

**BIRMINGHAM TOWNSHIP
BOARD OF SUPERVISORS MINTUES
JULY 12, 2021**

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

Scott Boorse – Chairman
Michael Shiring – Vice-Chairman
J. Daniel Hill – Member
Aristidis Christakis – Township Solicitor

Vice-Chairman Shiring moved to approve the June 7th minutes as written. Supervisor Hill seconded the motion which was unanimously approved.

Vice-Chairman Shiring moved to approve the June 28th minutes for the special meeting to establish S&T Bank as a Township Depository. Supervisor Hill seconded the motion which was unanimously approved.

Vice-Chairman Shiring moved to approve the bills submitted for payment since the June 7th meeting. General Fund bills totaled \$60,102.13. Sewer Fund bills totaled \$28,927.29. Supervisor Hill seconded the motion and the bills were unanimously approved.

**VINCE POMPO – LINDEN FARM BRANDYWINE CONSERVANCY
CONSERVATION EASEMENT (1225 BIRMINGHAM ROAD)**

Vince Pompo, Esq., representing Brenda Aiken, 1225 Birmingham Road, asked the Board to write a letter to the Recorder of Deeds and Tax Assessor's Office endorsing the recordation of a deed of consolidation for the Linden Farm Property. The purpose is to simplify the recording of a conservation easement over the property to be granted to the Brandywine Conservancy. The Chester County Offices require a deed with one metes and bounds legal description encompassing both parcels and a letter from the municipality to retire one tax parcel number upon the recording of a Deed of Consolidation. The conservation easement will prevent further subdivision. Mr. Pompo is making this request in lieu of doing a reverse subdivision.

Chairman Boorse was supportive of a request that would not increase impervious cover through additional development.

Vice-Chairman Shiring said that based on the specific facts for this case, that the removal of the joint property line is required by the Brandywine Conservancy for the conservation easement, he motioned to have the Chairman sign a letter on behalf of the Township to the Chester County Recorder of Deeds Office and the Chester County Tax Assessment Office to consent to the retiring of one of the tax parcels of the Linden Farm Property in order to consolidate both parcels under a Deed of Consolidation for the recordation of a conservation easement to the Brandywine Conservancy. Chairman Boorse seconded the motion which was unanimously approved.

HARB REPORT

TIERNEY – 1009 RADLEY DRIVE RENOVATIONS

At its meeting on June 15th, HARB recommended that a Certificate of Appropriateness be issued to the Tierneys, 1009 Radley Drive, to replace the stucco on the façade of their home and garage and to add a front wrap-around porch and a back patio. Materials are as follows: Siding – House: Hardie Plank 4” Clapboard, preferably smooth in texture, color being Monterey Taupe; Garage: Hardie Plank Board and Batten, color being Monterey Taupe; Trim: Hardie Plank Trim, smooth texture, color being Arctic White; Shutters: Black, flat panel on the first floor, louvered on the second, all mounted on trim; Gutters: White, half round on porch, K-style on house; Porch – White, Azek composite flooring, metal seam roof in the shade Antique Bronze (Dark Bronze), Columns: Clad in matching trim, Hardie Plank Arctic White; Railing: White Azek Composite; Front Door: Simpson Door System, ¾ light door with sidelights and low-E glass, color will be medium toned neutral brown that will coordinate with the surrounding fieldstone; Short Wall around Back Patio will be neutral red brick.

Vice-Chairman Shiring moved to approve the Certificate of Appropriateness as recommended by HARB. Supervisor Hill seconded the motion and it was unanimously approved.

GILPIN – 1110 DANIEL DAVIS LANE (STUCCO AND WINDOWS)

At its meeting on June 15th, HARB recommended that a Certificate of Appropriateness be issued to the Gilpins, 1110 Daniel Davis Lane, to replace stucco on 52 sq. ft. of the SE corner of their home with new matching stucco and fieldstone veneer, and to replace sliding doors and windows on corresponding walls. Materials are as follows: Brandywine Quarry Stone in Parkesburg; 2 Parts Canyon Pint Field; 1 Part Freeport; 1 Part West Mountain Field; Stucco – Color will match the existing stucco; South Wall of the Home – Left and right sliding door transoms will be changed to rectangular.

Vice-Chairman Shiring moved to approve the Certificate of Appropriateness for the Gilpins as recommended by HARB. Chairman Boorse seconded the motion which was unanimously approved.

