

**BIRMINGHAM TOWNSHIP  
BOARD OF SUPERVISORS MINUTES  
FEBRUARY 4, 2019**

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

Scott Boorse	-	Chairman, Board of Supervisors
Michael Shiring	-	Vice-Chairman, Board of Supervisors
J. Daniel Hill	-	Member, Board of Supervisors

Supervisor Hill moved to approve both the organizational and regular minutes from the January 7, 2019 meeting. 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 January 7, 2019 meeting. General Fund bills totaled \$85,465.55. Sewer Fund bills totaled \$29,567.20. Chairman Boorse seconded the motion and the bills were unanimously approved.

**HIRE OF PART-TIME POLICE OFFICER WILLIAM BEHRNDT**

Prior to tonight's meeting the Board interviewed a candidate for the position of part-time police officer. Upon the recommendation of Chief Nelling, Chairman Boorse moved to hire William Behrndt as a part-time police officer at the training rate of \$19.00/hr. Vice-Chairman Shiring seconded the motion which was unanimously approved.

**APPOINT BRENDAN MURPHY TO PLANNING COMMISSION**

Chairman Boorse explained that Fredda Maddox had resigned from the Zoning Hearing Board. The Board of Supervisors have appointed prior Planning Commission member Nicholas DiMarino to the Zoning Hearing Board to fill the vacancy.

Supervisor Hill moved to appoint Brendan Murphy of Country Club Road to fill the unexpired term through 2020 on the Planning Commission vacated by Nicholas DiMarino. Chairman Boorse seconded the motion which was unanimously approved.

**APPOINT CHRISTY MOBILE AS HARB SECRETARY**

Chairman Boorse moved to appoint Christy Mobile as the HARB Secretary effective with the March HARB meeting at the rate of \$100.00/meeting attendance and preparation of the minutes, as established at the organizational meeting. Vice-Chairman Shiring seconded the motion which was unanimously approved.

**BARRICKMAN ZHB APPLICATION TO CONSTRUCT ADDITION/1021 RADLEY DRIVE/HEARING 2/13/2019**

The Zoning Hearing Board has a hearing scheduled on February 13, 2019 to consider the application of Megill Homes, Inc., on behalf of property owners Joshua and Lisa Barrickman, for dimensional variances to construct a 319 square foot addition to their existing single family

home on their non-conforming property located at 1021 Radley Drive. The requested variances are:

1. From the 10% maximum lot coverage requirement in Section 122-24.C of the Zoning Chapter of the Township Code in order to increase the existing lot coverage from 17.9% to 18.9%;
2. From the minimum 90% green space requirement of Section 122-24.1 of the Code in order to decrease the existing green space from 82.1% to 81.1%;
3. From the non-conforming lot requirements of Section 122.109 of the Code.

Chairman Boorse noted the variance requests were diminimus and the property is already non-conforming.

Vice-Chairman Shiring moved to take a non-position on the application and to defer to the expertise of the Zoning Hearing Board to render an appropriate decision after reviewing the testimony received at the hearing. Supervisor Hill seconded the motion which was unanimously approved.

#### **AWARD BID FOR 2019 ROAD PROGRAM**

It was duly advertised in the Daily Local News on January 8<sup>th</sup> and 11<sup>th</sup> that the Township would be awarding the bid for the 2019 Road Program at tonight's meeting and that the bid documents were available on PennBid. Seven bids were received. The lowest bid was from Innovative Construction Services of Folcroft for a base scope price of \$189,073.50 and alternate #1 for a price of \$15,057.00 for a total cost of \$204,130.50.

The Township has budgeted \$180,000. from Liquid Fuels State Funds and \$50,000. from General Funds for road work. Chief Nelling included \$7,000. in the 2019 budget for line painting. There are adequate funds in the budget to do the base scope and add alternate #1 which will still provide for funding for unforeseen work that may increase the contract amount or for other emergency repairs that arise during the year.

Chairman Boorse moved to award the bid for the 2019 Road Program to Innovative Construction Services for \$204,130.50 for the base scope work and add alternate #1 (milling and paving of Sherbrooke Drive). Vice-Chairman Shiring seconded the motion which was unanimously approved.

#### **AWARD BID FOR 2013 FORD TAURUS**

The 2013 Ford Taurus Interceptor Police Sedan was listed for sale on Municibid, an online government auction service. The high bid received was for \$5,100. from Syed Ali of Morton Grove, Illinois.

