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| Anti-Skid Type 3A (AS1) | 400 Tons |
| Cinders | 400 Tons |

The Township previously included 1,100 Tons of Rock Salt on the PA State Contract bid.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize participation in the BCRCOG 2018/2019 Winter Commodities Bid for the materials and estimated quantities as listed.

Approve Purchase of Access Control Panel for BTVFD Station #3: A quotation has been received for the purchase and installation of an access control and intrusion panel at Fire Station No. 3 from Open System in the amount of \$2,975.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to accept the quotation from Open Systems for the purchase and installation of an access control and intrusion panel at Fire Station No. 3 in the amount of \$2,975.

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 \$174,827.44 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 recommended approval of Change Order No. 4 (Final) to Contract No. 17-R02 - the 2017 Roadway Scratch and Leveling Program. This change order includes adjustments for extra work performed at the Hardy Field Trail and reflects the field measurements of the final in-place quantities for the road paving. The total price change for work described in Change Order No. 4 (Final) is a decrease of \$1,449.34. The total contract price will decrease from \$174,827.44 to \$173,378.10.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve Change Order No. 4 (Final) to Contract No. 17-R02 – Roadway Scratch & Leveling Program which decreases the total contract price from \$174,827.44 to \$173,378.10, a \$1,449.34 reduction.

The Township Engineer also recommended approval of Partial Payment Request No. 1 (Final) for Contract No. 17-R02 – 2017 Roadway Scratch and Leveling Program to Youngblood Paving Inc. in the amount of \$173,378.10.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to authorize Partial Payment Request No. 1 (Final) for Contract No. 17-R02 – 2017 Roadway Scratch and Leveling Program to Youngblood Paving Inc. in the amount of \$173,378.10.

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, Dove Drive and Sebring Road from Mudlick Hollow Road to Tuscarawas Road. 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 road paving has been completed.

The Township Engineer recommended approval of Partial Payment No. 1 for Contract No. 18R01 (Contract C) – 2018 Roadway Improvement Program to Youngblood Paving in the amount of \$292,907.21. It was noted that there are still a few items outstanding including the placement of the basketball hoops and striping at the basketball court in the Dawson Ridge Park, back filling on some roads and sealing paved roads. A retainage of 5% of the contract value will be held.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve Partial Payment No. 1 for Contract No. 18R01 (Contract C) – 2018 Roadway Improvement Program to Youngblood Paving in the amount of \$292,907.21.

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. With Change Orders the final contract amount is \$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.

Appointment of a Deputy Tax Collector: The RE Tax Collector, James W. Onuska, has recommended the appointment of Janet Shute (Beaver Borough Tax Collector) as the Deputy Tax Collector for Brighton Township. The Deputy performs the duties of Tax Collector in the event the elected collector is incapacitated.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to appoint Janet Shute as the Deputy Tax Collector for Brighton Township.

Resolution No. 2018-26 Approving the Disposition of Specified Public Records: The Board previously adopted the Municipal Records Manual providing the retention schedule for public records. Resolution No. 2018-26 authorizes the disposition of certain public records specified therein.

Mr. Piccirilli, made a motion, seconded by Mr. Equels, vote unanimous, to approve Resolution No. 2018-26 authorizing the disposition of the records specified.

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. At the July meeting the Board authorized the Township Solicitor to prepare an ordinance for review.

There was no update on the draft ordinance at this time.

Duquesne Light Company – Grading Permit Waiver Request(s): Duquesne Light Company has submitted a Grading Permit application as part of their Diagonal River Crossing Project. The project includes the removal of existing tower and pole structures and the construction of eight (8) new monopoles within Brighton Township to accommodate the Ohio River crossing with new transmission lines. Fletcher Road will be used for access to the construction site consisting of 18 acres on two parcels.

The Board was provided a copy of a letter dated August 3, 2018 from GAI Consultants on behalf of Duquesne Light Company making the request for ordinance waivers. Waivers are being requested from the following Township Code Chapter 104 Grading and Excavating: §104-17.A, §104-16.F and §104-17.J. These sections prohibit slopes in excess of 3:1 and require 10-foot wide benches for each 20-foot in elevation.

Travis Moore, Senior Project Manager of Duquesne Light, made a presentation on the requests for granting of ordinance waivers. Duquesne Light is replacing aged infrastructure and is requesting waivers to include 2:1 and 1:1 slopes. The proposed work is located on existing steep slopes. The project intends to keep all the soil on the site which will eliminate the truck transportation of the material of site. The project has been designed and engineered for stability and to meet the test of time. It was also noted that the easements on the subject parcels do not permit the land owner to build on the easement. There is a need to complete the project this year. Chairman Curtaccio asked who monitors the slopes after the project is completed. He was informed that Duquesne Light performs annual maintenance through inspections with a helicopter.

The Township Engineer stated that this project is unique in that geotechnical and engineering services have been performed to determine that these slopes are stable. He noted that 2:1 slopes are not uncommon and that the 1:1 slope is a cut slope in rock. Mr. Moore emphasized that providing service to customers safely is Duquesne Light's number one concern.

The Township Engineer recommended that the Township set the bond amount at \$1,499,066.29, which is 110% of the total cost for the improvements. It was noted that the bonding for the landscaping will be held longer as the restoration of the vegetation will not take place until March or April 2019.