AUTHORIZE ADVERTISING ON HARB MAP CHANGE AND MATERIAL CHANGES IN APPENDIX

Chairman Boorse moved to authorize advertising for a hearing at the November 1st Township meeting to consider a zoning map change to the HARB boundary and an ordinance revision to the Appendix of the Code for some changes to materials in the HARB guidelines. The material changes were recommended by HARB in an effort to catch up with technology. The mapping change is needed to correct a discrepancy in the mapping over the years as a 300’ boundary was mapped at 500’ along Birmingham Road where the Knolls of Birmingham and Fieldpoint developments are located. The mapping will be adjusted to exclude all the properties in those two developments from HARB review, even though some of the property lines are less than 300’ from Birmingham Road. Vice-Chairman Shiring seconded the motion which was unanimously approved.

SPRING MEADOWS LETTER OF 6/7/21 REQUESTING TOWNSHIP CONTRIBUTION ON STORM WATER RETENTION BASIN REPAIR

The Township is in receipt of a letter from the Spring Meadows Community Association requesting the Township's participation towards an \$18,000.00 estimated repair to the storm water retention basin in the development. The project will involve placing a durable pipe sleeve inside the existing galvanized pipe which will be sealed at either end and should return the pond and secondary drain pipe to their normal functions.

The Township has just received Covid-19 ARPA funds and is considering how to best use these funds. The Board deferred discussion on this request pending further evaluation of the use of the ARPA funds. Sect./Treas. Nelling will notify Robert Schwan, Board Member who wrote the letter. Vice-Chairman Shiring volunteered to speak to Mr. Schwan on behalf of the Board if Dr. Schwan so desired.

FEES RESOLUTION AMENDMENT FOR ZONING PERMITS

Chairman Boorse moved to adopt Resolution #2021-0712A to update the Township Fees Resolution #2021-0104A in order to update zoning permit fees, land disturbance/grading permit fees and certain required escrow.

1. Zoning, Signs and Land Disturbance Permits is replaced in its entirety and renamed Zoning Permits. The Zoning Permit Application fee is \$100.00 and due and payable at the time of submission of the permit application. In addition to the initial permit application fee, in certain circumstances, due to the complexity of the application, the applicant may be held responsible for the hourly rate of the Zoning Officer for time incurred, whether or not a permit is issued.
2. Subdivision and Land Development Escrow Funds is amended to include the following: "A Consultant Reimbursement Contract must be executed and escrow funds in the minimum amounts must be established including the required replenishment as described in the Consultant Fee Reimbursement Policy and Procedures adopted by the Township.
3. Land Disturbance/Grading Permit Fee is \$150.00 and due upon the submission of the application. The applicant shall also be responsible to reimburse the Township for any Township consultants' fees incurred in review of the permit application and related stormwater management review. A Consultant Reimbursement Contract must be executed and escrow funds established in the minimum amount of \$5,000. (or higher as determined by the Township Engineer) for such reviews and related inspections.
4. Use and Occupancy Permit Application fee is \$150.00 and due at the time of submission of the application.

Supervisor Hill seconded the motion to amend the fees resolution which was unanimously approved.

RESOLUTION FOR CONSULTANT AGREEMENT

Vice-Chairman Shiring moved to adopt Resolution #2021-0712B to adopt a Consultant Fee Reimbursement Policy and Procedures and a Consultant Fee Reimbursement Contract in order to cover the cost to process applications and projects directly benefiting individual property owners. These include the following applications/permits: buildings, decks, demolition, driveways, pools, sheds, signs, subdivision and land development, zoning, grading, erosion, and

sedimentation control and stormwater management. Chairman Boorse seconded the motion which was unanimously approved.

RESOLUTION FOR ARPA FUNDS

Chairman Boorse moved to adopt Resolution #2021-0712C to provide for the supplemental appropriation for the 2021 budget for the receipt of \$219,753.01 in American Rescue Plan Funds which is authorized by the Second Class Township Code. The use of the supplemental appropriations will be determined as designated by the Federal Reserve Designation of Funds Policy. Vice-Chairman Shiring seconded the motion which was unanimously approved.

