

**BIRMINGHAM TOWNSHIP
BOARD OF SUPERVISORS MINUTES
OCTOBER 1, 2018**

The regular meeting of the Board of Supervisors was called to order at 7:32 PM by Chairman Boorse with the pledge of allegiance. A quorum of Supervisors was declared.

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

Supervisor Hill moved to approve the September 10, 2018 minutes as written. Vice-Chairman Shiring seconded the motion and the minutes were unanimously approved.

Vice-Chairman Shiring moved to approve the bills submitted for payment since the September 10th meeting. General Fund bills totaled \$77,874.58. Sewer Fund bills totaled \$29,060.76. Chairman Boorse seconded the motion and the bills were unanimously approved.

NEW POLICE HIRE

Prior to tonight's meeting the Supervisors interviewed Robert Dowd for the position of part-time police officer to fill the vacancy from John Pot who has obtained full-time police employment with another department. Upon the recommendation of Chief Nelling, Chairman Boorse moved to hire Robert Dowd of Malvern as a part-time police officer at the training rate of \$19.00/hr. Vice-Chairman Shiring seconded the motion which was unanimously approved.

RECREATION, PARK & OPEN SPACE REPORT(RPOS)

Anne Seimer, Chairman of RPOS, was present to discuss a recommendation by RPOS for the township's website. Currently the following statement is on the web site regarding Sandy Hollow: "Sandy Hollow Heritage Park, 42 acres of preserved open space, much as it was in 1777, allows public access to a portion of the Brandywine Battlefield National Historic Landmark. Established in 2002, the Park has a 1.1 mile asphalt path for pedestrians. An interpretive sign acknowledging the historic event is located along the path."

RPOS wants the following language added to the web site, "This Battlefield is viewed as hallowed ground due to the sacrifices of the participants on both sides of the conflict and as such should be used as a place of reflection, education, and tranquil recreation. Therefore, it is meant to be enjoyed by all, however no private events or organized activities will be allowed at Sandy Hollow Heritage Park in order to maintain the true intent of the Brandywine Battlefield National Historic Landmark."

RPOS Chairman Seimer said that RPOS has received several requests for running event fundraisers on the property.

Chairman Boorse confirmed with RPOS Chairman Seimer that the verbiage was only being requested on the web site and not on a sign at the Park.

RPOS Chairman Seimer has reviewed the covenants for the Park which defines the use of the property as being for public access for passive recreation.

There was discussion that the verbiage conflicted with holding the re-enactment event on the site. RPOS considers the re-enactment as an educational activity versus an organized event.

Vice-Chairman Shiring said the property is being used daily for passive walking and running. The Board didn't want language that would conflict with the intended use or covenants. Chairman Shiring will confer with the Township Solicitor and get back to RPOS.

INTERMUNICIPAL AGREEMENT FOR FIRE PROTECTION SERVICE WITH THE BOROUGH OF WEST CHESTER

The five year contract with the Borough of West Chester for fire protection services on Rt. 926 and north will expire the end of this year. An inter-municipal agreement for fire protection for the various townships that are serviced by the Borough has been proposed for the next contract period. Birmingham Township was paying the Borough \$36,505.00 under the current contract. The new contract proposes an annual increase of \$3,272.00 (almost 9%) to \$39,777.

Vice-Chairman Shiring moved to authorize advertising for a hearing on Monday, November 5th @ 7:30 PM to consider an ordinance proposal to enter into an inter-municipal fire services agreement with the Borough of West Chester for the Borough of West Chester Fire Department to provide fire protection services to certain portions of the Township. Chairman Boorse seconded the motion which was unanimously approved.

FIRE RELIEF FUNDS ALLOCATION

The Township has received its state aid allocation of \$41,967.81 supporting the Volunteer Fire Relief Association(s). As required by Act 205, proceeds from the allocation must be distributed to the volunteer relief associations within sixty days of receipt. Starting in 2017, the Board decided to divide the relief funds to Concord Township Volunteer Fireman's Relief Association (2/3); West Chester Volunteer Firemen's Relief Association (1/6) and Good Fellowship Relief Association (1/6). This division of funds was based on 517 township parcels being serviced by West Chester and 1,007 parcels being serviced by Concordville as well as a similar division in numbers for call volume for both areas.

In March 2018, the township received a copy of the audit report from the Auditor General's Office for the Good Fellowship Relief Association. The audit contained 8 serious findings including: 1) unauthorized expenditures; 2) duplicate payments; 3) inadequate meeting minutes; 4) inadequate relief association by-laws; 5) inadequate internal controls; 6) untimely receipt and deposit of state aid; 7) failure to maintain a complete and adequate membership roster; and 8) the relief association not complying with the requirements of Act 118). Findings 1 – 5 were findings in previous audits that had not been corrected.

The most current audit report for Concord Township Relief Association had no findings or observations and the most current audit report for West Chester Relief Association had one observation that FDIC coverage limits had been exceeded. Audits are performed every two years.

Based on the audit reports, Sect./Treas. Nelling recommended that the state aid to Good Fellowship be eliminated and given to the West Chester Firemen's Relief Association.

The Board didn't want a lack of contribution to affect response time to residents. Chief Nelling explained that relief associations are separate from the fire and ambulance companies. Relief associations have their own boards and finances. Relief funds can only be used for specific items, such as training and equipment.

Vice-Chairman Shiring moved to allocate the state aid allocation of the Volunteer Relief Association(s) to Concord Township Fireman's Relief Association (2/3) and West Chester Firemen's Relief Association (1/3) and requested that a letter be sent to the Good Fellowship Relief Association explaining the Township's position and that the Board would re-consider a future allocation to Good Fellowship Relief Association when it is in compliance with the audit findings. Supervisor Hill seconded the motion which was unanimously approved.