Stormwater Management was also discussed. Mr. Mitrovich stated that the proposed Stormwater Management Plan is a unique approach in that it uses vegetation through the creation of a post-construction meadow instead of a pond. The Township Engineer will modify the existing Stormwater BMP Agreement to include vegetation. Mr. Moore commented that the proposed Stormwater Management Plan should reduce the runoff by 25 to 30 percent based upon the calculations provided by their consultant.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to grant the requested waivers and the grading permit to Duquesne Light in consideration of the expert testimony, the existing conditions of the project area, the restricted nature of the site from future development, the scope and importance of the project, DLCO's unique experience with these projects and DLCO's status as an essential service. The motion is to approve the waivers from §104-17.A, §104-16.F, and §104-17.J of Chapter 104 Grading and Excavating; and to issue the Grading Permit subject to the following conditions:

1. Posting of a Bond in the amount of \$1,499,066.29 with Brighton Township as the beneficiary as set forth in the Township Engineer's August 13, 2018 letter with the approved Project Bonding Summary.
2. Compliance with the Township Engineer's August 13, 2018 letter outlining the remaining unresolved/non-compliant items identified in their review of DLCO's grading permit application.
3. DLCO shall issue to Brighton Township a post-construction geotechnical report sealed by a geotechnical engineer registered in the Commonwealth of Pennsylvania certifying that all items in the geotechnical report dated June 13, 2018 have been met or exceeded.
4. DLCO shall enter into a Stormwater BMP Operations and Maintenance Agreement with Brighton Township with bonding in an amount to be determined by the Township Engineer. The Agreement and Bonding will remain in place until such time as the post-construction stormwater management conditions outlined in the August 8, 2018 GAI Consultant letter are achieved. The Stormwater BMP Operations and Maintenance Agreement will be prepared by the Township Engineer. Compliance with Attachment 1 to the Stormwater Management Report must be achieved or another plan will be required.

Excess Maintenance Agreement: An over-posted weight hauling permit application and an Excess Maintenance Agreement No. 2018-03 has been filed by Duquesne Light Company for the full length of Sebring Road. Duquesne Light will be using Fletcher Road to access their electric towers for replacement and a river crossing project. They have advised that primary access will be from PA Route 68 to Fletcher Road, with very limited use of Sebring Road from Tuscarawas Road to Fletcher Road. This access route is the most direct route and has less residential properties. Contractors will be instructed to take this route.

The Township Engineer advised that the Township Police be notified in advance of deliveries from large vehicles so that traffic control can be provided as needed. The Board had concerns over granting use of Sebring Road from Tuscarawas Road to Fletcher Road as that portion has been recently paved and has a high concentration of residential homes. After discussions, Duquesne Light Company agreed to amend their requested bonding for the portion of Sebring Road from PA Route 68 to Fletcher Road.

After review, Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the Excess Maintenance Agreement No. 2018-03 with Duquesne Light Company for Sebring Road from PA Route 68 to Fletcher Road.

Township MS4 Program: The Township Engineer reported on activities with the Municipal Separate Storm Systems Program. The Beaver Woods Pond has been added to the list of ponds to inspect. Inspections have been completed.

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 Township Engineer has done a preliminary plan for the stormwater ponds restoration. Additional evaluation was pending dry weather when some work within the pond could be undertaken, but that has not occurred.

The Township Manager requested that Mr. Mitrovich prepare a cost estimate for the project. Thereafter, Mr. Dehart can have further discussions with the Brighton Fields Home Owners Association about a possible joint project.

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 reported that the Stormwater Service Fee Analysis and Report is still a work in progress.

Stormwater BMP Operations & Maintenance Agreement: An Agreement for individual small stormwater management BMPs was previously approved for Roy Early and Vida Kaniecki – 4545 Dutch Ridge Road – for a new single-family home. The applicants are now adding a 1,520 SF detached garage at their property requiring the submission of a revised Agreement.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the revised Agreement for individual small stormwater management BMPs submitted by Roy Early and Vida Kaniecki, 4545 Dutch Ridge Road for the construction of a new single-family home and a detached garage.

This lot is part of the Antler Ridge Plan of Lots. The developer, Tod Arbutina, has advised that he plans to file a new plan to re-subdivide the remaining lots into a new configuration that will include a public street. He has stated that the revised plan will include 4545 Dutch Ridge Road in the stormwater management plan. Therefore, he has asked if the individual small stormwater management BMPs to be installed by Roy Early and Vida Kaniecki can be deferred until a later date, as it would become unnecessary if the stormwater is managed as part of the new development.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize the Township Solicitor to prepare an Agreement for execution by all parties that would include

conditions and a limited time period for implementation of the BMPs. Bonding provisions are also to be included.

Conditional Use Application – Brighton Bubbles Car Wash: Application for land development has been made for a car wash at 4700 Tuscarawas Road, Tax Parcel No. 55-017-0107.002. The applicant is Brighton Bubbles, L.L.P. of Gibsonia, PA. A car wash is a permitted Conditional Use in the C-1 Neighborhood Commercial Zoning District. The Board was provided a copy of the site plan and the Township Engineer’s August 6, 2018 review comments.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to a conduct a public hearing on the Conditional Use application of Brighton Bubbles for a car wash use in the C-1 Zoning District on September 10, 2018 at 6:00 P.M.

Additional Business: Mr. Reed reported that he will be presenting two property tax appeal documents to the Township Manager for signature. These two taxable properties owned by the Township will be filed for property tax exempt status. One is the property purchased adjacent to Hardy Field and the second is property dedicated to the Township by Maronda Homes.

Public Comment: There was no public comment.

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

Adjournment: Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to adjourn the meeting at 9:10 P.M.

Respectfully submitted,

Bryan K. Dehart
Township Secretary