INVESTMENT OF FUNDS FROM SALE OF SEWER PLANT

Chairman Boorse said that during executive session the Board reviewed options for the funds received from the sale of the Township sewer plant. The Board is limited in its options and can only invest as provided by State law. Sect./Treas. Nelling reviewed investment options with PLGIT, S&T Bank, and Trumark Financial Credit Union. The best option is a series of CD's which will allow the Board to revisit and reevaluate the use of the funds on an annual basis over the next three years. Chairman Boorse moved to invest in three CD's with Trumark Financial Credit Union, each for \$1,000,000.00, with the purchase of a one year, a two year and a three year CD. Supervisor Hill seconded the motion which was unanimously approved.

PUBLIC COMMENT

There was no public comment.

The meeting was adjourned at 8:05 PM. (SCB;MTS)

Respectfully submitted,

Quina Nelling
Secretary/Treasurer

Check Register**BIRMINGHAM TOWNSHIP**

04-Aug-21

From: 08-Jun-21 To: 12-Jul-21

| Check No | Check Date | VendorNo | Vendor | Check Amount | Status |
|--|------------|----------|---------------------------|--------------|--------|
| Bank Account: 11 TRUMARK GENERAL FUND | | | | | |
| 21018 | 6/14/2021 | 1002736 | CIOCCA CHEVROLET OF W | \$1,131.60 | O |
| 21019 | 6/14/2021 | 775 | CONVENIENT CAR CARE C | \$179.70 | O |
| 21020 | 6/14/2021 | 46 | GALLS, LLC | \$125.06 | O |
| 21021 | 6/14/2021 | 422 | HARRY TILLMAN AUTOMOTI | \$119.99 | O |
| 21022 | 6/14/2021 | 517 | INDEPENDENCE BLUE CRO | \$4,226.56 | O |
| 21023 | 6/14/2021 | 1002392 | TRI-COUNTY PEST CONTRO | \$100.00 | O |
| 21024 | 6/24/2021 | 1001926 | AJ BLOENSKI, INC. | \$170.80 | O |
| 21025 | 6/24/2021 | 1002659 | ARRO CONSULTING, INC | \$3,066.00 | O |
| 21026 | 6/24/2021 | 1002390 | CJS TIRE & AUTOMOTIVE | \$483.89 | O |
| 21027 | 6/24/2021 | 70 | CONCORD AUTO BODY, INC | \$2,352.67 | O |
| 21028 | 6/24/2021 | 775 | CONVENIENT CAR CARE C | \$149.95 | O |
| 21029 | 6/24/2021 | 422 | HARRY TILLMAN AUTOMOTI | \$52.99 | O |
| 21030 | 6/24/2021 | 1002721 | MELISSA URBANY | \$100.00 | O |
| 21031 | 6/24/2021 | 205 | PARKWAY DRY CLEANERS, | \$65.65 | O |
| 21032 | 6/24/2021 | 171 | REILLY & SONS INC. | \$961.22 | O |
| 21033 | 6/24/2021 | 507 | ROTHWELL DOCUMENT SO | \$186.71 | O |
| 21034 | 6/24/2021 | 1002154 | VERIZON 250-441-074-0001- | \$67.88 | O |
| 21035 | 6/24/2021 | 1001913 | VERIZON WIRELESS 722423 | \$188.67 | O |
| 21036 | 6/24/2021 | 1002214 | WE R TECHNOLOGY | \$1,500.00 | O |
| 21037 | 7/12/2021 | 11 | 21ST CENTURY MEDIA - PHI | \$676.85 | O |
| 21038 | 7/12/2021 | 80 | AQUA PENNSYLVANIA | \$2,497.87 | O |
| 21039 | 7/12/2021 | 372 | BRANDYWINE CONSERVAN | \$15,415.00 | O |
| 21040 | 7/12/2021 | 366 | BUCKLEY,BRION,MCGUIRE | \$2,590.55 | O |
| 21041 | 7/12/2021 | 873 | CARDMEMBER SERVICE | \$1,023.44 | O |
| 21042 | 7/12/2021 | 617 | CHESTER WATER AUTHORI | \$653.40 | O |
| 21043 | 7/12/2021 | 1002736 | CIOCCA CHEVROLET OF W | \$2,276.31 | O |
| 21044 | 7/12/2021 | 1002121 | CLEVENS K-9 SCOOP | \$228.00 | O |
| 21045 | 7/12/2021 | 1001902 | COMCAST CABLE | \$138.39 | O |
| 21046 | 7/12/2021 | 775 | CONVENIENT CAR CARE C | \$359.40 | O |
| 21047 | 7/12/2021 | 1002606 | CRYSTAL SPRINGS | \$18.66 | O |
| 21048 | 7/12/2021 | 2 | FREEDOM SYSTEMS | \$1,206.75 | O |
| 21049 | 7/12/2021 | 46 | GALLS, LLC | \$48.94 | O |
| 21050 | 7/12/2021 | 780 | GUMBALL MEDIA/LAND ART | \$2,755.00 | O |
| 21051 | 7/12/2021 | 422 | HARRY TILLMAN AUTOMOTI | \$2,485.84 | O |
| 21052 | 7/12/2021 | 711 | JUDY JENSEN | \$2,000.00 | O |
| 21053 | 7/12/2021 | 1001755 | MAJIC LANDSCAPES | \$2,220.00 | O |
| 21054 | 7/12/2021 | 1002573 | NMS LABS | \$550.00 | O |
| 21055 | 7/12/2021 | 29 | PECO ENERGY | \$335.25 | O |