Chairman Boorse noted that the Ford Sedan was sold with 81,800 miles on it. He moved to accept the \$5,100. bid from Syed Ali. Vice-Chairman Shiring seconded the motion which was unanimously approved.

### **CHADDS FORD TOWNSHIP COMPREHENSIVE PLAN**

At its meeting on January 8<sup>th</sup>, the Planning Commission reviewed the Chadds Ford Township Comprehensive Plan Open Space Task Force Report. The Planning Commission noted the highlights of the report as:

- Adoption of an official map
- Focus on preservation
- Engage in land development review
- Establish a Parks and Recreation Committee

The Planning Commission had no issues with the Open Space Task Force Report.

Chairman Boorse moved to accept the review by the Planning Commission of the Chadds Ford Township Open Space Task Force Report and to forward a letter to Chadds Ford Township stating that Birmingham Township had no issues with the Open Space Task Force Report. Supervisor Hill seconded the motion which was unanimously approved.

### **CHESTER COUNTY LANDSCAPES3 ENDORSEMENT RESOLUTION**

The Township is in receipt of correspondence dated January 18<sup>th</sup> from Brian O’Leary, Executive Director of the Chester County Planning Commission, announcing the adoption on November 29, 2018 of *Landscapes3* as the official comprehensive plan for Chester County. Chester County municipalities have been requested to pass a resolution endorsing *Landscapes3* and to strive and make planning decisions consistent with *Landscapes3* by using the Plan as a guide in the update of planning documents, review of development proposals, installation of infrastructure improvements, and implementation of other public improvements and programs.

Vice-Chairman Shiring said that the resolution doesn’t bind the Township to specific action and that the Township will do its best to follow the guidelines in *Landscapes3*.

Chairman Boorse moved to adopt Resolution #2019-0204 to endorse *Landscapes3*. Supervisor Hill seconded the motion which was unanimously approved.

### **TREASURER’S REPORT**

Secretary/Treasurer Nelling reported for the fiscal year ending 2018,

General Fund Balance - \$913,598.  
Sewer Fund Balance - \$309,493.  
Sewer Capital Reserve - \$ 92,220.  
State Fund - \$ 21,224.

<u>General Fund</u>	<u>Budget</u>	<u>Actual</u>	<u>%</u>
Total Revenues	\$2,327,803.	\$2,472,475.	106.2
Real Estate Transfer Tax	160,000.	242,122.	151.3
LST Tax	56,000.	60,492.	108.0
Building Permits	60,000.	51,374.	85.6
 Total Expenditures	 \$1,696,058.	 \$1,558,878.	 91.9
Tax Collection	3,000.	2,856.	95.2
General Legal	23,000.	15,030.	65.4
Police Legal	2,000.	7,729.	386.5
ZHB	12,000.	21,388.	178.2
Engineering	85,000.	81,922.	96.4
Police Department	737,578.	690,043.	93.5
Snow Removal	120,000.	136,079.	113.4
 <u>Sewer Fund</u>			
Total Revenues	765,491.	790,701.	103.3
Total Expenditures	382,259.	388,538.	101.6

Secretary/Treasurer Nelling stated that the books had been closed a little earlier than usual this year and the auditors from BBD, LLP had been in the Township last week auditing the books with no issues identified. All State annual reports were submitted by their deadlines and W-2's and 1099's have been prepared and mailed. Year-end financial statements were provided to the Board. Sect./Treas. Nelling noted that in 2018 the Chester County Treasurer's Office started collecting the Township taxes. The Township has saved over \$12,000. by having the Treasurer's Office collect the taxes. Payments come monthly to the Township with complete lists of who paid and the amounts paid.

Chairman Boorse thanked Secretary/Treasurer Nelling and Chief Nelling for being so watchful over the township's funds and each dollar spent in the budget. Chairman Boorse moved to accept the 2018 Treasurer's report as presented. Vice-Chairman Shiring seconded the motion which was unanimously approved.

### **SUMMER 2019 TOWN TOURS AND VILLAGE WALKS**

Jeff Taylor of Hershey Mill, representing the Radley Run County Club (RRCC), was present to discuss the 2019 Chester County Towns Tours and Village Walks. The RRCC was approached about participating in the event this year as was done in 2010. The tour will include the James Painter's 1770 Mansion House, the Penn Charter 1749 Samuel Painter, Jr. House, the Lye House ruins, the 1901 Kennelman's and the 1920's Huntsman's houses, remnants of the Mather Estate and the Brandywine Fox hunts. The town tours and village walks is a series of free summer strolls through historic areas. Tours will be from June 13<sup>th</sup> – August 29<sup>th</sup>. Tours last about 50 minutes and begin at 5:30 PM. The Mansion House and RRCC will be open to the public for a special 25<sup>th</sup> anniversary buffet dinner on August 29<sup>th</sup> following the last tour of the summer at a cost of \$20./person.

