

**BIRMINGHAM TOWNSHIP  
BOARD OF SUPERVISORS MINUTES  
AUGUST 6, 2018**

The regular meeting of the Board of Supervisors was called to order at 7:30 PM in the Township Building by Vice-Chairman Shiring with the pledge of allegiance. A quorum of Supervisors was declared.

Michael Shiring	-	Vice-Chairman
J. Daniel Hill	-	Supervisor

Absent was Chairman Scott Boorse.

Supervisor Hill moved to approve the July 9, 2018 minutes as written. Vice-Chairman Shiring seconded the motion and the minutes were approved.

Supervisor Hill moved to approve the bills submitted for payment. General Fund bills totaled \$37,511.23. Sewer Fund bills totaled \$24,503.06. Vice-Chairman Shiring seconded the motion and the bills were approved.

**POLICE REPORT**

Chief Nelling reported for the month of August. There were 1,255 incidents during the month including eight criminal complaints. There were 7,108 patrol miles logged on the vehicles during the month.

At the recommendation of Chief Nelling, Vice-Chairman Shiring moved to hire Tyler DeVoe from Sadsbury as a part-time police officer at the training rate of \$19.00/hr. Supervisor Hill seconded the motion which was approved.

Chief Nelling proposed an update to the Peddling and Soliciting Ordinance (Chapter 82 of the Code) so the solicitation hours would be consistent with surrounding townships. The current hours are 8 AM – 6 PM. The new hours would be 9 AM – 9 PM. Vice-Chairman Shiring moved to authorize a hearing on the ordinance update for September 10<sup>th</sup> @ 7:30 PM. Supervisor Hill seconded the motion which was approved.

**BRANDYWINE CONSERVANCY MEETINGHOUSE ROAD EVENT 9.11.2018**

Andrew Stewart, Director of Marketing and Communication, of the Brandywine Conservancy was present to advise the Board of an event being planned on their 113 acre property on Birmingham Road between Wylie and Meetinghouse Roads (the O'Dell tract). The event will be held on Tuesday, September 11<sup>th</sup> from 10 AM – 12 PM. The purpose of the event is to commemorate the Brandywine Conservancy's purchase of Birmingham Hill, the historic site of the September 11, 1777 Battle of Brandywine. It will be a private event hosting about 200 people. The Supervisors will be invited as will officials from surrounding townships. It will be very similar to the Civil War Preservation Trust event for the 1370 Birmingham Road property. There will be a tent erected; gunfire; reenactors; two parking attendants; and a police officer at the intersection of Meetinghouse Road and Birmingham Road. Attendees will be asked to enter

the property from Birmingham Road to Meetinghouse Road. The event will be held rain or shine.

Supervisor Hill suggested that notices be sent to surrounding property owners because of the traffic that will be generated on Meetinghouse Road.

Debbie Hineman, Meetinghouse Road resident, said that Meetinghouse Road is very narrow and it is very difficult for two cars to pass on the road. She wondered if notices would only be sent to abutting property owners as all the neighbors on the road would like to know of the event. She also asked about the timing of the notices and suggested that event signs be located at each end of Meetinghouse Road.

On a separate matter, Mr. Shields informed the Board that the Brandywine Conservancy has plans to locate the entire Birmingham Hill trail on the south side of Meetinghouse Road so that it doesn't traverse the road.

#### **MILLER/1060 W STREET ROAD ZONING HEARING BOARD APPLICATION**

The Zoning Hearing Board (ZHB) will be meeting on September 19<sup>th</sup> to consider the application of William and Regina Miller for variances for driveway improvements for their property at 1060 West Street Road. Variances requested are: 1) from the 10% maximum impervious coverage requirement of Section 122-14.C of the Code to have 10.5% impervious coverage; and 2) from the 90% minimum green space requirement of Section 122-14.1 of the Code to have 89.5% green space in order to permit the driveway improvements.

