

MINUTES

BRIGHTON TOWNSHIP BOARD OF SUPERVISORS

JUNE 8, 2020

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. One visitor was present.

PRESENT: John Curtaccio – Chairman
 Mark Piccirilli – Vice Chairman
 James E. Equels, Sr. – Supervisor
 Bryan K. Dehart - Manager/Secretary
 Marie S. Hartman, P.E. - Township Engineer

The Chairman noted that the Solicitor, Police Chief and Fire Chief were excused from the meeting due to the COVID 19 Pandemic and the recommendations to provide for social distancing and to avoid the gathering of large groups of people.

Public Comment – Agenda Items: None

Resolution No. 2020-12 Remembering Harold F. Reed, Jr.: Brighton Township lost a good friend on May 23rd with the passing of Harold Reed, Jr. He was first appointed Solicitor on January 4, 1954 and served continuously until his death for 28 Township Supervisors. He was a true gentleman, caring, humble and wise. Each Board member and the Township Manager shared comments and memories of Mr. Reed.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Resolution No. 2020-12 which is included within these minutes as a permanent record to honor Harold F. Reed, Jr.

RESOLUTION NO. 2020-12

**BRIGHTON TOWNSHIP
Beaver County, Pennsylvania**

“Whatever you have learned or received or heard from me, or see in me – put it into practice. And the God of peace will be with you.” Philippians 4:9

WHEREAS, Harold F. Reed, Jr., Esq. was appointed Solicitor of Brighton Township on January 4, 1954 and served continuously until his death on May 23, 2020, and was a highly respected attorney throughout Beaver County; and

WHEREAS, Harold F. Reed, Jr., Esq. served as counsel and friend to twenty-eight Brighton Township Supervisors during his tenure, providing counsel and leadership through the Township's most formative years, establishing Brighton Township as Beaver County's most desirable community in which to live; and

WHEREAS, Harold F. Reed, Jr., Esq. was first and foremost a gentleman, a man of high principles, great moral character, honorable and noble; with words of grace; and

WHEREAS, Harold F. Reed, Jr., Esq. was a man of strong faith, serving his family, community and church throughout his life; and living all aspects of his life as recorded in the word of God: "... And what does the Lord require of you? To act justly and to love mercy and to walk humbly with your God." (Micah 6:8); and

WHEREAS, Harold F. Reed, Jr., Esq. is now reunited with his wife Martha with whom he shared 62 years of love and devotion as they rejoice in the presence of their Savior.

THEREFORE, in recognition of his service with honor and integrity, the Supervisors of Brighton Township, Beaver County, Pennsylvania do hereby place upon the official Minutes of the Township, this record of their appreciation for the leadership, counsel and friendship of **HAROLD F. REED, JR., ESQ.**, as Solicitor, and their sadness at his death.

ENACTED this 8th day of June, 2020.

ATTEST:

Bryan K. Dehart
Bryan K. Dehart, Secretary

John Curtaccio
John Curtaccio, Chairman

Kathryn L. Johnston
Kathryn L. Johnston, Solicitor

Mark Piccirilli
Mark Piccirilli, Vice-Chairman

Ned Mitrovich
Ned Mitrovich, Engineer

James E. Equels, Sr.
James E. Equels, Sr. Supervisor

Declaration of Emergency Disaster: The Pennsylvania Emergency Management Agency previously recommended that all Townships adopt their own emergency declaration. Brighton Township put one into effect at the April meeting with an effective date of March 23rd.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to keep the declaration in effect until terminated.

Minutes of May 11, 2020 Regular Meeting: Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the minutes of the May 11, 2020 Regular Meeting.

Mr. Curtaccio dispensed with the reading of the monthly **May Reports**. Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to accept the following May Reports as written and submitted.

- A. Treasurer's Report
- B. Building Permit Report
- C. Road Department Report
- D. Police Department Report
- E. Fire Department Report
- F. Report of Tax Collectors
- G. Report of Fines
- H. Recycling Report

Planning Commission Vacancy: There is a vacancy on the Planning Commission for a term ending December 31, 2023.

Zoning Hearing Board Resignation: Linda Topper submitted a resignation from the Zoning Hearing Board. Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to accept the resignation of Linda Topper from the Zoning Hearing Board.

There is now a vacancy on the Zoning Hearing Board for a term ending December 31, 2022.

