

**BIRMINGHAM TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
FEBRUARY 18, 2008**

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 the customary moment of silence. A quorum of Supervisors was declared. The following Township Officials were in attendance:

John Conklin	-	Chairman, Board of Supervisors
Al Bush	-	Member, Board of Supervisors
Thomas Nelling	-	Chief of Police
Dr. Robert Reder	-	Recreation, Park & Open Space Committee Member
Dave Rathbun	-	Roadmaster
Quina Nelling	-	Secretary/Treasurer

Absent was Vice-Chairman of the Board of Supervisors, William Kirkpatrick.

Mr. Bush moved to approve the minutes from the February 4, 2008 meeting as written. Chairman Conklin seconded the motion and it was carried.

Mr. Bush moved to approve the bills submitted for payment. General Fund bills totaled \$42,766.23. Sewer Fund bills totaled \$12,187.00. Chairman Conklin seconded the motion and it was carried.

Chairman Conklin gave the following announcements:

The Supervisors met on Monday, February 4<sup>th</sup>, prior to the Township meeting, to discuss personnel issues regarding health insurance benefits.

The Supervisors met in executive session on Tuesday, February 5<sup>th</sup>, at 9 AM with Jim Hatfield, Township Engineer, and representatives from the Knolls of Birmingham, regarding correspondence received from FEMA.

The Township has received notification from Chester County that the Municipal Grant Program Round XX Trail Development application for the Brandywine Battlefield Trails on the O'Dell property has been approved in the amount of \$40,000.

A hearing will be held on Monday, March 3<sup>rd</sup> at 7 PM to take testimony on the application from Mark & Thomas Bedwell who are appealing the Township's revocation of a sewer permit issued for the property at 1380 Wilmington Pike.

The Spring Road inspection will be held on Tuesday, March 18<sup>th</sup> @ 8 AM.

### **RUN FOR BRIANNE**

Stacey Carter was present to discuss plans for the tenth annual Run for Brianne to be held on Saturday, May 10, 2008. Scott Honda is sponsoring the event for the fourth year. The contact is Duke Scott. Organizers have scheduled a one mile fun run at 9 AM and a 3.1 mile run at 9:30 AM on various roads in the Radley Run Development and on Birmingham Road. The route for the Run is the same route used for the last several years. The same number of police will be needed for road closures. The Brianne Carter Scholarship Fund gives scholarships to two graduating seniors from the Unionville-Chadds Ford School District (one male and one female). PennDOT has an updated road closure form that will need to be executed by the Township. The Township Solicitor's Office will need to prepare the indemnification agreement for the event. The Run is a wonderful community event in remembrance of her daughter, Brianne.

With no further comment, Chairman Conklin moved to have the PennDOT road closure request form executed for the closure of Birmingham Road and to authorize the Township Solicitor's Office to prepare the indemnification agreement for the Run for Brianne Event on May 10, 2008. Mr. Bush seconded the motion and it was carried.

### **EAST BRADFORD TOWNSHIP OFFICIAL MAP UPDATE**

On January 18<sup>th</sup>, the Township received an updated Official Map from East Bradford Township. Review comments are solicited from the surrounding townships. The Planning Commission was scheduled to discuss the map at its meeting on February 12<sup>th</sup>, but the meeting was canceled due to bad weather. There is a 45 day review time clock. The Planning Commission does not meet again until March 12<sup>th</sup> for a recommendation to the Supervisors at its meeting on March 17<sup>th</sup>. This would exceed the 45 day review period. Therefore the Supervisors will need to provide comments, if they so choose. Chairman Conklin indicated that the changes to the map were not identified but he noted changes to the trails and bike routes. Mrs. Nelling will request a list of changes from East Bradford for further discussion on March 3<sup>rd</sup>.

### **ROADMASTER'S REPORT**

Mrs. Nelling received a call from resident Debbie Hineman on Friday, February 15<sup>th</sup> regarding run-off on Meetinghouse Road from the spring house. Mrs. Nelling e-mailed the roadmaster and the township engineer about the issue. A repair was scheduled in 2007 and deferred until 2008 because the Township has not been able to get a release from the property owner where the spring house is located.

Mr. Rathbun inspected the site and met with Mrs. Hineman. Water was blocking up in the concrete trough; flowing down Meetinghouse Road; and then freezing at the bottom of the road at the intersection with Creek Road. He talked to the inspector with VanDemark and Lynch, Bill Rogers about the problem. Pipe Data was contacted to do an urgent repair because there was a safety issue. Mr. Rathbun was on site while Pipe Data cleaned the pipe. It took about two hours for them to punch through the blockage in the pipe, which is mostly in the right of way, where the mailboxes are located. Some roots were able to be removed. In the past it has not taken this long to free the blockage.

The owner of the property where the spring house is located has the property for sale and he does not reside on the property. The Township Engineer has been unable to get a release to enter the property to do the necessary repair. The pipe needs to extend to the spring house and the concrete trough needs to be removed. Jim Hatfield was asked to contact the Township Solicitor on how to proceed with the work that is out of the right of way and on private property. The work to do the replacement is under \$4,000. The cost for Pipe Data to clean the pipe each time it clogs is \$500., plus there is a safety problem.

Chairman Conklin said that the Township has been trying to resolve this issue through the Township Engineer's office. He suggested that the Township Solicitor get involved and that the next legal action be implemented to get the repair work done.

**PUBLIC COMMENT**

There was no public comment.

The meeting was adjourned at 7:47 PM. (JLC)

Respectfully submitted,

Quina Nelling  
Secretary/Treasurer