Jack Wuerstle, Esq. was present representing the Millers. The throat of the driveway is proposed to be paved, which is currently compacted crushed stone. The driveway is being expanded to allow for a second vehicle to turn around in order for it to exit the property onto an existing difficult egress onto Rt. 926. The paving will continue under the overhang of the roof of the shed located on the property. Mr. Wuerstle stated that the variance request is diminimus. If the property was 370' larger in size the variance requests wouldn't be needed. Mr. Wuerstle added that the original percentages for the deviation requests from the Code presented in the application may need to be changed ever so slightly. He will have the final numbers for the ZHB hearing notice.

Vice-Chairman Shiring moved to take a non-position on the ZHB variance application for the Millers for 1060 West Street Road and to defer to the expertise of the ZHB. Supervisor Hill seconded the motion which was approved.

#### **HOFMANN/JACOBS/1001 COUNTRY CLUB ROAD HARB AND HISTORICAL COMMISSION RECOMMENDATIONS FOR POOL RENOVATION**

At its meeting on July 17<sup>th</sup> HARB recommended that a Certificate of Appropriateness be issued to Georgianne Jacobs and Steven Hoffman, 1001 Country Club Road, for the renovation of an existing pool on their property. The following steps will be taken for the renovation:

- A steel reinforced gunite concrete shell will be placed into the existing shell of the pool;
  - WetEdge Pearl Matrix aggregate interior will be placed over the gunite concrete shell.
- The color of the WetEdge interior will be Midnight Ocean;

- One row of 6" x 6" tile will be placed around the upper perimeter of the pool at the water line. The color of the tile will be Aztec Blue;
- The coping around the pool will be Pennsylvania Bluestone;
- The pavers around the pool will be tight joint Pennsylvania Bluestone;
- The fence around the pool will be split rail with plastic coated green wire mesh which will be pool code fencing.

Supervisor Hill moved to approve the Certificate of Appropriateness as recommended by HARB for the pool renovation at 1001 Country Club Road. Vice-Chairman Shiring seconded the motion which was approved.

At its meeting on July 24<sup>th</sup> the Historical Commission (HC) recommended approval of the pool and the blue stone decking renovation for Georgianne Jacobs and Steven Hoffman, 1001 Country Club Road, HR#9 (Fernbank Stock Barn).

Supervisor Hill moved to approve the recommendation from the HC for the pool repair and blue stone decking for Georgianne Jacobs and Steven Hoffman, 1001 Country Club Road. Vice-Chairman Shiring seconded the motion which was approved.

#### **AUTHORIZE ADVERTISING FOR SNOW REMOVAL 2018/2019 SEASON**

Vice-Chairman Shiring moved to authorize advertising for bids for snow removal services for the 2018/2019 season with bids to be received by 2 PM on Monday, September 10<sup>th</sup> for review at the Township meeting that night. Supervisor Hill seconded the motion which was approved.

#### **AUTHORIZE ADVERTISING FOR BBD, LLP FOR 2018 AUDIT**

Vice-Chairman Shiring moved to authorize advertising for the consideration of a resolution at the September 10<sup>th</sup> Township meeting to appoint the accounting firm of BBD, LLP, to examine the Township accounts for 2018 and to prepare a report for the Supervisors. The fee for the service will be \$5,000.00. Supervisor Hill seconded the motion which was carried.

#### **OTHER BUSINESS**

Vice-Chairman Shiring stated that prior to tonight's meeting the Supervisors met in executive session with the Township Engineer, Jim Hatfield with VanDemark & Lynch, Inc. The National Fish & Wildlife Foundation has awarded funds to the Brandywine Conservancy to conduct a feasibility assessment and identify opportunities for improving stormwater management in the Plum Run watershed. Plum Run traverses through a small corner of the Township to the Brandywine River. All townships in the watershed are asked to participate in the collaborative effort. Vice-Chairman Shiring moved to authorize the Township Engineer, Jim Hatfield, to attend the initial meetings with the Brandywine Conservancy on improving the stormwater management for the Plum Run watershed. Supervisor Hill seconded the motion which was approved.