Contract No. 20-R01 2020 Roadway Improvement Program Bid Liquid Fuels: At the March meeting the Board awarded Contract No. 20-R01 2020 Roadway Improvement Program Bid Liquid Fuels to Youngblood Paving, Inc. in the amount of \$561,162.65 for the base bid and add alternates 1, 2 and 3. The contract documents have been executed. Ms. Hartman stated that the preconstruction meeting has been scheduled for Friday, June 12th at 9:00 AM in the Public Works garage.

Contract No. 20-R02 2020 Roadway Improvement Program Bid General Fund: At the May meeting the Board awarded Contract No. 20-R02 2020 Roadway Improvement Program Bid General Fund to Youngblood Paving, Inc. in the amount of \$250,066. Duquesne Light Company (DLC) has committed to paying for the paving of the section of Sebring Road from PA Route 68 to Fletcher Road subject to the Township signing a release. DLC submitted a proposed release for this purpose. The Township Solicitor reviewed the release and advised that it was acceptable.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve and authorize the Chairman to execute the Release of Obligations Agreement with Duquesne Light Company.

The Engineer delivered the contract documents for execution, and stated that the preconstruction meeting is scheduled for Friday, June 12th at 9:00 AM in the Public Works garage.

Contract No. 20-R03 2020 Slide Repairs Contract A – Gypsy Glen Road: At the May meeting the Board awarded Contract No. 20-R03 2020 Slide Repairs Contract A - Gypsy Glen Road to Stefanik's Next Generation Contracting Company, Inc. in the amount of \$361,432.

The Engineer said that the notice of award was mailed on May 28, 2020, and she expects to be in receipt of the contract documents by Friday. Ms. Hartman stated that the preconstruction meeting has been scheduled for Friday, June 12th at 11:00 AM in the Public Works garage.

Contract No. 20-R03 2020 Slide Repairs Contract B: At the May meeting the Board awarded Contract No. 20-R03 2020 Slide Repairs Contract B - Sebring Road to A. Folino Construction, Inc. in the amount of \$363,250, less Item B5 in the amount of \$21,000, for a total bid award of \$342,250.

The Engineer said that the notice of award was mailed on May 28, 2020, and that Change Order No. 1 will be for the deletion of line item B5. Ms. Hartman stated that the preconstruction meeting has been scheduled for Friday, June 12th at 11:45 AM in the Public Works garage. She expects the contracts to be hand delivered that day.

Contract No. 20-SW1 Brighton Fields Phase I 2020 Stormwater Improvement: At the March meeting the Board awarded the bid for Contract No. 20-SW1 2020 Brighton Fields – Phase I 2020 Stormwater Improvements to LM&R Excavating, LLC in the amount of \$122,195.00. Ms. Hartman said the project is progressing and has a July 20th completion date based upon the contract documents. However, it appears they are ahead of schedule. No pay request was submitted for this month.

Beaver Woods Stormwater Pond(s) Retrofit: The Township has acquired the stormwater detention facilities and surrounding property located behind Beaver Woods. The Township Engineer has prepared a survey of the properties and has prepared preliminary plans for the design of the BMPs required to implement the Township's Pollution Reduction Plan. This will be a 2021 construction project.

Plan of Subdivision Adjacent to 114 Norwood Drive: An area of the land acquired from Amore Companies is between the access road to the BTSA pump station and 114 Norwood Drive. The home at 114 Norwood is on the property line, and has maintained the area referenced since they acquired the property. Mr. Dehart recommended that the area be conveyed to the Lorri A. Hagwood of 114 Norwood Drive with a reasonable payment and cost of subdivision application fees and recording fees. The Township Solicitor has investigated the matter and the

Board is authorized to proceed with the sale of the real estate since its value is less than \$6,000 and it is being announced at a public meeting.

After review and discussion, Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize the Township Solicitor to file the plan of subdivision for the area discussed, and authorize the sale of the property to Ms. Hagwood for a fee of \$500 plus the payment of the application fees for subdivision to the Beaver County Planning Commission and Brighton Township, and the cost of plan recording and property transfer.

Township MS4 Program: The Township Engineer reported that samples are being taken at this time for the Municipal Separate Storm Systems Program and the BMP inspections are schedule for next week.

DCNR Grant – Two Mile Run Park Trails: The Township Engineer has submitted to PA DCNR the preliminary design drawings and construction specifications for the Two Mile Run Park Trails project. Pending is the Certification of Title for DCNR approval. Prior to construction an NPDES Permit and PA DEP GP-7 Permit for the stream crossing need to be secured. The revised project timeline anticipates an April 2021 construction start date, primarily due to the expected time period for the securing of the stream crossing permit. This project is pending final DCNR approval and securing of required construction permits.

