

**BIRMINGHAM TOWNSHIP
BOARD OF SUPERVISORS MINUTES
OCTOBER 18, 2010**

The regular meeting of the Board of Supervisors was called to order at 7:30 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
Lloyd Roach	-	Emergency Management Coordinator and Historic Commission Member
Debbie Hineman	-	Planning Commission Member
Jacquie Roach	-	Planning Commission and Historic Commission Secretary
Rich Jensen	-	Building Inspector and Zoning Officer
Quina Nelling	-	Secretary/Treasurer

Mr. Kirkpatrick moved to approve the October 4, 2010 minutes as written. Mr. Bush seconded the motion and the minutes were unanimously approved.

Mr. Bush moved to approve the bills submitted for payment. General Fund bills totaled \$75,568.72. Sewer Fund bills totaled \$7,016.67. Mr. Kirkpatrick seconded the motion and payment of the bills was unanimously approved.

PUBLIC COMMENT

The Commonwealth of Pennsylvania Sunshine Law Act 93 (as amended in 1998) requires public comment to be held before official action is taken.

Jacquie Roach said she had prematurely forwarded the Supervisors the alternative energy ordinance from the Planning Commission. Nick DiMarino, Planning Commission Chairman, had advised Mrs. Roach that the Planning Commission was not quite ready to forward the ordinance to the Supervisors for their consideration.

BARGAIN CAR TRUCK & VAN RENTALS

The Township is in receipt of a conditional use application from Bargain Car, Truck and Van Rentals. The purpose of the application is for the daily rental of vehicles at 1325 Wilmington Pike. Parking is being requested for 25 vehicles and 2 employees. Mr. Panarello, owner of the property, attended the October 4, 2010 meeting to review the uses on the property with the Supervisors. At that meeting the Supervisors proposed that Mr. Panarello meet with the Zoning Officer prior to tonight's meeting for the review and documentation of the tenants on the property with the maximum parking required being delineated for each tenant. Mr. Jensen and Mr. Panarello did meet and Mr. Panarello provided the Board with the requested plan. Mr. Panarello also provided the Board with

a letter from Stillman Volvo which states that Stillman leases property behind the fence on the Panarello property but nothing in the front of the building and no parking spaces in the front are being used.

In response to the Board, Mr. Panarello indicated that there are 55 parking spaces on the property.

After reviewing the plan with the Zoning Officer and Mr. Panarello the Board was satisfied that enough information had been provided to document the uses on the property and the parking. Mr. Kirkpatrick moved to accept the plan presented by Mr. Panarello which was reviewed and confirmed by the Zoning Officer and is marked up to show the various uses on the property. The conditional use application submitted by Bargain Car Truck & Van Rentals can be withdrawn. Mr. Bush seconded the motion and it was unanimously approved. The Plan will be signed by Mr. Panarello and the Supervisors with a note included documenting the signatures and the Plan.

EMERGENCY MANAGEMENT PROTOCOL

As part of the NIMS protocol, Mr. Roach had asked the Board for the chain of command for the Township for the establishment of an emergency operations center, presuming that all three supervisors are incapacitated. Other townships will normally choose the chairman of the ZHB or the PC. Mr. Roach requested that three positions be identified and not individuals. Chairman Conklin indicated that he was ready to propose two positions, the Township Secretary/Treasurer and the Zoning Hearing Board Chairman. Mr. Kirkpatrick seconded the recommendation and it was unanimously approved. Mr. Roach said that the additional selections add depth to the team for the operational period of the emergency.

Mr. Roach provided the Board with pictures along the Brandywine from the recent flooding. The pictures included the Wyeth property; the Steinert property; Brinton's Bridge Road and the Rt. 926 and Creek Road intersection.

POLICE REPORT

Chief Nelling reported for the month of September 2010. There were 1,198 incidents during the month including 14 thefts from vehicles and three houses were entered. The houses and vehicles were all unlocked. Suspects are being interviewed and some stolen property has been recovered. There were 8,805 patrol miles logged on the vehicles during the month.

ANNOUNCEMENTS

Chairman Conklin announced the resignation of Jay Monteith from the Recreation, Park and Open Space Committee.

Chairman Conklin announced an executive session meeting with the Supervisors on October 6th for the discussion of personnel issues for the 2011 budget. Chairman Conklin recommended that a bonus be paid to Mrs. Nelling for the extra effort she expended for five months to get reimbursement from FEMA for the February 2010 snow disaster. Mr.

Bush seconded the motion and it was unanimously approved.

The meeting was adjourned at 7:49 PM. (JLC)

Respectfully submitted,

Quina Nelling
Secretary/Treasurer