

MINUTES

BRIGHTON TOWNSHIP BOARD OF SUPERVISORS

May 10, 2021

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. Two (2) visitors were present.

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

Public Comment – Agenda Items: None

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 2020 meeting with an effective date of March 23, 2020.

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

Minutes of April 12, 2021 Regular Meeting: Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the minutes of the April 12, 2021 Regular Meeting.

Mr. Curtaccio dispensed with the reading of the monthly **April Reports**. Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to accept the following April 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 – no report
- F. Report of Tax Collectors
- G. Report of Fines
- H. Recycling Report

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

Parks & Recreation Board Vacancies: Patti Mick has submitted her resignation from the Parks and Recreation Board, creating a vacancy for a term ending December 31, 2022.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to accept the resignation of Patti Mick from the Parks and Recreation Board.

Three (3) persons have submitted their interest in filling the vacancies on the Parks and Recreation Board. Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to make the following appointments the Parks and Recreation Board.

Jessica Simpson, 126 Matthews Drive for a term ending December 31, 2021;
Drew Schwartzel, 102 Meadowridge Drive for a term ending December 31, 2022; and
Melissa Rabassi, 117 Windy Ghoull Drive for a term ending December 31, 2023.

Personnel Actions: Police Department: Chief Blinn has recommended the hiring of Robert E. Applegarth, 35 Hemlock Street, as a part-time patrolman. He is currently a full-time patrolman with the Beaver Falls Police Department.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the hiring of Robert E. Applegarth as a part-time patrolman as the starting rate of \$19.00 per hour (1st year/experience), subject to a 6-month probationary period.

Seasonal Employment: Mr. Dehart recommended that the Board approve the hiring of Todd Phillips, 880 2nd Street is as a seasonal employee. Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve the hiring of Todd Phillips as a seasonal employee at a rate of \$10.00 per hour.

Authorize Bid for Municipal Building HVAC Main Office: A price quote to replace the HVAC in the main office of the municipal building has been received and it exceeds the bidding threshold. Mr. Dehart recommended that the Board authorize the Township Engineer to prepare the bid specifications and documents for this project. It was noted that it was the original equipment.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize the Township Engineer to prepare the bid specifications and documents for replacement of the HVAC in the municipal building main office.

2021 Roadway Improvement Program: At the March meeting the Board awarded Contract No. 21-R01 2021 Roadway Improvement Program Bid Liquid Fuels to Youngblood Paving, Inc. in the amount of \$395,815.10 for the base bid and add alternates 1 and 2. The contract documents have been executed.

The Engineer reported that paving is expected to begin in the second half of June. Columbia Gas is to complete some work in the intersection area of Western and Eighth Avenues by that date. They are also going to lower the gas line on Westview Drive to allow Public Works to lower the

roadway in the area of 518 Westview Drive to remove a vertical curve. They will also be doing a storm sewer extension from 7th Avenue to 9th Avenue in advance of the paving.

Beaver County Regional COG 2021 Summer & Winter Commodities Bid: At the March meeting the Board authorized submitting estimated quantities for the 2021 Beaver County Regional COG Summer & Winter Commodities Bid. The bid results have been provided. The following bid awards were recommended based upon the bid results:

Contract #1 Road Aggregates Delivered

Slag Size No. 8 100 Tons NO BIDS

A.R. Oliastro, Inc. (724) 758-5215

River Gravel Size No. 57	\$21.90 Ton	200 Tons	<u>\$4,380.00</u>
Total Contract Award:			<u>\$4,380.00</u>

McClymonds Supply & Transit Co., Inc. (724) 368-8040

No. 2A Stone (Limestone)	\$16.90 Ton	1,200 Tons	\$20,280.00
No. 8 Stone (Limestone)	\$21.26 Ton	600 Tons	\$12,756.00
No. 1 Stone (Limestone)	\$19.65 Ton	100 Tons	\$ 1,965.00
No. R4 (Limestone)	\$19.65 Ton	100 Tons	\$ 1,965.00
No. R6 (Limestone)	\$29.65 Ton	100 Tons	<u>\$ 2,965.00</u>
Total Contract Award:			<u>\$39,931.00</u>

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to award bids for Contract #1 Road Aggregates as read.

Contract #2 Liquid Asphalts Applied

Midland Asphalt Materials, Inc. (570) 317-9028

E-1 Prime	\$1.610 Gallon	2,000 Gallons	\$ 3,220.00
CRS-2 (E-3)	\$1.745 Gallon	30,000 Gallons	<u>\$52,350.00</u>
Total Contract Award:			<u>\$55,570.00</u>

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to award bids for Contract #2 Liquid Asphalts Applied as read.

Contract #7 Gasoline & Fuel

Reed Oil Company (724) 658-6692

<u>Ultra Low On-Road Diesel Fuel</u>	+0.035 (Posted Price \$1.9327)	16,000 Gallons
		Award: \$30,923.20

The cost of ultra-low on-road diesel fuel will be \$0.035 above the posted price on the date of order. Add \$0.03/gallon for winter additive.