## **TREASURER'S REPORT**

Sect./Treas. Nelling reported for the second quarter ending June 30<sup>th</sup>.

General Fund	-	\$1,197,134.
Sewer Fund	-	\$ 365,047.

<u>General Fund</u>	<u>Actual</u>	<u>Budget</u>	<u>%</u>
Revenues	\$1,982,707.	\$2,327,803.	85
Expenditures	\$ 785,573.	\$1,696,058.	46

### General Fund Revenues

Real Estate Property Taxes	\$ 703,278.	\$ 765,500.	92
Real Estate Transfer Taxes	\$ 94,409.	160,000.	59
Building Permits	\$ 23,284.	60,000.	39

### General Fund Expenditures

Legal Expenses	\$ 3,615.	20,000.	18
Police Department	\$ 305,225.	737,578.	41
Zoning Hearing Board	\$ 10,782.	12,000.	90

### Sewer Fund

Revenues	\$ 558,593.	765,491.	73
Expenditures	\$ 193,546.	382,259.	51

## **PUBLIC COMMENT**

Brendan Murphy, 1138 Country Club Road, introduced himself as a new resident of the Township and complimented the Board on the efficiently run meeting.

The meeting was adjourned at 8:12 PM. (MTS;JDH)

Respectfully submitted,

Quina Nelling  
Secretary/Treasurer

# Check Register

BIRMINGHAM TOWNSHIP

10-Jul-18

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK GENERAL FUND</b>				
19354	7/10/2018	6	INNOVATIVE CONSTRUCTION SE	\$7,720.00
19355	7/10/2018	30	PECO ENERGY (TRAFFIC LIGHT)	\$48.61
19356	7/10/2018	23	VANDEMARK & LYNCH, INC.	\$1,696.04
19357	7/10/2018	61	VERIZON 610-793-2600-794	\$332.27
<b>Bank Totals:</b>				<b>\$9,796.92</b>
<b>Total Of Checks:</b>				<b>\$9,796.92</b>

# Check Register

BIRMINGHAM TOWNSHIP

10-Jul-18

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK SEWER FUND</b>				
9651	7/10/2018	661	COMMONWEALTH OF PENNSYL	\$500.00
9652	7/10/2018	586	VERIZON 610-399-6923 315	\$55.19
<b>Bank Totals:</b>				<b>\$555.19</b>
<b>Total Of Checks:</b>				<b>\$555.19</b>

# Check Register

BIRMINGHAM TOWNSHIP

30-Jul-18

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK GENERAL FUND</b>				
19358	7/30/2018	1002154	VERIZON 610-4291316 676	\$30.17
19359	7/30/2018	1001913	VERIZON WIRELESS	\$188.76
<b>Bank Totals:</b>				<b>\$218.93</b>
<b>Total Of Checks:</b>				<b>\$218.93</b>