PUBLIC COMMENT

Victor Leonhard, 700 Brinton's Bridge Road, told the Board that he had about eight trees fall recently with all the storms and rain and that other trees are compromised and need to be taken down. His son has a landscaping business on the property and he had entered into an agreement with the Township when the business was approved that he would not sell firewood from the property. He requested permission to sell the firewood from these fallen trees during this winter season. Vice-Chairman Shiring will talk with the Township Solicitor and follow-up with Mr. Leonhard.

The meeting was adjourned at 8:01 PM. (SCB;JDH)

Respectfully submitted,

Quina Nelling
Secretary/Treasurer

Check Register**BIRMINGHAM TOWNSHIP**

01-Oct-18

Check No	Check Date	Vendor No	Vendor Name	Check Amount
TRUMARK GENERAL FUND				
19459	10/1/2018	11	21ST CENTURY MEDIA - PHILLY	\$102.16
19460	10/1/2018	43	A & D ELECTRIC INC.	\$19.00
19461	10/1/2018	149	AECOM	\$1,511.79
19462	10/1/2018	1001926	AJ BLOSENSKI, INC.	\$147.74
19463	10/1/2018	469	BIRMINGHAM TOWNSHIP SEWE	\$40.07
19464	10/1/2018	366	BUCKLEY, BRION, MCGUIRE ATTY	\$1,652.55
19465	10/1/2018	1001950	CARA M FITZPATRICK	\$95.00
19466	10/1/2018	873	CARDMEMBER SERVICE	\$436.35
19467	10/1/2018	1002390	CJS TIRE & AUTOMOTIVE	\$512.00
19468	10/1/2018	1001994	CLARK HILL PLC	\$2,079.00
19469	10/1/2018	1001902	COMCAST CABLE	\$104.85
19470	10/1/2018	775	CONVENIENT CAR CARE CORPO	\$349.30
19471	10/1/2018	882	DCED	\$234.00
19472	10/1/2018	390	FIRE ENGINEERING	\$29.00
19473	10/1/2018	46	GALLS, LLC	\$144.00
19474	10/1/2018	21	H. A. THOMSON	\$744.00
19475	10/1/2018	422	HARRY TILLMAN AUTOMOTIVE L	\$398.99
19476	10/1/2018	517	INDEPENDENCE BLUE CROSS	\$6,666.00
19477	10/1/2018	711	JUDY JENSEN	\$410.00
19478	10/1/2018	946	M R COCKERHAM PAINTING CO	\$474.80
19479	10/1/2018	1001755	MAJIC LANDSCAPES	\$1,794.00
19480	10/1/2018	1001984	ORION	\$723.40
19481	10/1/2018	178	PAGE EXCAVATING COMPANY, I	\$4,995.00
19482	10/1/2018	30	PECO ENERGY (TRAFFIC LIGHT)	\$22.69
19483	10/1/2018	213	PIRMA	\$28,196.00
19484	10/1/2018	1001977	PMRS (NON-UNIFORM)	\$4,603.00
19485	10/1/2018	64	PMRS (UNIFORM)	\$15,774.00
19486	10/1/2018	658	POLICE	\$25.00
19487	10/1/2018	171	REILLY & SONS INC.	\$1,891.94
19488	10/1/2018	23	VANDEMARK & LYNCH, INC.	\$3,279.53
Bank Totals:				\$77,455.16
Total Of Checks:				\$77,455.16

Check Register**BIRMINGHAM TOWNSHIP**

01-Oct-18

Check No	Check Date	Vendor No	Vendor Name	Check Amount
TRUMARK SEWER FUND				
9686	10/1/2018	149	AECOM	\$400.66
9687	10/1/2018	366	BUCKLEY,BRION,MCGUIRE ATTY	\$47.92
9688	10/1/2018	1001859	COYNE CHEMICAL	\$2,500.25
9689	10/1/2018	780	GUMBALL MEDIA,LLC\LAND ART	\$455.00
9690	10/1/2018	1002470	HRG	\$3,057.80
9691	10/1/2018	1001755	MAJIC LANDSCAPES	\$468.00
9692	10/1/2018	798	PA ONE CALL SYSTEM,INC.	\$2.94
9693	10/1/2018	29	PECO ENERGY	\$1,234.30
9694	10/1/2018	1002122	STOLTZFUS ROOFING	\$11,570.00
9695	10/1/2018	586	VERIZON 610-399-6923 315	\$62.94
9696	10/1/2018	1002401	WALTON WATER SERVICES	\$6,120.41
9697	10/1/2018	574	WASTE MANAGEMENT OF SOUT	\$68.54
9698	10/1/2018	1001834	WM P MCGOVERN INC	\$3,072.00
Bank Totals:				\$29,060.76
Total Of Checks:				\$29,060.76

Check Register

BIRMINGHAM TOWNSHIP

24-Sep-18

Check No	Check Date	Vendor No	Vendor Name	Check Amount
TRUMARK GENERAL FUND				
19455	9/24/2018	29	PECO ENERGY	\$170.54
19456	9/24/2018	30	PECO ENERGY (TRAFFIC LIGHT)	\$6.64
19457	9/24/2018	1002154	VERIZON 610-4291316 676	\$53.48
19458	9/24/2018	1001913	VERIZON WIRELESS	\$188.76
Bank Totals:				\$419.42
Total Of Checks:				\$419.42