<u>Unleaded Gasoline (87 Octane)</u>	+0.035 (Posted Price \$1.9179)	16,000 Gallons
		Award: \$31,645.35

The cost of unleaded gasoline (87 octane) will be \$0.035 above the posted price on the date of order.

Total Contract Award: \$62,568.55

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to award bids for Contract #7 Gasoline and Fuel as read.

Contract #8 Winter Road Materials

Cargill, Inc. (800) 600-7258

Rock Salt	\$80.93 Ton	700 Tons	<u>\$56,651.00</u>
Total Contract Award:			\$56,651.00

McClymonds Supply & Transit Co., Inc. (724) 368-8040

Anti-Skid Type AS-1 (3A)	\$15.49 Ton	400 Tons	<u>\$6,196.00</u>
Total Contract Award:			\$6,196.00

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to award bids for Contract #8 Winter Road Materials as read.

Resolution No. 2021-14 PA DCED Greenways, Trails and Recreation Program Grant – Brighton Grange: An application to PA DCED for a Greenways, Trails and Recreation Program grant has been prepared requesting grant funds of \$250,000 for the renovation of the Social Hall property in accordance with the recently completed Feasibility Study. The project has been titled the Brighton Grange Renovation. The total project cost estimate is \$1,273,809. The Township's financial match requirement is \$1,026,579.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adopt Resolution No. 2021-14 authorizing the filing of the PA DCED Greenways, Trails and Recreation Program Grant to request funding of \$250,000 and authorizing signing of the financial commitment letter and signature page by the Chairman.

Resolution No. 2021-15 Tobacco and Nicotine-Free Parks: Information has been provided by Keystone Wellness Programs to make Township parks tobacco and nicotine free. They have proposed a policy for adoption and will provide signs for Township parks.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to adopt Resolution No. 2021-15 establishing Township parks and recreation areas as tobacco and nicotine-free.

Refuse & Recycling Fee Adjustment: Year 2 of the refuse contract with J. Young Refuse begins July 1, 2021 and the new base rate will be \$11.80 per month. The contract also contains provisions for a Fuel Cost Adjustment. A calculation has been prepared for fuel cost based upon OPIS price postings and in accordance with the formula included in the contract documents. The calculation results in an increase of 41-cents per month, based on the contract start date. As a result of the calculations, the new rate will be as follows:

Base Rate July 1, 2021 to June 30, 2022	\$11.80
Fuel Cost Adjustment calculated effective July 1, 2021	<u>\$ 0.41</u>
Monthly Refuse Rate effective July 1, 2021	\$12.21
Quarterly Refuse Rate effective July 1, 2021	\$36.63

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve the revised refuse and recycling fee of \$12.21 per month effective July 1, 2021.

Beaver Woods Stormwater Pond(s) Retrofit: The Township Engineer is designing the BMPs required to implement the Township's Pollution Reduction Plan for the Bradys Run watershed at the current location of the Beaver Woods Stormwater Pond. Ms. Hartman advised that the Chapter 105 and NPDES permit applications are prepared for submission once signed by the Township and the application fees prepared.

Two Mile Run Park Area 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 has been proposed for this purpose. The Township Engineer said there is no change from the prior months report. The Solicitor advised that the title search on the additional property be acquired for this project is not completed. She has been told it will be completed by next week.

DCNR Grant – Two Mile Run Park Trails: The Township Engineer previously submitted to PA DCNR design drawings and construction specifications for the Two Mile Run Park Trails project. The DCNR Project Manager has issued Approval to Proceed. The Engineer advised that the changes requested require an amendment to the NPDES Permit issued previously due to an increase of impervious areas. Those have been submitted and are now subject to DEP review and approval.

Zoning Code Amendments – Parking and Solar Energy Systems: The Brighton Township Planning Commission has prepared amendments to the Zoning Code that propose one change to the parking regulations and add a new §195-137.18 Solar Energy Systems. The regulations for Solar Energy Systems makes a distinction between Accessory Solar Energy Systems and Principal Solar Energy Systems, each with their own compliance requirements. The Brighton Township Planning Commission has recommended that the Board of Supervisors proceed with the adoption process for the Zoning Code amendment. The first step would be to forward it to the Beaver County Planning Commission for their review and comments. Thereafter, a public hearing can be scheduled on the ordinance proposal.

Mr. Dehart told the Board that the Township Engineer will also be preparing amendments to Chapter 173 Stormwater Management to provide regulations specific to principal solar energy system installations.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to authorize submittal of the proposed Zoning Code amendments for parking and solar energy systems to the Beaver County Planning Commission for their review and comment.

