



**REORGANIZATION MEETING  
OF THE  
BRYN ATHYN BOROUGH COUNCIL**

***COUNCIL CHAMBER***  
**January 2, 2024**

The meeting was called to order by Mayor Ken Schauder at 7:00p.m. The following were present:

**MEMBERS OF COUNCIL**

Glenn Gurney  
Ric Asplundh  
Jeffrey Elsing  
Duane D. Hyatt

Brent McCurdy  
Mark Pennink  
Steven Huntzinger

ALSO: Victoria S. Trost, Mayor Ken Schauder, Solicitor R. Rex Herder.

**OATH OF OFFICE**

Magisterial District Justice Tom Murt administered the oath of office to Councilmembers Brent McCurdy, Glenn Gurney, Eric Asplundh, and Steven Huntzinger.

**NOMINATIONS FOR PRESIDENT**

Mayor Schauder called for nominations for President of Borough Council. Mr. Asplundh nominated Mr. Elsing. There were no other nominations.

*On a motion by Ric Asplundh, seconded by Glenn Gurney, Council voted unanimously in favor electing Jeffrey Elsing as President of Borough Council.*

President Elsing called for nominations for Vice President of Borough Council. Mr. Asplundh nominated Mr. Hyatt. There were no other nominations.

*On a motion by Ric Asplundh, seconded by Glenn Gurney, Council voted unanimously in favor electing Duane Hyatt as Vice President of Borough Council.*

The newly elected President and Vice President took their seats at the table.

President Elsing welcomed all to the first meeting of the new year.

**MINUTES**

*On a motion by Brent McCurdy, seconded by Duane Hyatt, Council voted unanimous approval of the December 4, 2023 regular meeting minutes.*

*On a motion by Mark Pennink, seconded by Brent McCurdy, Council voted unanimous approval of the December 19, 2023 special meeting minutes.*

**TREASURER’S REPORT**

General Fund Revenue for December was \$55,802.90. General Fund Expenses were \$253,589.59. Net Income was -\$197,786.69.

2023 General Fund Revenue exceeded the budget by \$477,943.07 and Expenditures exceeded budget by \$235,237.70, indicating a pre-audit surplus of \$242,705.37. Police Car Reserve (\$10,500) and Public Works Reserve (\$8,100) transfers, when approved, will reduce this number along with any other adjustments.

Sewer Fund Revenue for December was \$29,752.70. Sewer Fund Expenses were \$49,645.82. Net Income was -\$19,893.12.

2023 Sewer Fund Revenue exceeded the budget by \$44,640.36 while Expenditures came in under budget by \$112,852.24, indicating a pre-audit surplus of \$157,492.60. Capital Upgrade Reserves (\$64,862), Reed Bed Reserves (\$6,333) and Collection System Reserves (\$20,171) transfers, when approved, will reduce this number along with any other adjustments.

Today PLGIT paid 5.19%. PLGIT Prime paid 5.55%.

The second page of this report shows the cash balances to date. Included in the General Fund cash receipts were:

\$	31,697.03	in Real Estate Tax receipts
\$	3,865.84	in Rollback Real Estate Tax receipts
\$	7,749.51	in Earned Income Tax receipts
\$	154.00	in Local Services Tax receipts
\$	2,657.87	in Verizon Franchise Fee receipts
\$	1,167.79	in Fines
\$	30.00	in Police Report receipts
\$	330.00	in Building Permit receipts
\$	1,000.00	in Grading Permit receipts

\$	50.00	in Zoning Permit receipts
\$	454.60	in Professional Review Fee receipts
\$	4,500.00	in Sewer Administrative Support receipts
\$	100.00	in Police Exam Fees
\$	100.00	in Contributions to Police Department
\$	60.00	in Fireworks Contributions
\$	1,881.36	in Insurance Dividends

Included in the Sewer Fund Cash Receipts were:

\$	131.00	in Category 2 Usage receipts
\$	22,696.00	in Category 3 Usage receipts
\$	6,906.71	in Masons Mill Passthrough Usage Receipts
\$	2.69	in Finance Charges
\$	16.30	in Late Fees

**TAX COLLECTOR**

Tax Collector, Bradley Cranch reported \$28,623.06 in Real Estate Taxes collected in December. Mr. Cranch reported that all taxes have been collected and that no liens will be filed.