Mr. Mitrovich said that the Township will need to construct one more stormwater pond to meet the requirements of the Pollution Reduction Plan under the MS4 Program. A location is being evaluated in the Two Mile Run Park area. That project may be able to be coordinated with the trails project, especially the requirements for PA DEP permitting related to stream crossings and earth moving.

DCNR Grant – Two Mile Run Park Trails: The Township Engineer has submitted to PA DCNR the preliminary design drawings and construction specifications for the Two Mile Run Park Trails project. Pending is the Certification of Title for DCNR approval. Prior to construction an NPDES Permit and PaDEP GP-7 Permit for the stream crossing need to be secured. Ms. Hartman noted that the DCNR has given verbal approval of the drawings, but cannot give final release until the Certification of Title is submitted. That is now being prepared by the Solicitor. This will be a 2021 construction project.

Two Mile Run Park PRP Stormwater Pond: An additional stormwater pond needs to be constructed or retrofitted to meet the full obligations of the Township's Pollution Reduction Plan (PRP) as part of the MS4 permit. A site at Two Mile Run Park area is now being evaluated for this purpose. The Engineer reviewed a plan with the Board to identify the possible location of an additional stormwater pond. It may need to incorporate area that is identified as common area on the Woodridge Heights Plan. That is being further investigated as plans are prepared. Additional projects being evaluated in the area under control of Brighton Township include streambank restoration and a flood control pond.

Request for Exemptions from Refuse Program 2020-2021 Contract Year: Each year the Board reviews requests for exemption from the refuse program for the next year. A list of

residents who have requested exemptions was presented. Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the exemption requests of the fourteen persons who submitted the documentation.

PEMA Volunteer Loan Assistance Program: The Township previously authorized the purchase of a 2020 Fire Rescue vehicle. The BTVFD is applying for a loan through the PEMA Volunteer Loan Assistance Program to partially fund the purchase. Since the Township is providing 20% or more of the required funding, the Township must also sign the application.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to ratify the signature of the PEMA Volunteer Loan Assistance Program application by the Chairman.

Lien List 2019 Delinquent Stormwater Fees: The Board previously established a policy for the filing of liens for delinquent stormwater fees. The lien list is prepared for filing, with a copy provided to the Board.

Mr. Piccirilli, made a motion, seconded by Mr. Equels, vote unanimous, to authorize the Solicitor to file liens for 2019 delinquent stormwater fees in accordance with Resolution No. 2019-15.

R.E.D. Mantini, LLC Stormwater BMP Operations and Maintenance Agreement: The Board approved previously approved the land development application of R.E.D. Mantini, LLC for a new Beaver County State Police Barracks on Dutch Ridge Road. The plan has been recorded. Therefore, the Stormwater BMP Operations and Maintenance Agreement was prepared for the project and has been executed by the owner.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve and authorize execution of the Stormwater BMP Operations and Maintenance Agreement for the Beaver County State Police Barracks land development project.

Memorandum of Understanding with Marathon Pipe Line LLC: Marathon Pipe Line LLC is planning the construction of a new pipeline within Brighton Township that will cross two Township roads and access others. The Engineer as prepared a draft Memorandum of Understanding with Marathon Pipe Line, LLC to address the requirements for the scope of work. Ms. Hartman reviewed the MOU in detail. It requires submitted of permits from outside agencies, and applicable permits from the Township: driveway permits, road opening permits, over posted weight hauling permits (with bonding) and a grading permit. Stormwater management is to be addressed as well as traffic control. It addresses applicable fees, protection from damages and posting of bonds and insurance. Ms. Hartman will finalize the MOU after review with the Solicitor and then schedule a meeting with a representative of Marathon Pipe Line for review.

The County of Beaver Plan of Subdivision Number 2: On January 13, 2020 the Board approved The County of Beaver Plan of Subdivision No. 2 as prepared by Pringle-Nero Land Surveying, Inc. dated November 18, 2019 subject to compliance with the Township Engineer's review letter of January 2, 2020. All conditions have been met and the plan is ready to record.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to authorize the signature and recording of The County of Beaver Plan of Subdivision No. 2.

Additional Business: There was no additional business.

Public Comment: There was no public comment.

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

Adjournment: Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to adjourn the meeting at 7:57 P.M.

Respectfully submitted,

Bryan K. Dehart
Township Secretary