

MINUTES

BRIGHTON TOWNSHIP BOARD OF SUPERVISORS

January 8, 2024

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. Three (3) visitors were present.

PRESENT: John Curtaccio – Chairman
 Mark Piccirilli – Vice Chairman
 Gary J. Gordon – Supervisor
 Bryan K. Dehart - Manager/Secretary
 Marie S. Hartman, P.E. - Township Engineer
 Kathryn L. Johnston, Esq. – Solicitor

Announce Executive Session: The Chairman announced that the Board met prior to the meeting from 6:30 to 6:40 P.M. in Executive Session to discuss real estate. The Manager, Township Solicitor and Township Engineer were also in attendance

Public Comment – Agenda Items: There was no public comment.

Minutes of December 11, 2023 Regular Meeting and January 2, 2024 Reorganization Meeting: Mr. Piccirilli made a motion, seconded by Mr. Gordon, vote unanimous, to approve the minutes of the December 11, 2023 Regular Meeting and January 2, 2024 Reorganization Meeting.

Mr. Curtaccio dispensed with the reading of the monthly **December Reports**. Mr. Gordon made a motion, seconded by Mr. Piccirilli, vote unanimous, to accept the following December 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

Approve Quotation for 20-Foot Trailer: A quotation in the amount of \$9,395 has been received from Bennett Trailer Sales for the purchase of a 20-foot trailer to be used to transport equipment to job sites. This purchase is included in the 2024 Budget.

Mr. Gordon made a motion, seconded by Mr. Piccirilli, vote unanimous, to accept the quotation in the amount of \$9,395 from Bennett Trailer Sales.

2024 Roadway Improvement Program: The Township Engineer has provided preliminary cost estimates for various roads for consideration as part of the 2024 Roadway Improvement Program. Township has \$475,000 budgeted for road paving. The Engineer and the Road Foreman previously viewed roads and prepared the list. The Engineer distributed an updated cost estimate for various roadways, noting that the scope of work was listed for each. The Engineer and Road Foreman will evaluate several roads on the list to determine if some of the streets listed as a 4-inch mill with 2.5-inches of binder can be reduced to a 2-inch mill with a 0.75-inch scratch coat. The need for a drainage easement at the end of Coleman Drive will also be evaluated.

No action was taken. It is anticipated that the Board will make final road selections and authorized the release of bids at the February meeting.

Animal Control Services Agreement: The Beaver County Humane Society has submitted an Agreement for the provision of animal control services effective January 15, 2024. The Agreement establishes the monthly fee as \$346.50 and establishes other fees. All the fees are consistent with the expiring Agreement.

Mr. Piccirilli made a motion, seconded by Mr. Gordon, vote unanimous, to approve the proposal and authorize the Chairman to execute the Agreement with the Beaver County Humane Society for animal control services for 2024.

Two Mile Run PRP Stormwater Project Updates and/or Actions Including Land Acquisition Status: The Township Engineer is designing and obtaining permits for a stormwater facility 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. The Engineer will be scheduling work by a geotechnical engineer for core sampling, needed for final project design.

The Township is also in the process of acquiring additional property for the project site. The land being purchased is subject to the subdivision recording and scheduling with her office. A sales agreement has been executed. The Solicitor said that the final value on the property under condemnation needs to be determined. That may go to a Board of Viewers to make that determination if a value cannot be agreed upon.

Township MS4 Program: The Township Engineer provided an update on the Municipal Separate Storm Systems Program.

Subdivision for McGrath: This is a 3-lot subdivision being created out of two (2) existing parcels. The Board reviewed the plan of subdivision prepared by JHA Companies, the Township Engineer's review dated December 5, 2023, and Beaver County Planning Commission letter of December 20, 2023. Mr. Dehart said that the PA DEP approval of the Sewage Facilities Planning Module has been received. At their meeting of January 3, 2024, the Brighton Township Planning Commission recommended approval of the Subdivision for McGrath as prepared by JHA

Companies dated November 14, 2023 and last revised December 4, 2023. The Township Engineer and Solicitor had no additional comments on the plan.

Mr. Gordon made a motion, seconded by Mr. Piccirilli, vote unanimous, to approve the Subdivision for McGrath as prepared by JHA Companies dated November 14, 2023 and last revised December 4, 2023 and to authorize recording of the final plan.