**BILLS**

**GENERAL FUND BILLS – 2023 Bills paid in December to be ratified**

AquaPA	\$21.05
Auto Spa Xpress	20.00
Building Inspection Underwriters, Inc.	225.20
Eastburn & Gray, PC	1,312.50
Guardian Insurance	4,110.66
Jospeh Bresnan, Esq.	645.00
LOCALiQ	883.05
Michell Meed	699.27
Nobre Computer Services LLC	450.00
Paychex of New York LLC	197.51
Peco Energy	1,320.36
Penn State	549.00
Petty Cash – Doug Hotchkiss	159.59
Petty Cash – Victoria Trost	72.50
ProTract Engineering	5,830.00
PSAB	130.00
PSMA	70.00
SafeTec Training Services	55.00
T & G Industries Inc.	279.00

The Jaydor Company	150.00
Verizon Wireless	243.01
Victoria Trost	494.70
<u>Woodrow &amp; Associates</u>	<u>454.60</u>
TOTAL	\$18,372.00

**GENERAL FUND BILLS – 2024 Bills**

AmTrust North America	\$14,018.70
DeLage Landen	175.00
Independence Blue Cross	6,357.03
Kenneth J Schauder Incorporated	1,510.00
Lower Moreland Township	16,750.71
Paychex of New York LLC	35.62
Pioneer Auto Body & Repair	3,244.25
PSAB	25.00
TGI Office Automation	46.41
The Vanguard Group	1,089.03
Victoria Trost	50.00
<u>Wawa – Wright Express</u>	<u>746.55</u>
TOTAL	\$44,048.30

**SEWER FUND BILLS – 2023 Bills paid in December to be ratified**

Academy of the New Church	\$4,145.03
Arnold’s Towing	1,370.78
EEMA	875.00
Home Depot	8.43
JP Morgan Chase/Acct of Charles Schwab	2,000.00
MJ Reider Associates, Inc.	503.90
Mac Medical Gases, Inc.	3.50
McGovern Environmental LLC	274.68
Paychex of New York LLC	106.33
Peco Energy	484.22
SCP Distributors LLC	4,978.80
UMHJSA	6,906.74
USA Blue Book	470.29
<u>Verizon Wireless</u>	<u>82.23</u>
TOTAL	\$22,209.90

**SEWER FUND BILLS – 2024 Bills**

AmTrust North America	\$2,871.30
Independence Blue Cross	680.58
Mac Medical Gases Inc.	25.50
McGovern Environmental LLC	588.80
Paychex of New York LLC	19.18
Postmaster	594.00
<u>Wawa – Wright Express</u>	<u>137.92</u>

TOTAL	\$4,917.08
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**BMO MasterCard – General Fund**

Adobe AcroPro	\$19.99
Google Workspace	102.00
Amazon.com	384.93
Edible Arrangements	99.99
Walmart	188.13
21 Century Media	14.00
PA Association of Notaries	665.31
Staples	138.65
TOTAL	\$1,613.00

**BMO MasterCard – Sewer Fund**

Google Workspace	\$6.00
SCP Distributors	2,484.90
Amazon.com	254.24
TOTAL	\$2,745.14

*On a motion by Duane Hyatt, seconded by Jeff Elsing, Council unanimously voted to authorize payment of the bills as listed.*

**PRESIDENT’S REPORT**

Accept Resignation of Steven Huntzinger from Zoning Hearing Board

President Elsing reported that it was necessary for Mr. Huntzinger to resign from the Zoning Hearing Board in order to sit on Borough Council.

*On a motion by Brent McCurdy, seconded by Glenn Gurney, Council voted unanimously in favor to accept the resignation effective December 31, 2023 of Mr. Steven Huntzinger from the Zoning Hearing Board.*

Appoint Aurelle Genzlinger to the Zoning Hearing Board

Mr. Elsing reported that the resignation of Mr. Huntzinger from the Zoning Hearing Board resulted in a vacancy on the Board. Mrs. Aurelle Genzlinger has graciously offered to fill that vacancy.

*On a motion by Ric Asplundh, seconded by Glenn Gurney, Council voted unanimously in favor to appoint Aurelle Genzlinger to fill the vacancy on the Zoning Hearing Board.*

Resolution No. 2024-01 Setting the Police Pension Contribution for 2024

Mr. Elsing read the resolution which sets the employee contribution rate to the Police Pension Fund at 3.5%, as per the collective bargaining agreement.