Zoning Code Amendments – Agritourism: The Brighton Township Planning Commission has prepared amendments to the Zoning Code that add a new §195-137.19 Agritourism. The amendment provides regulations for farm-related tourism or entertainment activities taking place on agricultural land. The uses are to be accessory to the principal use of agriculture. The amendments also add the uses defined therein for Brewery and Winery. Each have been added as uses to the C-1 and C-2 zoning districts and as permitted agritourism activities subject to meeting the qualifying requirements of being accessory and producing a minimum of 50% of the products used in production. The Brighton Township Planning Commission has recommended that the Board of Supervisors proceed with the adoption process for the Zoning Code amendment. The first step would be to forward it to the Beaver County Planning Commission for their review and comments. Thereafter, a public hearing can be scheduled on the ordinance proposal.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize submittal of the proposed Zoning Code amendment for Agritourism to the Beaver County Planning Commission.

Township MS4 Program: The Township Engineer stated that inspections are continuing on existing development projects and reports issued. The annual inspection of the stormwater ponds and other BMPs will take place tomorrow.

Stormwater BMP Operations & Maintenance Agreements: Eichhorn Enterprises, LLC has filed two (2) individual small stormwater management BMP Agreements for construction of single-family home at 1049 and 1053 Beaver Hollow Road. The BMPs proposed are the construction of gravel sumps.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the Agreement for individual small stormwater management BMP Agreements submitted by Eichhorn Enterprises, LLC for construction of single-family homes at 1049 and 1053 Beaver Hollow Road.

Duquesne Light Co. Diagonal River Crossing – Bond Reduction Request No. 2 FINAL: Duquesne Light Company (DLC) previously posted a bond as required for the grading permit related to their site development for the diagonal river crossing project. They also entered into a Stormwater BMP Operations and Maintenance Agreement. The Township Engineer has reviewed the Post Construction Geotechnical Report as prepared by Aptim Environmental & Infrastructure, LLC dated May 2021. Aptim has certified that all earthwork, grading and restoration for the project has been completed in accordance with approved plans and permits. Therefore, the Township Engineer is recommending for approval Bond Reduction Request No. 2 FINAL in the amount of \$525,322.93.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Bond Reduction No. 2 FINAL for the DLC Diagonal River Crossing Project in the amount of \$525,322.93.

Aspen Fields Phase III Maintenance Bond Release: The Maintenance Bond for the roadways in Aspen Fields Phase III expires June 9, 2021. The Township Engineer has conducted

a field review and issued a report dated March 26, 2021 stating that no outstanding items were observed and recommended that the Board authorize release of the Maintenance Bond at its expiration date of June 9, 2021.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to authorize release of the Maintenance Bond for Aspen Fields Phase III roadway as of June 9, 2021.

Aspen Fields Phase I Stormwater Pond – BMP Agreement: A Stormwater BMP Operations and Maintenance Agreement for the stormwater pond in the Aspen Field Phase I Plan has been prepared for execution by the Aspen Fields HOA. They have signed the Agreement but did not include the notary page required for recording. That is to be submitted to the Township. After the execution of the Agreement the Township can also move forward with the acceptance of the storm sewers in Phase I. No action is necessary at this time, pending receipt of the HOA Stormwater BMP Maintenance Agreement.

Aspen Fields Phases II, III and IV Dedication Request: The Developer has requested that all remaining public improvements in Aspen Fields Phases II, III and IV be accepted for dedication. This request covers the stormwater collection systems. Stormwater Ponds 2 and 3 have not yet been turned over to the HOA. Thereafter, Stormwater BMP Maintenance Agreements will need executed with the HOA before the storm water systems can be accepted.

Deerfield Preserve Phase I Plan: The Deerfield Preserve Phase I Plan was previously approved for recording on November 9, 2020 and February 8, 2021 subject to compliance with certain conditions. Those conditions are met with the exception of the final PA D.O.T. Highway Occupancy Permit. Recording is to take place within 90 days of Board action. Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve the recording of Deerfield Preserve Phase I Plan subject to all final conditions being complied with.

Additional Business: The Township Solicitor reported that closing on the property at 1400 Brighton Road has been completed and the deed recorded.

A quotation from Reno Bros. Inc. in the amount of \$10,290 to replace the furnace and air conditioning units in the addition part of the property at 1400 Brighton Road. Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to accept the quotation from Reno Bros. Inc. in the amount of \$10,290 dated May 10, 2021 for HVAC Police Barracks split system replacement at 1400 Brighton Road.

Mr. Quigley of 3920 Dutch Ridge Road questioned the need to purchase the 1400 Brighton Road property and the cost to renovate the building. He also asked about the lights at the new State Police Barracks. Mr. Dehart said there is an approved lighting plan that they will need to demonstrate compliance with prior to final bond release. Mr. Quigley asked why the Township purchase the police department a pickup truck rather than a new explorer. He said they are more expensive to operate. Mr. Curtaccio said it was not an additional vehicle, it was purchased as a replacement vehicle in line with the typical replacement schedule. He also explained that there are times when they have a need to carry additional equipment or materials. Mr. Quigley recommended a tow trailer be used for hauling.

Public Comment: There was no public comment.

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

Adjournment: Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to adjourn the meeting at 7:45 P.M.

Respectfully submitted,

Bryan K. Dehart
Township Secretary