

MINUTES

BRIGHTON TOWNSHIP BOARD OF SUPERVISORS

JULY 9, 2018

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. Four (4) 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
 Kathryn Johnston, Esq. – Planning Commission Solicitor
 Ned Mitrovich, P.E. - Township Engineer

Public Comment – Agenda Items: None.

Minutes of June 11, 2018 Regular Meeting: Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve the minutes of the June 11, 2018 Regular Meeting.

The following **June 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 Captain Pete Benedict
- E. Fire Department Report – given by 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 June Reports as submitted.

Parks & Recreation Board Vacancy: There is a vacancy on the Parks & Recreation Board for one (1) member for a term expiring December 31, 2022.

2017 Roadway Improvement Program: At the March 2017 meeting the Board awarded contracts for the 2017 Roadway Improvement Program to Youngblood Paving, Inc. Contract 17-R01 – 2017 Roadway Improvement Program has been completed.

Contract 17-R02 – Roadway Scratch & Leveling Program, with Add Alternate No. 1: With Change Order Nos. 1 & 3 this contract is in the amount of \$174,827.50 for the paving of Gypsy Glen Road from Beaver Borough to Two Mile Run Park and shoulder repair work in the area of 2615 Gypsy Glen Road. The road paving has been completed.

The Township Engineer confirmed that that all the work has been completed. A walk-through will be scheduled for next week to determine if there are any punch list items.

2018 Roadway Improvement Program: At the March 2018 meeting the Board awarded the contract C for the 2018 Roadway Improvement Program to Youngblood Paving, Inc. in the amount of \$388,126 for the paving of Crandon Circle, Raven Drive and Dove Drive. The contract also includes the paving of the basketball court at Dawson Ridge Park and Grove Road to access the Little Red School House.

The Township Engineer reported that all the paving has been completed. There are a few miscellaneous items still outstanding which include installation of the basketball hoops and line striping at the basketball court at Dawson Ridge as well as some restoration work. Mr. Mitrovich anticipates the project to come in under budget due to less base repair needed. A walk-through will be scheduled for next week to determine if there are any punch list items.

Two Mile Run Park Development – DCNR Grant: The contracts have been completed for the General Building Construction, Electrical and Plumbing.

Contract No. 17-PK1 Parking Lot Renovations: Mele & Mele & Sons, Inc. was awarded the contract in the amount of \$338,162.25 for the Base Bid and Add Alternates Nos. 1 & 2. Change Order No. 1 increased the contract amount to \$376,935.25. Change Order No. 2 extended the contract completion date to June 15, 2018. Change Order No. 3 has been submitted for approval to decrease the final contract amount by \$26,624.82 to \$350,310.43.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve Change Order No. 3 to reduce Contract No. 17-PK1 Parking Lot Renovations by \$26,624.82 to \$350,310.43.

The project is substantially completed, with \$5,000 being retained for punch list items listed on the June 7, 2018 report from LSSE. The contractor was given notice on July 2nd to complete the work by July 9th. The contractor has addressed the punch list items. However, the Engineer recommended retaining the \$5,000 since there are still some items outstanding including the ADA signs being too low and the rain garden vegetative growth.

Resolution No. 2018-22 Authorizing Collection of Interim Real Estate Taxes: The Beaver County Assessment Office has prepared a listing of interim real estate tax assessments dated June 28, 2018. Resolution No. 2018-22 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. 2018-22 directing the Real Estate Tax Collector to collect Interim Real Estate Taxes as listed therein.

Ordinance No. 211 - Adopting the 2015 International Property Maintenance Code:

At the June meeting the Board authorized the Township Solicitor to proceed with the advertisement of an ordinance for adoption that repeals Chapter 148 Property Maintenance and restates it as Chapter 148, Property Maintenance Code. Ordinance No. 211 has been advertised for consideration. A thorough review of Ordinance No. 211 was undertaken by Solicitor Johnston.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adopt Ordinance No. 211 to repeal and restate Chapter 148 as the Property Maintenance Code, adopting the 2015 Edition of the International Property Maintenance Code with local amendments as stated within the ordinance.