*On a motion by Duane Hyatt, seconded by Ric Asplundh, Council voted unanimously in favor to adopt Resolution No. 2024-01 setting the employee contribution to the Police Pension Fund at 3.5% for the year 2024.*

**BOROUGH OF BRYN ATHYN  
MONTGOMERY COUNTY, PENNSYLVANIA  
RESOLUTION NO. 2024-01**

**A RESOLUTION OF THE BOROUGH OF BRYN ATHYN SETTING THE MEMBER CONTRIBUTION TO THE BRYN ATHYN POLICE PENSION PLAN FOR THE YEAR 2024.**

*Whereas, the Borough of Bryn Athyn has established a pension plan, known as the Bryn Athyn Police Pension Plan (“the Plan”), and;*

*Whereas, the Borough Council sets the annual contribution rate for members of the Plan;*

*Now Therefore, Be It Resolved, that the Borough Council of the Borough of Bryn Athyn has set the annual member contribution rate for the year 2024 at 3.50%.*

*Resolved, this second day of January, 2024.*

**BOROUGH OF BRYN ATHYN**

2024 Borough Operations List

President Elsing noted that there are still a few vacant positions and that Alex Rogers has agreed to serve another term on the Civil Service Commission.

*On a motion by Mark Pennink, seconded by Brent McCurdy, Council voted unanimously in favor to adopt the 2024 Borough Operations List.*

**BOROUGH COUNCIL**

Jeffrey E. Elsing, <i>President</i>	4	2025
Duane Hyatt, <i>Vice President</i>	4	2025
Mark Pennink	4	2025
Brent McCurdy	4	2027
Steven Huntzinger	4	2027

Glenn Gurney	4	2027
Eric Asplundh	4	2027
Kenneth Schauder, <i>Mayor</i>	4	2025
Rex Herder, Solicitor		
Vikki Trost, Manager		

**ADMINISTRATIVE COMMITTEE**

Brent McCurdy, *Chair*  
 Rex Herder  
 Vikki Trost  
 Jeff Elsing  
 Duane Hyatt, Trustee,  
 Police Pension Fund

**BUDGET AND FINANCE COMMITTEE**

Duane Hyatt, *Chair*  
 Glenn Gurney  
 Vikki Trost  
*Vacant*  
 Jeffrey Elsing

**LAND USE/NATURAL RESOURCES**

Ric Asplundh, *Chair*  
 Debra Lermite  
 Bradley Cranch

**PUBLIC SAFETY**

Jeffrey Elsing, *Chair*  
 Doug Hotchkiss, *Acting Chief of Police*  
 Tim Weiss, Fire Chief  
 Kenneth Schauder, Fire Chief

**PUBLIC WORKS**

Mark Pennink, *Chair*  
 Ric Asplundh  
 Nick Rose  
 Steve Huntzinger

**AUDITORS**

Austin Rose	6	2025
Peter Sheedy	6	2027
Kirsten Cranch	6	2029

**BOROUGH ENGINEER**

Nick Rose, P.E.

**CIVIL SERVICE**

Jeffrey E. Elsing	6	2025
Alexander Rogers	6	2023
Glen Henderson	6	2027
Laurie Horan, Alternate		
Nicole Bau-Madsen, Alternate		

**EMERGENCY MANAGEMENT**

Kenneth Schauder, *Coordinator*  
 Vacant, *Deputy Coordinator*  
 Doug Hotchkiss, *Acting Police Chief*  
 Reed Asplundh, *Public Information*

**FIRE/AMBULANCE DEPARTMENT**

Lach I Brown, *President*  
 R. Scott Cooper, *Vice President*  
 Kenneth J. Schauder, Fire Chief, *Treasurer*  
 Kira Schadegg, *Secretary*  
 Tim Weiss, *Fire Chief*  
 Ryan Synnestvedt, *Asst. Fire Chief*  
 Kenny McQueen, *Fire Lieutenant*  
 Rev. Thomas Rose, *Chaplain*  
 Ken Schauder, *EMS Chief*  
 Joseph Canale, *Asst. Chief*

**MUNICIPAL FACILITIES**

Ken Schauder  
 Scott Cooper  
 Jeffrey Elsing  
 Vikki Trost  
 Brian Horner

**PLANNING COMMISSION**

Russell Cooper, <i>Chair</i>	5	2026
Richard Tate	5	2025
Bill Grubb	5	2028
Jon Hoffman	5	2024
Brian Horigan	5	2027