Lot Consolidation Plan Roberts Run Subdivision: Application has been made by Roberts Run, LLC to consolidate four (4) existing lots into one (1) parcel that is the subject of a separate application for a subdivision plan for single family homes. The consolidated lot is 66.3923 acres in size. The Board reviewed the consolidation plan, the Township Engineer's review of January 5, 2024, and the Beaver County Planning Commission letter of December 20, 2023. At their meeting of January 3, 2024, the Brighton Township Planning Commission recommended approval of the Lot Consolidation Plan Robert Run Subdivision as prepared by Larson Design Group dated November 13, 2023 and last revised December 4, 2023, subject to compliance with the Township Engineer's review letter dated December 1, 2023. The Engineer has confirmed that the review letter has been complied with.

Mr. Piccirilli made a motion, seconded by Mr. Gordon, vote unanimous, to approve the Lot Consolidation Plan Robert Run Subdivision as prepared by Larson Design Group dated November 13, 2023 and last revised December 4, 2023 and to authorize recording of the plan.

Deerfield Preserve – Corrective Action Notice: At the December meeting the Engineer reported that the perpendicular cross pipes installed on Fox Water Trail at the wetlands crossing were installed after the road was constructed, were done by bore crossing, and were installed incorrectly. An on-site investigation determined that the boring went through the storm water piping on Fox Water Trail, causing a sink hole to develop. The Solicitor, by letter of December 8, 2023, gave notice to Attorney Torrence, who is representing the developer, of the findings in the Engineer's report, and advised them that 1224 Dutch Ridge Development, LLC must submit a corrective action plan and schedule by December 18, 2023 for the replacement of the two (2) perpendicular storm water crossings, and repair/replacement of the damaged parallel storm water piping on Fox Water Trail. The Solicitor reported that no response to that letter has been received. The Township is in the process of obtaining pricing to have corrective action taken. It was her recommendation that the Township proceed with the corrective action, giving Dollar Bank, who holds the financing, of the Township's intent to claim reimbursement from bonded funds for all expenses incurred for taking corrective action.

Mr. Gordon made a motion, seconded by Mr. Piccirilli, vote unanimous, to authorize the Township Manager, Engineer, and Solicitor to proceed with all necessary actions to have corrective action taken by a reputable contractor to replace the perpendicular cross pipes installed on Fox Water Trail at the wetlands crossing and to repair/replace the damaged parallel storm water piping on Fox Water Trail that is damaged, with a claim to be filed with the developer's financial security for reimbursement of all costs incurred, including legal and engineer fees, as well as all previously incurred expenditures of \$13,797.05 in costs for engineering expenses related to the Deerfield Preserve Plan for site inspections, investigations and corrective action measures, and expenses for on-site investigation of a sink hole.

Deerfield Reserve Demand Letter: This matter was discussed under the prior agenda item, and the Board has approved a call for a release of funds from the developer's financial security with Dollar Bank to cover \$13,797.05 in costs incurred for engineering expenses related to the Deerfield Preserve Plan for site inspections, investigations and corrective action measures, and expenses for on-site investigation of a sink hole.

Additional Business: Mr. Curtaccio said that the Brighton Township Volunteer Fire Department had 853 calls for service in 2023, the most ever. The number of service calls has been increasing each year.

Public Comment: Jerry Fisher of 1390 Tuscarawas Road said that he noticed the paper recycling containers at the fire stations are full and need to be dumped. The Road Foreman, Scott Shepler, who was in attendance, stated that the Township Office has contacted the company that owns them to request that the be emptied.

Charles Snitger of 925 Tuscarawas Road said that Laurel Drive right of way is very wide at the Tuscarawas Road entry. Last year several of the large pine trees blew over in a wind storm. That area has now been over taken by weeds. He presented some photos of the site. He asked if the Township could take some action to clean it up and plant new trees. Mr. Curtaccio said that the Road Foreman and Engineer would evaluate the location and make a recommendation.

Mr. Snitger also said that someone came on his property and cut down one of this Arborvitae trees.

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

Adjournment: Mr. Piccirilli made a motion, seconded by Mr. Gordon, vote unanimous, to adjourn the meeting at 7:31 P.M.

Respectfully submitted,

Bryan K. Dehart
Township Secretary