

## MINUTES

### BRIGHTON TOWNSHIP BOARD OF SUPERVISORS

November 14, 2022

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

**Public Comment – Agenda Items:** None

**Minutes of October 10, 2022 Regular Meeting and October 24, 2022 Special Meeting:**  
Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve the minutes of the October 10, 2022 Regular Meeting and October 24, 2022 Special Meeting.

Mr. Curtaccio dispensed with the reading of the monthly **October Reports**. Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to accept the following October 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 – no report

**Beaver Area Memorial Library:** Three (3) representatives of the Beaver Area Memorial Library (BAML) were in attendance to discuss their services and to seek the Township's continue financial support within the 2023 Budget. Present were: Diane Wakefield, Library Director; Nicole Brockman, Adult Services Librarian; and Doris Thompson, Library Board member. Mrs. Thompson spoke on behalf of the BAML and reviewed the importance of a library in the everyday lives of youth and adults. She discussed the wide scope of services they provide to the community,

and the increasing costs of operations. She thanked the Board for their past contributions and continued support.

**Proposal for SRO for Beaver Area School District:** The Agreement with Beaver Area School District (BASD) to provide a School Resource Officer (police officer) at the Dutch Ridge Elementary School has been submitted for approval. The annual fee is established at \$85,000 for the 2022/23 school year. The BASD incorporated the language changes requested by the Township. The Solicitor reviewed the Agreement and confirmed that the changes have been made. This is a one-year agreement with discussions on future years to take place during this first year Agreement. The balance of this school year will be paid on a pro-rata basis.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve and executed Agreement with Beaver Area School District to provide a School Resource Officer (police officer) at the Dutch Ridge Elementary School for the balance of the 2022/23 school year.

**Personnel Actions: Police Department – Full Time Hire:** Chief Blinn has recommended that the Board of Supervisors hire Deante Bradley, as a full-time police officer effective December 1, 2022 to fill the need due to the start of providing SRO services to the BASD. Officer Bradley is currently employed as a part-time officer.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve the hiring of Deante Bradley as a full-time police officer effective December 1, 2022 subject to a 180 day probationary period, with wages and benefits as provided for in the Agreement between Brighton Township and the Brighton Township Police Officers Association.

**Police Department – Part Time Hire:** Chief Blinn has recommended that the Board of Supervisors hire Jarret Cunnard as a part-time police officer subject to physical and psychological examinations and a 180 day probationary period at a rate of \$22.00 per hour.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the hiring of Jarret Cunnard effective immediately, as a part-time police officer, subject to physical and psychological examinations and a 180 day probationary period at a rate of \$22.00 per hour.

**Approve Purchases of Digital Signs:** Digital Signs - A proposal has been received from Smart Signs in the amount of \$16,267 for the purchase and installation of double face digital display signs at the Social Hall. The price is through CoStars Contract No. 032-E22-066 Signage. The price includes a lifetime data plan.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve and accept the proposal form Smart Signs in the amount of \$16,267 for the purchase and installation of digital signs at the Social Hall.

**Approve Purchase of Traffic Data Collector:** A quotation from All Traffic Solutions, Inc. in the amount of \$2,934 has been received for the purchase of a StatTrak Data Collector. The equipment is mounted at locations on various streets to collect data on traffic (number of vehicles, the time of the vehicle passed, and the vehicle's speed). This can be used in areas where complaints

are received in local neighborhoods to collect traffic and speed data where it is difficult and time consuming for officers to collect speed data.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, order to approve and accept the quotation from All Traffic Solutions in the amount of \$2,934.

**Approve Field Maintenance Quote:** The Township has received a proposal from Dura-Edge in the amount of \$11,470 for the rehabilitation of Hardy Field. This includes turf repairs, new bases, home plate, mound work and pitching rubber. This work will take place next season. This early approval allows the work to get on the schedule.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to accept the quote from Dura-Edge in the amount of \$11,470 for the rehabilitation of Hardy Field.