Ordinance No. 212 – Amending Chapter 121 Nuisances: At the June meeting the Board authorized the Township Solicitor to proceed with the advertisement of an ordinance for adoption to amend Chapter 121 Nuisances. Ordinance No. 212 has been advertised for consideration. Ms. Johnston reviewed the highlights of Ordinance No. 212.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to adopt Ordinance No. 212 to amend Chapter 121 Nuisances.

Ordinance No. 213 – Amending Chapter 138 Peace and Good Order: At the June meeting the Board authorized the Township Solicitor to proceed with the advertisement of an ordinance for adoption to amend Chapter 138 Peace and Good Order. Ordinance No. 213 has been advertised for consideration. Ordinance No. 213 was reviewed by Solicitor Johnston.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adopt Ordinance No. 213 to amend Chapter 138 Peace and Good Order.

Ordinance No. 214 – Amending Chapter 70 Animals: At the June meeting the Board authorized the Township Solicitor to proceed with the advertisement of an ordinance for adoption to amend Chapter 70 Animals. Ordinance No. 214 has been advertised for consideration. Ms. Johnston reviewed Ordinance No. 214. Chapter 70 Animals was amended due to outdated language and provisions that were not specific enough.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to adopt Ordinance No. 214 to amend Chapter 70 Animals.

Ordinance No. 215 Amending the Vehicles and Traffic Code: At the June meeting the Board authorized the Solicitor to advertise an ordinance approving the placement of traffic control signs on the accepted streets in the Brighton Fields Plan Phases 2, 3A & 3B. Ordinance No. 215 has been advertised for consideration.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adopt Ordinance No. 215 to amend Chapter 189 Traffic and to authorize traffic control signs in Brighton Fields Plan Phases 2, 3A & 3B.

Ordinance – Amending Chapter 97 Fireworks: Act 43 of 2017 authorizes the purchase and use of consumer fireworks in Pennsylvania that do not require a municipal permit. As a result of this Act changes are needed to the Township’s Chapter 97 Fireworks code. PSATS has provided sample ordinance language for consideration.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize the Township Solicitor to prepare an ordinance for review.

Resolution No. 2018-23 Designating a Construction Code Board of Appeals: The Beaver County Regional Council of Governments has established a Regional Uniform Construction Code Appeals Board for member municipalities to hear appeals on decisions of the building code official. Resolution No. 2018-23 designates the Beaver County Regional Council of Governments Regional Uniform Construction Code Appeals Board as the appeals board for Brighton Township.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Resolution No. 2018-23 designating the Beaver County Regional Council of Governments Regional Uniform Construction Code Appeals Board as the appeals board for Brighton Township.

Resolution No. 2018-24 Designating an International Property Maintenance Code Board of Appeals: Upon adoption of the 2015 Edition of the International Property Maintenance Code it becomes necessary to create a Board of Appeals to hear appeals on decisions of the Code Official. Ordinance No. 211 adopted that Code. Resolution No. 2018-24 appoints members to a newly created Property Maintenance Code Appeals Board as follows:

Chris DeNelle – 410 Sherwood Drive	Architect
Darren T. Kredel – 134 Aspen Drive	Engineer
Jerry Meadows – 455 Neville Road	Contractor
Bryan W. Flaugh – 109 Jodi Drive	Engineer (Alternate)
Robert A. Galino, Jr. – 475 Chapel Road	Contractor (Alternate)

Members serve indefinitely or until replaced by the Board of Supervisors.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve Resolution No. 2018-24 creating and appointing members to the Brighton Township Property Maintenance Board Appeals Board.

Resolution No. 2018-25 Establishing a Fee for Hearings: This resolution establishes a \$400 fee for a hearing before the Property Maintenance Code Appeals Board and it also increases the hearing fee before the Zoning Hearing Board from \$350 to \$400.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Resolution No. 2018-25 establishing a fee of \$400 for a hearing before the Property Maintenance Code Appeals Board or the Zoning Hearing Board.

Township MS4 Program: The Township Engineer reported on activities with the Municipal Separate Storm Systems Program. The stormwater pond inspections have been completed and notifications will be sent to homeowners and developers. Mr. Dehart asked the Township Engineer to add the pond located in Beaver Woods to the stormwater pond inspection list.