**POLICE DEPARTMENT**

Doug Hotchkiss, *Acting Chief*  
 R. Kenneth Johnson, *Officer*



Douglas Hotchkiss, Corporal  
Kevin Green, Officer  
Alessandro Cricelli PT Officer  
Mitchell Meed, PT Officer

**POLICE PENSION COMMITTEE**

Duane Hyatt, *Trustee*  
Vikki Trost, *Trustee*  
Jeffrey Elsing  
Doug Hotchkiss

**PUBLIC RELATIONS COMMITTEE**

Steve Huntzinger  
*Vacant*  
Vikki Trost  
Ken Schauder, PERT Liaison

**TAX COLLECTOR**

Bradley Cranch 4 2025

**EARNED INCOME TAX AGENCY**

Berkheimer Associates

**LOCAL SERVICES TAX AGENCY**

Berkheimer Associates

**ZONING OFFICER**

Charles Pluguez

**ZONING HEARING BOARD**

Mark Arrimour, *Chair* 3 2026  
Aurette Genzlinger 3 2024  
Drew Nehlig 3 2025  
Vikki Trost, *Secretary*  
Joseph Bresnan, *Solicitor*

**SEWER ADMINISTRATION**

Mark Pennink  
Glenn Gurney, *Chair*  
Ric Asplundh  
Rex Herder  
Richard Greer  
Drew Nehlig  
Reid Heinrichs

**SAFETY COMMITTEE**

Robert Genzlinger (*Fire*), *Chair*  
 Stephanie Doman (*Admin*), *Vice Chair*  
 Vikki Trost (*Admin Mgmt*)  
 Reid Heinrichs (*Sewer Mgmt*)  
 Bradley Cranch (*P Works Mgmt*)  
 Lach Brown (*Fire*)  
 Doug Hotchkiss (*Police*)  
 Charlie Pluguez (*Code Enf*)

**VACANCY BOARD**

All Council Members  
 Janice Roscoe

**RIGHT TO KNOW OFFICER**

Vikki Trost

**BUILDING CODE OFFICIAL**

Building Inspection Underwriters  
 Russ McLaughlin, III

**POLICE CHIEF’S REPORT**

The following activity was reported by Acting Chief Doug Hotchkiss for December:

All Police Activities done in the month of December	1405
Foot Patrol / Property Check	826
Alarms	9
Assist Bryn Athyn Fire / Ambulance	8
Assist Other Police Agencies	14
Public Service Calls / Assist Citizens	3
Special Traffic Details	18
Traffic Stops	29
Traffic Citations	13
Vehicle Accidents	4
Lost Dog	0
Fraud	1
Domestic	2
Disturbance	0
Warrants	1
Prisoner Transport	0
Suspicious Circumstance Investigations	6
Community Policing	2

On Tuesday 12-5-2023 at 4:15pm Officer Johnson and Acting Chief Hotchkiss had a “Meet and Greet” with the Bear Den Scouts at the Bryn Athyn Scout Building. We spoke to them about what polices officers do, the equipment we carry, and ways to stay safe. Afterward, they taught us about what they do as scouts.

On Sunday 12-10-2023 at 10:48am police received a call for a stolen vehicle from the area of Huntingdon Pike / Carriage Lane. The owner, a 61-year-old resident of Bryn Athyn, stated the vehicle was taken between 10:00pm on 12-9-2023 and 10:00am on 12-10-2023. Police marked the vehicle as stolen and checked the area for camera footage. Through further investigation, police found that the vehicle had been repossessed and its stolen status was removed.

On Monday 12-18-2023 at 4:00pm Officer Green, Officer Cricelli, and Acting Chief Hotchkiss visited Cairnwood Village for a “Meet and Greet.” We had a great time and it was very nice to speak to everyone and answer any questions they had. The residents of Cairnwood Village shared how much they enjoyed our visit, and we will be setting up other dates to return in the future.

On Tuesday 12-19-2023 at 4:37am while police were in the area of Huntingdon Pike / Cathedral Road, the on-duty officer ran a registration plate and it came back showing the owner of the vehicle possessed a warrant. The vehicle was stopped and further investigation showed the driver who is a 44-year-old resident of Philadelphia had an active arrest warrant for a PFA violation out of Abington Police. The driver was taken into custody and transported to Abington Police Department.