**Award Bid – Contract No. 22-ST01 (Re-Bid) 2022 Stormwater Improvements (Beaver Woods Detention Pond):** Bids were opened on November 10, 2022 for the re-bid of the Beaver Woods Detention Pond Retrofit Project. The Township Engineer presented the bid tabulation as follows:

<b><u>Contractor</u></b>	<b><u>Base Bid</u></b>	<b><u>Add Alt. #1</u></b>	<b><u>Add Alt. #2</u></b>
Pride Masonry, Inc.	\$197,350.00	\$37,250.00	\$48,750.00
Independent Enterprises, Inc.	\$345,750.00	\$22,500.00	\$64,750.00
Dragun Contracting	\$348,000.00	\$23,250.00	\$28,750.00
LM&R Excavating	\$371,000.00	\$24,750.00	\$75,500.00
C.H. & D. Enterprises, Inc.	\$580,000.00	\$34,200.00	\$62,750.00

Add Alternate No. 1 is construction of the access road from the Little Beaver Pump Station to the project site. Add Alternate No. 2 is installation of a chain link fence around the pond with an access gate. All bidders submitted the required bid bond. The Board discussed the project and decided to exclude Add Alternate No. 1. This work can be completed by the Road Department.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to accept the bid of Pride Masonry, Inc. for the Base Bid (\$197,350) and Add Alternate No. 2 (\$48,750) for Contract No. 22-ST01 2022 Stormwater Improvements. The total bid award is \$246,100.

**Contract No. 22-R01 2022 Roadway Improvement & Paving Program:** At the April meeting the Board awarded the paving contract to Youngblood Paving, Inc. in the total amount of \$437,661.50. The Engineer reported that the paving has been completed and a punch list of outstanding items has been issued. The contractor is in the process of addressing those items. The Engineer presented and recommended approval of Partial Payment No. 1 in the amount of \$372,601.65. The amount retained is \$19,610.61.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve Partial Payment No. 1 in the amount of \$372,601.65.

**Contract No. 21- PK1 Two Mile Run Park Trails Development:** The Board previously awarded Contract No. 21-PK1 (BRC-PRD-24-229) Two Mile Run Park Trails Development to LM&R Excavating, LLC. Project construction is complete. At the prior meeting the Board approved Change Order No. 1 to reduce the final contract by \$3,250 to \$332,100. The Township Engineer reported that the 8-foot benches installed will be replaced with 6-foot benches per the approved plans. The contractor will also need to return in the spring to seed some areas that did not have sufficient growth. The Engineer presented Partial Payment No. 5 (FINAL) in the amount of \$16,605 and recommended payment subject to the contractor signing the November 10, 2022 letter to acknowledge the additional seeding to be done in the spring.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Partial Payment No. 5 (FINAL) subject to the contractor signing the November 10, 2022 acknowledgement for final restoration.

**2023 Budget – Second Reading:** The second reading of the 2023 Budget was presented. The following amounts are being proposed for the 2023 Budget: General Fund \$5,569,105; Stormwater Fund \$812,000; Capital Reserve Fund \$3,312,970; State Aid Fund \$331,241 and Police Pension Fund \$3,308,277. The budget proposes an increase in the real estate tax millage rate from 13.5 mills to 14.0 mills. The Stormwater Fee is budgeted to remain at \$5.50 per month per ERU. The budget has been revised since the October meeting to reflect the addition of a School Resource Officer. The budget will be presented for adoption at the December 12<sup>th</sup> meeting.

**Social Hall Renovation Project:** The architect and engineer are proceeding with final design drawings for the Social Hall renovation project. The preliminary renovation plans include the addition of a deck on the Dutch Ridge Road frontage. A variance application has been submitted to the Zoning Hearing Board to permit an encroachment into the front yard for the deck addition. The hearing will take place at 7:00 P.M. on November 30<sup>th</sup>. The Solicitor will present the application on behalf of the Board.

The goal is to authorize bids at the February 2023 meeting with awards at the March 2023 meeting.

**Two Mile Run PRP Stormwater Pond:** An additional stormwater pond needs to be constructed to meet the full obligations of the Township’s Pollution Reduction Plan (PRP) for the Two Mile Run watershed as part of the MS4 permit. A location in the 700 block of Tuscarawas Road is under preliminary evaluation. The Township is in the evaluation phase.