Mr. Taylor said that neighboring Pocopson and West Bradford Townships are supporting the event as well as the Friends of Brandywine Battlefield.

Mr. Taylor announced a lecture being held at the RRCC on Friday, March 15<sup>th</sup> @ 7 PM on the West Chester – Lenape – Kennett Square Trolley line which will include a visit to the Lenape Amusement Park.

**PUBLIC COMMENT**

There was no public comment.

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

Respectfully submitted,

Quina Nelling  
Secretary/Treasurer

# Check Register

BIRMINGHAM TOWNSHIP

14-Jan-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK GENERAL FUND</b>				
19660	1/14/2019	80	AQUA PENNSYLVANIA	\$2,348.25
19661	1/14/2019	79	BRANDYWINE VALLEY SPCA	\$201.56
19662	1/14/2019	366	BUCKLEY, BRION, MCGUIRE ATTY	\$1,863.07
19663	1/14/2019	153	CHESTER COUNTY POLICE CHIE	\$150.00
19664	1/14/2019	1002390	CJS TIRE & AUTOMOTIVE	\$567.99
19665	1/14/2019	775	CONVENIENT CAR CARE CORPO	\$389.35
19666	1/14/2019	1002340	FERGUSON & MCCANN, INC.	\$449.00
19667	1/14/2019	114	FRONEFIELD CRAWFORD, JR. LL	\$60.00
19668	1/14/2019	422	HARRY TILLMAN AUTOMOTIVE L	\$908.64
19669	1/14/2019	205	PARKWAY DRY CLEANERS, INC.	\$162.49
19670	1/14/2019	30	PECO ENERGY (TRAFFIC LIGHT)	\$47.46
<del>19671</del>	<del>1/14/2019</del>	<del>1001951</del>	<del>R R DONNELLEY</del>	<del>\$222.28</del>
19672	1/14/2019	554	RED THE UNIFORM TAILOR	\$469.42
19673	1/14/2019	424	UNITED STATES POSTAL SERVI	\$500.00
19674	1/14/2019	23	VANDEMARK & LYNCH, INC.	\$5,788.45
19675	1/14/2019	917	WITMER PUBLIC SAFETY GROU	\$355.56
19676	1/14/2019	1001881	YIS/COWDEN GROUP INC	\$238.00
<b>Bank Totals:</b>				<del>\$14,721.52</del>
<b>Total Of Checks:</b>				<del>\$14,721.52</del>

14499.24

# Check Register

BIRMINGHAM TOWNSHIP

14-Jan-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK SEWER FUND</b>				
9756	1/14/2019	661	COMMONWEALTH OF PENNSYL	\$500.00
9757	1/14/2019	798	PA ONE CALL SYSTEM, INC.	\$28.12
9758	1/14/2019	29	PECO ENERGY	\$2,864.00
9759	1/14/2019	1001834	WM P MCGOVERN INC	\$2,953.00
<b>Bank Totals:</b>				<b>\$6,345.12</b>
<b>Total Of Checks:</b>				<b>\$6,345.12</b>

# Check Register

BIRMINGHAM TOWNSHIP

14-Jan-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
TRUMARK SEWER FUND				
9760	1/14/2019	586	VERIZON 450-748-892-0001-25	\$56.19
Bank Totals:				\$56.19
Total Of Checks:				\$56.19



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

28-Jan-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK SEWER FUND</b>				
9761	1/28/2019	1001970	EAST BRADFORD TOWNSHIP	\$3,881.13
9762	1/28/2019	2	FREEDOM SYSTEMS	\$804.50
9763	1/28/2019	1002424	M & S SERVICE COMPANY INC	\$560.00
9764	1/28/2019	1002493	VERIZON 350-442-985-0001-57	\$39.27
9765	1/28/2019	1002401	WALTON WATER SERVICES	\$5,991.80
9766	1/28/2019	574	WASTE MANAGEMENT OF SOUT	\$77.47
9767	1/28/2019	1001834	WM P MCGOVERN INC	\$1,470.50
<b>Bank Totals:</b>				<b>\$12,824.67</b>
<b>Total Of Checks:</b>				<b>\$12,824.67</b>