### **FIRE CHIEF’S REPORT**

Chief Ken Schauder reported 20 Fire Calls in December - 16 in Lower Moreland, 2 in Bryn Athyn and 2 in other municipalities; 204 EMS Calls in December – 131 in Lower Moreland, 12 in Bryn Athyn and 61 in other municipalities. There were 134 Transports to the hospital.

Chief Schauder reported that for 1.1% of the dispatches the Ambulance was unavailable; for 24% of calls the Ambulance was somewhere else.

On January 15, 2024 at 6:00am there will be two ambulances on duty with four (4) paid staff from 6:00am to 6:00pm, seven (7) days per week. This “power shift” will run a trial for four (4) months.

### **EMERGENCY MANAGEMENT REPORT - None**

### **MAYOR’S REPORT**

Mayor Schauder reported that he has met several times to discuss government with the Boy Scouts.

## **SOLICITOR'S REPORT - None**

## **BOROUGH MANAGER'S REPORT - None**

## **PUBLIC SAFETY COMMITTEE**

### Lower Moreland-Bryn Athyn Emergency Services Report

Chief Mark Showmaker submitted the following report for December:

*December activity continues to be a very busy month. As indicated in my prior reports, I am attempting to follow my outlined 30- 60- and 90-day plan as much as possible. There were many additional items/special projects that were necessary to complete such as the investigation of facts and information gathering regarding the upcoming proposed purchase of Fire Apparatus. The following will briefly cover some of these assignments.*

#### *Week 1 and Week 2*

- *Attended Boro Council meeting and summarized Novembers Activity Report*
- *Met with the membership of the Huntingdon Valley Fire Company Truck committee and conducted a Demo of two Pierce Fire Apparatus*
- *Attended the continuing education code training regarding Masonry Fire Walls*
- *Met with Emergency Services Committee and legal counsel for both municipalities.*
- *Continued extensive research on new Tower Ladder Fire Truck*
- *Work on Chiefs Vehicle purchase*
- *Met with Bryn Athyn Fire Company Training Committee to finalize 2024 Training Schedule*
- *Reviewed additional Specifications from Rosenbauer Fire Apparatus that were submitted after Pierce Demo.*
- *Meeting with Bryn Athyn Fire Company purchasing agent about standardizing purchases of Dry Suits to that of Huntingdon Valley Fire Company (continued from last month)*
- *Met with Bryn Athyn Fire to complete employee meetings with career staff*
- *Meeting with service manager of Havis Shields Corp for quote on Chiefs Vehicle emergency equipment and installation*
- *Attended Bryn Athyn Fire Company Executive Board meeting*
- *Attended Bryn Athyn Fire Company Board of Directors meeting*

- *Met with the Career Fire Chief of Upper Moreland Twp. Regarding the situation of the Volunteer Fire Company and the future of the organization as well as the impacts on mutual aid response*

#### *Week 3 and Week 4*

- *Attended Bryn Athyn Fire training session on Building Systems*
- *Policy Review and updated Employee handbook for Career Staff BAFC*
- *Reviewed Resumes for vacancies Bryn Athyn Fire Company*
- *Attended Pennboc continuing education online code training*
- *Attended and reported at Lower Moreland Commissioners Meeting*
- *Participated in the Hood and Suppression System test at new LM High School*
- *Attended LM Christmas Luncheon*
- *Attended Emergency Services Committee meeting 12-13-23*
- *Attended BAFC Employee meeting and addressed the staff on trial EMS delivery modules as well as Shift Changes*
- *Attended Pennboc meeting and continuing education Back Flow device code training*
- *Stipend program payroll review and approval*
- *Meeting with NV homes and local code officials about the start of construction*

#### *Special note:*

*12-14-23, Bryn Athyn EMS as well as HVFC Shift staff responded to a Cardiac Arrest call on Mettler Rd in LM. Both crews worked a patient in full arrest and were able to revive and transport the patient to the hospital. Great cooperative effort by both organizations with an immediate response of in station personnel to initiate immediate prehospital lifesaving medical care. A true testament to working together as one unit on the scene providing for a successful outcome.*

*12-18-23, The HVFC and the BAFC responded together to numerous water rescues as a result of the extensive heavy rainfall that was experienced along the east coast. There were numerous water rescues in both Lower Moreland as well as Bryn Athyn. In one case an individual was extricated from the roof of their vehicle due to the high-water conditions. Emergency Management provided excellent coordination and community resource outreach such as to the school district and business community which assisted us in deployment of our resources to handle these emergency responses. Once again, a great unified response of both emergency service organizations working together for a successful outcome.*

Chief Showmaker also reported on a utility building structure fire behind Chuck's Service Station on December 29.