**Refuse & Recycling Fee Adjustment:** Year three (3) of the refuse contract began July 1, 2022 with a base rate of \$11.93 per month. The contract 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 \$2.00 per month. As a result of the calculations, the new rate will be as follows:

Base Rate July 1, 2022 to June 30, 2023	\$11.93
Fuel Cost Adjustment calculated effective January 1, 2023	<u>\$ 2.00</u>
Monthly Refuse Rate effective January 1, 2022	\$13.93

Quarterly Refuse Rate effective January 1, 2023

\$41.79

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve the revised refuse and recycling fee of \$13.93 per month effective January 1, 2023.

**Ordinance No. 234 Zoning Code Amendment Section 195-123 Private Swimming Pools:** At the October meeting the Board authorized the advertisement for consideration of adoption an ordinance to amend the Zoning Code, Section 195-123 Private Swimming Pools. A public hearing on the ordinance was conducted at 6:00 P.M. earlier this evening.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve and adopt Ordinance No. 234 to amend the Zoning Code Section 195-123 Private Swimming Pools.

**Ordinance No. 235 Zoning Code Amendment Section 195-137.11 Keeping of Chickens:** At the October meeting the Board authorized the advertisement for consideration of adoption an ordinance to amend the Zoning Code, Section 195-137.11 Keeping of Chickens. A public hearing on the ordinance was conducted at 6:15 P.M. earlier this evening.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve and adopt Ordinance No. 235 to amend the Zoning Code Section 195-137.11 Keeping of Chickens.

**Ordinance No. 236 Chapter 173 Stormwater Management:** At the October meeting the Board authorized the Solicitor to advertise for consideration of adoption an ordinance to repeal and replace Chapter 173 Stormwater Management. This ordinance was prepared to address the minimum requirements of the Pennsylvania DEP's 2022 MS4 Model Ordinance. The ordinance was advertised and presented for adoption.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve and adopt Ordinance No. 236 Chapter 173 Stormwater Management.

**Resolution No. 2022-26 Small Stormwater Management Plan Documents:** The Stormwater Management Code permits small projects under 5,000 SF of impervious area to construct individual stormwater management BMPs. This Resolution establishes a Small Development Stormwater Management Plan Application and provides Small Project Stormwater Management Plan Guidance pursuant to Chapter 173.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Resolution No. 2022-26 providing an application and guidance documents for small development stormwater management site plans.

**Resolution No. 2022-27 Small Stormwater Management Plan BMP Agreement:** The Stormwater Management Code permits small projects under 5,000 SF of impervious area to construct individual stormwater management BMPs. This Resolution adopts a standard Operation and Maintenance Agreement for persons constructing small stormwater BMPs pursuant to Chapter 173.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve Resolution No. 2022-27 adopting a standard Operations and Maintenance Agreement for Small Development BMPs.

**Resolution No. 2022-28 Setting A Schedule of Fees:** This Resolution repeals and replaces prior resolutions of established fees. Resolution No. 2022-28 adopts new fees authorized by Ordinances presented for adoption at tonight's meeting.

Mr. Piccirilli made a motion, seconded by Mr. Equels, vote unanimous, to approve Resolution No. 2022-28 adopting a schedule of fees.

**Township MS4 Program:** The Township Engineer reported that the PA DEP has published a 2-year extension of existing municipal stormwater permits.

**Stormwater BMP Operations & Maintenance Agreement for Deerfield Plan of Lots Phase I:** 1224 Dutch Ridge Development, LLC has executed a Stormwater Best Management Practices Operations and Maintenance Agreement for the Deerfield Preserve Plan of Lots, Phase No. 1.

Mr. Equels made a motion, seconded by Mr. Piccirilli, vote unanimous, to approved and authorize execution and recording of the Stormwater BMP Agreement for the Deerfield Preserve Phase I Plan.

**Additional Business:** The Engineer reported that Clover Development has conducted the paving on Western Avenue and LSSE has issued a punch list.

**Public Comment:** There was no public comment.

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

**Adjournment:** Mr. Equels made a motion, seconded by Mr. Piccirilli vote unanimous, to adjourn the meeting at 7:53 P.M.

Respectfully submitted,

Bryan K. Dehart  
Township Secretary