

**BIRMINGHAM TOWNSHIP
BOARD OF SUPERVISORS MINUTES
MARCH 1, 2010**

The regular meeting of the Board of Supervisors was called to order at 7:31 PM in the Township Building by Chairman Conklin with the pledge of allegiance and a moment of silence. A quorum of Supervisors was declared. The following Township Officials were in attendance:

John Conklin	-	Chairman, Board of Supervisors
William Kirkpatrick	-	Vice-Chairman, Board of Supervisors
Al Bush	-	Member, Board of Supervisors
Thomas Nelling	-	Chief of Police
Richard Jensen	-	Building Inspector & Zoning Officer
Lloyd Roach	-	Historic Commission Member and EMC
Jacque Roach	-	Historic Commission and PC Secretary
Quina Nelling	-	Secretary/Treasurer

Chairman Conklin moved to approve the February 16, 2010 minutes as written. Mr. Kirkpatrick seconded the motion and it was carried.

Mr. Bush moved to approve the bills submitted for payment. General Fund bills totaled \$32,723.91. Sewer Fund bills totaled \$3,700.07. Chairman Conklin seconded the motion and it was carried.

HARB REPORT

301 BRINTON LLC/ARDEN FORGE

HARB met on February 22, 2010 and considered an application from 301 Brinton LLC for the renovation to the Arden Forge buildings. HARB reviewed the application and recommended that a Certificate of Appropriateness be issued for the color and materials that were reviewed and approved by HARB.

The Board discussed the color proposes from the HARB minutes that were not delineated in the Certificate of Appropriateness.

- The windows on the buildings will be Pella ProLine with insulated glass. The windows on the forge will be a standard brown and the farm house will be a standard tan. However, HARB was in favor of adding some red, similar to the James Hardie Countrylane Red, to some of the trim on the forge in lieu of the brown to add some “color and playfulness” to the building so it wouldn’t look so industrial.
- The siding will be horizontal James Hardie cement board. The color shown on the rendering of the forge is Cobblestone.
- The rake and fascia on both buildings will be Arctic White.
- The shingles will be CertainTeed, Presidential Shake. The color for the forge will be Chaparral Cedar. The color for the farm house will be Slate Gray.

Gary Whelan, partner, was present to discuss the application. He had not been able to attend the HARB meeting. He said that HARB pushed for the lighter Cobblestone color for the siding. He thought it was too light and he would prefer the James Harding Khaki Brown color. A mock up with the James Harding Cobblestone at a future date was discussed with HARB. Mr. Whelan would also like to do a mock up with the Khaki Brown. It was noted that the existing buildings are a weathered dark wood with stone. The Board agreed that the CobbleStone with the existing stone may have a washed out appearance.

After reviewing the HARB minutes and the Certificate of Appropriateness presented by HARB as well as discussing the desired result with the applicant, Chairman Conklin moved to not approve the Certificate of Appropriateness presented by HARB because of a lack of specificity and requested that 301 Brinton LLC submit a letter of extension of time for the Board to render a decision on the Certificate of Appropriateness to allow the Supervisors to view mock ups of both color choices. As HARB has made their recommendations on the color choices, 301 Brinton LLC will not have to return to HARB, just the Supervisors. Mr. Kirkpatrick seconded the motion and it was carried.

POLICE REPORT

Chief Nelling reported for the month of February. There were 997 incidents during the month including three criminal arrests and eleven accidents, which were not snow related. There were 9,265 miles logged on the police vehicles. Chief Nelling has ordered a new Expedition for the Department which is expected into the dealer's this week. Chairman Conklin noted that the purchase of this police vehicle was deferred from the 2009 budget to the 2010 fiscal year.

Chief Nelling acknowledged a letter received from a resident on Independence that has a disability and was helped by Officer Arnold to access his house during the recent snow storm and power outage.

SEWER REPORT

Mr. Kirkpatrick updated the Board on the following sewer issues:

- Arden Forge is working on plans for public sewer. Normal EDU requirements are 1 EDU for each building on a commercial property. There are two buildings on the Arden Forge property. The request for EDU's by the applicant may only be for one. There is ample capacity for service to the WWTP but the number of EDU's may be a point of discussion.
- The Township's Sewer Engineer, URS, is recommending a base line video of the condition of the discharge pipe for the grease for the soon to open Bull Durham Restaurant on Wilmington Pike at the former location of Bennigan's. The owner, Lisa Diskin, had agreed to this at a Township meeting but she wants to use her own inspection company to save costs. URS would have to inspect, regardless. Kevin Lahn of RJ Waters is involved in this discussion. Mr. Jensen was advised by the Board that an occupancy permit should not be issued before the base line grease inspection had been performed.
- URS has identified deteriorating concrete around the seven manholes which need

- to be coated or they will have to be replaced in the future. Estimated cost for the reinforced cementitious coating is \$250/vertical foot with an estimated cost of \$17,250.00. Mr. Kirkpatrick will discuss this work with URS in more detail.
- Mr. Kirkpatrick is waiting on information from the operator of the WWTP, Applied Water Management, on the status of the repair of the failed pump at the Dilworthtown Pump Station; the operational status of the dialer at the pump station and the repair of a blower at the Plant.
 - The EQ pump is installed and operational at the Plant with no issues. The old pumps are on the property covered in blue tarps which need to be discarded at some point.

PUBLIC COMMENT

During recent melting of the vast snowfall received, water started falling down the back wall of the police station which took out the phone system and potentially jeopardized the computer system. Some frantic calls were made. K&D Communications was out promptly to repair the phone system and Victor Leonhard Jr. of Leonhard's Landscaping sent four workers over within an hour after being called for help. They cleared the snow off of the roof and from the gutters to deter future seepage and damage. A long term solution is being worked on with Rich Jensen.

With no further comment, the meeting was adjourned at 8:19 PM. (JLC)

Respectfully submitted,

Quina Nelling
Secretary/Treasurer