Check Register**BIRMINGHAM TOWNSHIP**

04-Aug-21

From: 08-Jun-21 To: 12-Jul-21

| Check No | Check Date | VendorNo | Vendor | Check Amount | Status |
|--------------------|------------|----------|---------------------------|--------------------|--------|
| 21056 | 7/12/2021 | 30 | PECO ENERGY (TRAFFIC LI | \$68.32 | O |
| 21057 | 7/12/2021 | 171 | REILLY & SONS INC. | \$803.67 | O |
| 21058 | 7/12/2021 | 811 | S & S CLEANING SERVICE | \$388.00 | O |
| 21059 | 7/12/2021 | 424 | UNITED STATES POSTAL S | \$1,000.00 | O |
| 21060 | 7/12/2021 | 23 | VANDEMARK & LYNCH, INC. | \$4,665.70 | O |
| 21061 | 7/12/2021 | 61 | VERIZON 753-804-167-0001- | \$368.45 | O |
| 21062 | 7/12/2021 | 1001881 | YCG, INC. | \$99.00 | O |
| Bank Total: | | | | \$60,102.13 | |

Bank Account: 81 TRUMARK SEWER FUND

| | | | | | |
|-------------------------|-----------|---------|---------------------------|--------------------|---|
| 10260 | 6/14/2021 | 1002392 | TRI-COUNTY PEST CONTRO | \$60.00 | O |
| 10261 | 6/14/2021 | 586 | VERIZON 450-748-892-0001- | \$62.75 | O |
| 10262 | 6/14/2021 | 1001834 | WM P MCGOVERN INC | \$1,049.00 | O |
| 10263 | 6/24/2021 | 1002659 | ARRO CONSULTING, INC | \$5,824.28 | O |
| 10264 | 6/24/2021 | 1002691 | OBERMAYER | \$3,981.79 | O |
| 10265 | 6/24/2021 | 1001834 | WM P MCGOVERN INC | \$720.00 | O |
| 10266 | 7/12/2021 | 1002509 | AQUA PA WW | \$1,350.14 | O |
| 10267 | 7/12/2021 | 80 | AQUA PENNSYLVANIA | \$541.60 | O |
| 10268 | 7/12/2021 | 1002659 | ARRO CONSULTING, INC | \$157.00 | O |
| 10269 | 7/12/2021 | 366 | BUCKLEY,BRION,MCGUIRE | \$1,127.50 | O |
| 10270 | 7/12/2021 | 1001859 | COYNE CHEMICAL | \$2,325.50 | O |
| 10271 | 7/12/2021 | 2 | FREEDOM SYSTEMS | \$804.50 | O |
| 10272 | 7/12/2021 | 780 | GUMBALL MEDIA/LAND ART | \$1,074.40 | O |
| 10273 | 7/12/2021 | 1001755 | MAJIC LANDSCAPES | \$300.00 | O |
| 10274 | 7/12/2021 | 798 | PA ONE CALL SYSTEM,INC. | \$23.36 | O |
| 10275 | 7/12/2021 | 29 | PECO ENERGY | \$2,764.77 | O |
| 10276 | 7/12/2021 | 171 | REILLY & SONS INC. | \$359.99 | O |
| 10277 | 7/12/2021 | 1002401 | WALTON WATER SERVICES | \$2,913.96 | O |
| 10278 | 7/12/2021 | 1001834 | WM P MCGOVERN INC | \$3,486.75 | O |
| Bank Total: | | | | \$28,927.29 | |
| Total Of Checks: | | | | \$89,029.42 | |