Councilman Gurney noted that barricades should be set up at the Heaton Road intersection during flooding on Byberry Road to prevent vehicles from entering the area

and having to turn around. Mr. Pennink noted that Upper Moreland Township has installed gates the in area, but he is unsure how they actually work. It was suggested that Council adopt an ordinance to increase fines for motorists removing barricades in flood-prone areas.

**PUBLIC WORKS COMMITTEE**

Chairman Mark Pennink reported that Aqua PA did some paving on Alden Road to make the road drivable following their water main replacement project.

Mr. Pennink reported that the Alden Road Subcommittee will meet monthly on the third Tuesday at 2:00pm.

Chairman Pennink reported that the Alden Road Improvement project will request two different bids, both will be for two-way traffic. It is expected that the bid package will be ready for later March, early April.

Mr. Pennink reported that the snow plow crew is ready to go.

**FINANCE COMMITTEE**

**PUBLIC HEARING ORDINANCE NO. 707 SET TAX RATES FOR 2024**

The public hearing for Ordinance No. 707 was opened for discussion. Chairman Duane Hyatt reported that the General Fund Budget was approved by Council at the December meeting and the tax rates must now be set. Ordinance No. 707 sets the Real Estate Tax Rate at 11.785 Mills; sets the Earned Income Tax Rate at 1%; and sets the Local Services Tax Rate at \$52.00 per year. The public hearing was opened to members of Council for discussion. Hearing none, the public hearing was opened to comment from the public. Hearing no comments from the public, the public comment period was closed.

The discussion was brought back to the Council table. There was no further discussion and the Public Hearing was closed.

*On a motion by Ric Asplundh, seconded by Duane Hyatt, Council voted unanimously in favor to adopt Ordinance No. 707 Setting the Tax Rates for 2024 in a roll call vote. Mr. Pennink, yes; Mr. Huntzinger, yes; Mr. Asplundh, yes; Mr. Hyatt, yes; Mr. Elsing, yes; Mr. Gurney, yes; Mr. McCurdy, yes.*

**BOROUGH OF BRYN ATHYN  
MONTGOMERY COUNTY, PENNSYLVANIA**

**ORDINANCE #707**

**AN ORDINANCE OF THE BOROUGH OF BRYN ATHYN FIXING THE TAX RATE FOR THE FISCAL YEAR 2024.**

**THE COUNCIL OF THE BOROUGH OF BRYN ATHYN HEREBY ENACTS AND ORDAINS:**

**SECTION 1**            **SUMMARY OF TAX REVENUE.**        *That a tax rate be and is hereby levied on all property within the said Borough subject to taxation for Borough purposes for the Fiscal Year 2024 as follows:*

- A.     *Tax Rate for General Borough Purposes, the sum of Eleven and Seven Hundred and Eighty-Five Thousandths (11.785) mills on each dollar of assessed valuation, making a total tax rate for all Borough purposes of Eleven and Seven Hundred and Eighty-Five Thousandths (11.785) mills.*
  
- B.     *That a tax at the rate of one percent (1%) on each dollar is hereby imposed on all earned income and net profits earned by residents of the Borough of Bryn Athyn and non-residents of the Borough of Bryn Athyn for work done or services performed or rendered in the Borough.*
  
- C.     *That a Local Services Tax is imposed on all residents and non-residents employed in the Borough of Bryn Athyn in the amount of \$52.00.*

**SECTION 2**            *That any ordinance or part of any ordinance, conflicting with this Ordinance be, and the same is hereby repealed, insofar as the same affects this ordinance.*

**SECTION 3**            **SEVERABILITY.**        *The provisions of this Ordinance are severable. If any sentence, clause or section of this Ordinance, for any reason, is declared to be unconstitutional, illegal or invalid, said unconstitutionality, illegality and invalidity shall not impair any of the remaining provisions or sections of this Ordinance. It is hereby declared to be the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentences, clauses, or sections not been included herein.*

*This Ordinance shall take effect and be in force immediately.*

*Approved by the Council of the Borough of Bryn Athyn, this second day of January, in the year of Our Lord 2024.*