## Check Register

## BIRMINGHAM TOWNSHIP

28-Jan-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK GENERAL FUND</b>				
19677	1/28/2019	11	21ST CENTURY MEDIA - PHILLY	\$302.74
19678	1/28/2019	1001926	AJ BLOSENSKI, INC.	\$161.00
19679	1/28/2019	1002390	CJS TIRE & AUTOMOTIVE	\$522.00
19680	1/28/2019	882	DCED	\$45.00
19681	1/28/2019	1002258	EASTERN SALT COMPANY INC	\$3,101.03
19682	1/28/2019	2	FREEDOM SYSTEMS	\$1,206.75
19683	1/28/2019	46	GALLS, LLC	\$33.25
19684	1/28/2019	281	IACP	\$25.00
19685	1/28/2019	517	INDEPENDENCE BLUE CROSS	\$6,904.37
19686	1/28/2019	83	INTERNATIONAL CODE COUNCIL	\$135.00
19687	1/28/2019	711	JUDY JENSEN	\$930.00
19688	1/28/2019	1000162	KIRK W & SARA, REICHARD	\$842.75
19689	1/28/2019	953	PA DUI ASSOCIATION	\$180.00
19690	1/28/2019	3	PA TWP HEALTH INS COOP TRU	\$1.92
19691	1/28/2019	178	PAGE EXCAVATING COMPANY, I	\$20,175.00
19692	1/28/2019	1001951	R R DONNELLEY	\$209.70
19693	1/28/2019	554	RED THE UNIFORM TAILOR	\$102.62
19694	1/28/2019	171	REILLY & SONS INC.	\$1,145.78
19695	1/28/2019	507	ROTHWELL DOCUMENT SOLUTI	\$227.35
19696	1/28/2019	426	THE WATER GUY	\$11.36
19697	1/28/2019	834	TIDMORE FLAGS	\$111.80
19698	1/28/2019	1002154	VERIZON 250-441-074-0001-11	\$55.96
19699	1/28/2019	1001913	VERIZON WIRELESS 722423083	\$189.39
19700	1/28/2019	917	WITMER PUBLIC SAFETY GROU	\$141.24
19701	1/28/2019	1001881	YIS/COWDEN GROUP INC	\$1,291.50
<b>Bank Totals:</b>				<b>\$38,052.51</b>
<b>Total Of Checks:</b>				<b>\$38,052.51</b>

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

04-Feb-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK GENERAL FUND</b>				
19702	2/4/2019	80	AQUA PENNSYLVANIA	\$40.85
19703	2/4/2019	5	BOROUGH OF WEST CHESTER,	\$19,888.50
19704	2/4/2019	873	CARDMEMBER SERVICE	\$680.93
19705	2/4/2019	1002121	CLEVENS K-9 SCOOP LLC	\$84.00
19706	2/4/2019	1001902	COMCAST CABLE	\$106.85
19707	2/4/2019	1002507	DAVE LOWERY	\$1,668.22
19708	2/4/2019	1002258	EASTERN SALT COMPANY INC	\$2,818.40
19709	2/4/2019	780	GUMBALL MEDIA,LLC\LAND ART	\$4,346.00
19710	2/4/2019	178	PAGE EXCAVATING COMPANY,I	\$2,540.00
19711	2/4/2019	1001833	STAPLES BUSINESS ADVANTAG	\$316.52
19712	2/4/2019	1002508	TYLER B. DEVOE	\$76.00
19713	2/4/2019	61	VERIZON 753-804-167-0001-77	\$347.53
<b>Bank Totals:</b>				<b>\$32,913.80</b>
<b>Total Of Checks:</b>				<b>\$32,913.80</b>

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

04-Feb-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK SEWER FUND</b>				
9768	2/4/2019	1002509	AQUA PA WW	\$1,062.67
9769	2/4/2019	80	AQUA PENNSYLVANIA	\$1,367.58
9770	2/4/2019	780	GUMBALL MEDIA,LLC\LAND ART	\$775.00
9771	2/4/2019	171	REILLY & SONS INC.	\$389.87
9772	2/4/2019	1002506	THE FLYING LOCKSMITHS	\$6,000.00
9773	2/4/2019	1001695	W G MALDEN INC	\$66.10
9774	2/4/2019	1001834	WM P MCGOVERN INC	\$680.00
<b>Bank Totals:</b>				<b>\$10,341.22</b>
<b>Total Of Checks:</b>				<b>\$10,341.22</b>