**Check Register****BIRMINGHAM TOWNSHIP**

06-Aug-18

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK GENERAL FUND</b>				
19360	8/6/2018	149	AECOM	\$160.26
19361	8/6/2018	1001926	AJ BLOSENSKI, INC.	\$147.74
19362	8/6/2018	557	ALL SEASONS LANDSCAPING C	\$874.81
19363	8/6/2018	80	AQUA PENNSYLVANIA	\$2,549.45
19364	8/6/2018	1001741	AW DIRECT	\$59.97
19365	8/6/2018	79	BRANDYWINE VALLEY SPCA	\$201.56
19366	8/6/2018	366	BUCKLEY, BRION, MCGUIRE ATTY	\$1,991.30
19367	8/6/2018	873	CARDMEMBER SERVICE	\$386.62
19368	8/6/2018	1001994	CLARK HILL PLC	\$535.50
19369	8/6/2018	1002121	CLEVENS K-9 SCOOP LLC	\$105.00
19370	8/6/2018	1001902	COMCAST CABLE	\$104.85
19371	8/6/2018	775	CONVENIENT CAR CARE CORPO	\$174.65
19372	8/6/2018	613	COUNTY OF CHESTER	\$350.00
19373	8/6/2018	560	DRUGSCAN, INC.	\$168.00
19374	8/6/2018	2	FREEDOM SYSTEMS	\$1,330.00
19375	8/6/2018	46	GALLS, LLC	\$550.72
19376	8/6/2018	780	GUMBALL MEDIA, LLC \ LAND ART	\$1,395.00
19377	8/6/2018	422	HARRY TILLMAN AUTOMOTIVE L	\$237.29
19378	8/6/2018	517	INDEPENDENCE BLUE CROSS	\$6,666.00
19379	8/6/2018	1002023	KEY BUSINESS SOLUTIONS	\$127.90
19380	8/6/2018	211	LEGISLATIVE REFERENCE BURE	\$19.00
19381	8/6/2018	1001755	MAJIC LANDSCAPES	\$2,044.00
19382	8/6/2018	1002448	MARK A HAGERTY	\$116.50
19383	8/6/2018	1002418	PACE ELECTRICAL & GENERATO	\$2,280.00
19384	8/6/2018	29	PECO ENERGY	\$570.16
19385	8/6/2018	171	REILLY & SONS INC.	\$2,030.78
19386	8/6/2018	507	ROTHWELL DOCUMENT SOLUTI	\$225.82
19387	8/6/2018	811	S & S CLEANING SERVICE	\$388.00
19388	8/6/2018	1001833	STAPLES BUSINESS ADVANTAG	\$563.68
19389	8/6/2018	426	THE WATER GUY	\$8.52
19390	8/6/2018	278	UNRUH, TURNER, BURKE & FRE	\$1,120.00
<b>Bank Totals:</b>				<b>\$27,483.08</b>
<b>Total Of Checks:</b>				<b>\$27,483.08</b>

Check Register

BIRMINGHAM TOWNSHIP

06-Aug-18

Check No	Check Date	Vendor No	Vendor Name	Check Amount
TRUMARK GENERAL FUND				
19391	8/6/2018	29	PECO ENERGY	\$12.30
Bank Totals:				\$12.30
Total Of Checks:				\$12.30

**Check Register****BIRMINGHAM TOWNSHIP**

06-Aug-18

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK SEWER FUND</b>				
9653	8/6/2018	149	AECOM	\$1,843.04
9654	8/6/2018	80	AQUA PENNSYLVANIA	\$1,281.40
9655	8/6/2018	366	BUCKLEY,BRION,MCGUIRE ATTY	\$21.25
9656	8/6/2018	767	COMMONWEALTH OF PENNSYL	\$100.00
9657	8/6/2018	1001859	COYNE CHEMICAL	\$1,416.50
9658	8/6/2018	1001970	EAST BRADFORD TOWNSHIP	\$3,881.13
9659	8/6/2018	2	FREEDOM SYSTEMS	\$804.50
9660	8/6/2018	780	GUMBALL MEDIA,LLC\LAND ART	\$1,750.00
9661	8/6/2018	1001755	MAJIC LANDSCAPES	\$468.00
9662	8/6/2018	29	PECO ENERGY	\$239.87
9663	8/6/2018	586	VERIZON 610-399-6923 315	\$39.29
9664	8/6/2018	1002401	WALTON WATER SERVICES	\$10,274.97
9665	8/6/2018	574	WASTE MANAGEMENT OF SOUT	\$68.42
9666	8/6/2018	1001834	WM P MCGOVERN INC	\$1,759.50
<b>Bank Totals:</b>				<b>\$23,947.87</b>
<b>Total Of Checks:</b>				<b>\$23,947.87</b>