**BOROUGH OF BRYN ATHYN**

**PUBLIC HEARING ORDINANCE NO. 708 SET SEWER USAGE RATES FOR 2024**

The public hearing for Ordinance No. 708 was opened for discussion. Chairman Duane Hyatt reported that the Sewer Fund Budget was approved by Council at the December meeting and the usage rates to fund the Wastewater Treatment Plant must now be set. Ordinance No. 708 sets the Category 2 Usage Rate at \$1.48 per 100 gallons of water used; sets the Category 3 Usage Rate at \$2.93 per 100 gallons of water used; and sets the Category 4 Usage Rate at \$2.93 per 100 gallons of water used. The public hearing was opened to members of Council for discussion. Hearing none, the public hearing was opened to comment from the public. Hearing no comments from the public, the public comment period was closed.

The discussion was brought back to the Council table. There was no further discussion and the Public Hearing was closed.

*On a motion by Ric Asplundh, seconded by Glenn Gurney, Council voted unanimously in favor to adopt Ordinance No. 708 Setting the Sewer Usage Rates for 2024 in a roll call vote. Mr. Pennink, yes; Mr. Huntzinger, yes; Mr. Asplundh, yes; Mr. Hyatt, yes; Mr. Elsing, yes; Mr. Gurney, yes; Mr. McCurdy, yes.*

**BOROUGH OF BRYN ATHYN  
MONTGOMERY COUNTY, PENNSYLVANIA  
ORDINANCE NO. 708**

**AN ORDINANCE OF THE BOROUGH OF BRYN ATHYN SETTING SEWER RATES FOR THE FUNDING OF THE BOROUGH WASTEWATER TREATMENT SYSTEM FOR THE FISCAL YEAR 2024.**

*In accordance with the provisions of Ordinance 695, as amended, concerning the method of setting fees for users of the Borough wastewater treatment system, the Council of the Borough of Bryn Athyn does hereby **ENACT** and **ORDAIN** as follows:*

**Section 1. Rates.** *The sanitary sewer user rates for the funding of the operation and maintenance of the Borough wastewater treatment system shall be as follows:*

<i>Category 2 – Rate per 100 gallons of water used by customer</i>	<i>\$ 1.48</i>
<i>Category 3 – Rate per 100 gallons of wastewater received at treatment plant</i>	<i>\$ 2.93</i>
<i>Category 4 – Rate per 100 gallons of water used by customer</i>	<i>\$ 2.93</i>

**Section 2. Effective Date.** *This Ordinance shall take effect as of the date of enactment, and shall remain in effect until superseded by further ordinance of Council.*

**Section 3. Repealer.** *All ordinances or parts of ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.*



*ENACTED and ORDAINED this second day of January, 2024.*

**BOROUGH OF BRYN ATHYN**

Chairman Hyatt reported that the Finance committee will discuss the purchase of a new police car. Secretary Trost will distribute the spreadsheet for car purchases to the committee. Mr. Elsing commented on the vehicle availability issues.

**LAND USE AND NATURAL RESOURCES/ SHADE TREE COMMITTEE - None**

**PUBLIC RELATIONS COMMITTEE - None**

**ADMINISTRATIVE COMMITTEE - None**

**PLANNING COMMISSION REPORT - None**

**ZONING OFFICER**

There was one (1) Zoning Permit application approved in December. One (1) Building Permit was issued. One (1) Grading Permit was issued.

**SEWER ADMINISTRATOR**

Chairman Glenn Gurney reported that he was reviewing the bid specification for the generator and grounding service project. It was noted that the equalization tanks worked very well during the recent heavy rain events. Mr. Gurney added that the equalization tanks will be automated in the future.

**BOROUGH ENGINEER - None**

**OLD BUSINESS**

Councilman Mark Pennink remarked that the drainage improvement completed for the Municipal Building last year has worked very well during the recent heavy rains.

**NEW BUSINESS- None**

**QUESTIONS OR COMMENTS FROM THE FLOOR - None**

**EXECUTIVE SESSION**

*President Elsing announced that an Executive Session would be held immediately following this meeting to discuss a personnel issue.*

There being no further business presented, the meeting was adjourned at 7:47pm.

Council's next regular meeting will be held on Monday, February 5, 2024 at 7:00pm in the Borough Hall.

Victoria S. Trost  
Secretary