that he sent Mr. Buerkle his review comments today. He urged the Board to contribute any review comments as soon as possible. A final plan will be prepared for adoption by Resolution at the February 13, 2017 meeting.

PA DCNR Community Parks & Recreation Grants: The application period is open for the PA DCNR recreation and conservation grants program. Applications are due April 12, 2017. A possible application would be for the development of the hiking trails identified within the Two Mile Run Park Master Plan.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize the preparation of an application to the PA DCNR Community Parks Recreation Grants for the development of the hiking trails identified within the Two Mile Run Park Master Plan.

Mr. Dehart said that the final grant application will be presented for adoption by Resolution prior to the application due date.

Mr. Ed Gray of 975 Dutch Ridge Road asked if there was a way to mark the trails since it is a wooded area. Mr. Dehart agreed that the placement of markers along the trails was a good idea.

Excess Maintenance Agreement: An over-posted weight hauling permit application and an Excess Maintenance Agreement have been filed by Geopetro LLC for a 1.15 mile section of Neville Road. This is for work that will take place at the Jenkins Well Pad.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve and authorize execution of Excess Maintenance Agreement No. 2017-01 with Geopetro LLC for 1.15 miles of Neville Road, subject to the filing of a \$14,250 Performance Bond.

Hunter's Ridge Completion of Improvements: The developer has completed the improvement within the Hunter's Ridge Plan and is requesting dedication of the public improvements. The Township Engineer reported on the status of project completion. A site visit was conducted and only a few minor items remain outstanding at the detention pond. These items must be completed prior to release of the 18-month maintenance bond held on the pavement and storm sewers.

Resolution No. 2017-08 - The Solicitor has prepared the Resolution for street dedication. Resolution No. 2017-08 provides for the acceptance of roadways within the Hunter's Ridge Plan, to include James Drive and a portion of Brianna Drive. Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve Resolution No. 2017-08, accepting the dedication of streets within the Hunter's Ridge Plan as public streets.

Resolution No. 2017-09 provides for the adoption of stormwater improvements within the Hunter's Ridge Plan. Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Resolution No. 2017-09, adopting the stormwater improvements within the Hunter's Ridge Plan and authorizing execution of the Resolution after the preparation of the acceptance language by the Township Solicitor.

Hunter's Ridge Bond Release: The developer for Hunter's Ridge has requested a release of bond. The Township Engineer reviewed the request and recommended full release of bond. The recommendation is for the bond to be reduced from \$93,864.00 to \$0.00.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to reduce the Hunter's Ridge bond from \$99,864.00 to \$0.00. This is a full release of the letter of credit posted as the performance bond.

Mr. Mitrovich noted that the 18-month maintenance bond will begin.

Brighton Fields Phases 2, 3A & 3B: The developer has completed the improvements within the Brighton Fields Plan Phases 2, 3A & 3B and is requesting dedication of the public improvements. The Township Engineer reported on the status of project completion. Some administrative items still remain outstanding. The Solicitor has prepared the Resolution for street dedication when all required items are addressed. A Resolution for the stormwater improvements will also be prepared.

Ashley Ridge Completion of Improvements: The developer has completed the improvement within the Ashley Ridge Plan and is requesting dedication of the public improvements. The Township Engineer reported on the status of project completion. Some administrative items still remain outstanding which include providing a stormwater legal agreement and as-built plans. The Solicitor has prepared the Resolution for street dedication

when all required items are addressed. A Resolution for the stormwater improvements will also be prepared.

Ashley Ridge Bond Release: The developer for Ashley Ridge has requested a release of bond. The Township Engineer reviewed the request and made a recommendation for partial release of bond. LSSE recommends the Township reduce the bond amount from \$218,337.60 to \$10,000.00, which is a reduction of \$208,337.60. This release is contingent upon receipt of the \$34,500 maintenance bond.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the partial release of bond for the Ashley Ridge Plan from \$218,337.60 to \$10,000.00, contingent on the receipt of the \$34,500 maintenance bond.

Additional Business:

The Township Manager presented a Stormwater BMP Operations & Maintenance Agreement for the Hunter's Ridge Plan for approval. Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to execute the Stormwater BMP Operations & Maintenance Agreement for the Hunter's Ridge Plan and to approve for recording.

Public Comment: None

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

Adjournment: Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adjourn the meeting at 8:06 P.M.

Respectfully submitted,

Bryan K. Dehart
Township Secretary