Brighton Fields Phase 1 Stormwater Pond Restoration: At the September meeting the Board authorized the Township Engineer to prepare a plan of what improvements are required for the stormwater detention facility within Phase I. The restoration will partly address the Township's obligations under the Pollutant Reduction Plan that has been prepared as part of the Township's MS4 permit.

The Township Engineer has done a preliminary plan for the stormwater ponds restoration. Since dry weather is anticipated this week, Mr. Mitrovich will ask the Road Foreman to obtain some samples. Mr. Dehart will contact the Brighton Fields HOA to let them know that limited work will be done at the stormwater pond in Phase I, conditions permitting.

Stormwater Service Fee Analysis and Report: The Board has authorized the Township Engineer to prepare a Stormwater Service Fee Analysis and Report that will provide a basis upon which to charge stormwater fees. The study is being completed during 2018.

The Township Engineer plans to provide the Stormwater Service Fee Analysis and Report this fall.

Evergreen Heights – Phase I: The Township Solicitor has prepared the Agreements for the Evergreen Heights subdivision plan. The Township Solicitor advised of the status of the execution of the Agreements. The Developer's Agreement and Agreement of the Construction of a Stormwater Drainage Collection System have been submitted to Third Street Beaver Associates for review and execution. Mr. Reed resolved a question raised by the developer on the Stormwater Agreement. Mr. Reed has not received any comments about the Developer's Agreement and, therefore, assumes there were found to be acceptable.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the execution of the Developer's Agreement and the Agreement for the Construction of a Stormwater Drainage Collection System as prepared by the Township Solicitor, subject to their prior execution by the developer.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize recording of the Subdivision Plan for Evergreen Heights, Phase I subject to receipt of the Developer's Agreement, Agreement for the Construction of a Stormwater Drainage Collection System and the posting of the required financial security.

Ashley Ridge Plan – Maintenance Bond: The Board authorized the Township Engineer to conduct a final inspection of the Ashley Ridge Plan of Lots prior to expiration of the Maintenance Bond, expiring July 31, 2018. The Engineer issued a report dated April 30, 2018 and advised the developer by letter of June 4, 2018 that a response to the inspection report was still outstanding.

The Township Engineer reported that all work has been completed and recommended the release of the maintenance bond.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize release of the maintenance bond upon its expiration date of July 31, 2018.

2018 Beaver County Local Government Conference: The 2018 Beaver County Local Government Conference, and the Beaver County Association of Township Officials annual business meeting, will take place on Thursday, August 9th at the Community College of Beaver County. Messrs. Curtaccio and Equels plan to attend. Mr. Piccirilli is uncertain of attendance at this time.

Additional Business:

The Township Manager stated that he met with Dawna Pella of Pella Consulting. Pella Consulting provides code enforcement services for municipalities. A proposal has been received from Pella Consulting for code enforcement services at a cost of \$17.00 per hour. The Township Solicitor has reviewed the proposal and believes the liability language is too broad. Mr. Dehart will review the liability language with the insurance company. It was noted that the hiring a Code Official is authorized within Chapter 148.

After a discussion, Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to engage Pella Consulting as the Code Official for Brighton Township and to accept their proposal, subject to the approval of the liability language, and authorizing execution of the Agreement with Pella subject to the Solicitor's approval.

Mr. Curtaccio announced that the Brighton Township Volunteer Fire Department met earlier this evening to approve the sale of the old Engine 632 to Lander Volunteer Fire Department in the amount of \$30,000. The Fire Department will have the payment wired to Brighton Township for placement within the Fire Truck Reserve Fund.

Public Comment:

Andrew Allen of 102 Jodi Drive was in attendance to present his Eagle Scout Project Proposal to the Board of Supervisors. Andrew would like to build a stone sitting wall along the Ashley Ridge walking trail. The Board welcomed this project and authorized the signing of the Eagle Scout Service Project Proposal for the sitting wall.

Ratify June Bills List: Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to ratify the June Bills List.

Adjournment: Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to adjourn the meeting at 7:55 P.M.

Respectfully submitted,

Bryan K. Dehart
Township Secretary