



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

COUNCIL CHAMBER
June 1, 2020

The meeting was called to order by President Jeffrey Elsing at 7:00p.m. via Zoom Videoconferencing. President Elsing announced that the meeting will be recorded. The following were present via telecommunication:

MEMBERS OF COUNCIL

Glenn Gurney
Ric Asplundh
Jeffrey Elsing
Duane D. Hyatt

Brent McCurdy
Mark Pennink
Aurette Genzlinger

ALSO: Victoria S. Trost, Bradley E. Cranch, R. Scott Cooper, Mayor Ken Schauder, Solicitor R. Rex Herder.

MINUTES

On a motion by Jeff Elsing, seconded by Aurette Genzlinger, Council voted unanimous approval of the May minutes.

TREASURER'S REPORT

Treasurer Vikki Trost reported General Fund Revenue for May was \$82,833.85. General Fund Expenses were \$80,987.58. Net Income was \$1,846.27.

Sewer Fund Revenue for May was \$50.00. Sewer Fund Expenses were \$26,921.04. Net Income was -\$26,871.04.

Today PLGIT paid .30%. PLGIT I-Class paid .44%. PLGIT Prime paid .58%

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

\$	20,819.13	Current Year Real Estate Tax
\$	4,410.00	Transfer Tax
\$	37,317.89	Earned Income Tax
\$	8,719.56	Local Services Tax
\$	3,431.42	Comcast Franchise Fees
\$	2,891.47	Verizon Franchise Fees
\$	1,562.48	Fines
\$	100.00	Zoning Permits
\$	3,489.20	Building Permits
\$	25.00	Grading Permits
\$	20.00	Fireworks Fund

Included in the Sewer Fund Cash Receipts were:

\$	50.00	in Sewer Certification receipts
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TAX COLLECTOR

Tax Collector, Bradley Cranch reported \$32,377.63 in Real Estate Taxes collected in May; \$82,139.00 remains uncollected.

BILLS

GENERAL FUND BILLS

A & T Auto and Truck Repair, Inc.	\$391.05
Academy of the New Church	1,293.70
Aqua PA	18.23
Brian Llewellyn	280.39
Calebe Nobre	240.00
Cranch Landscapers, LLC	400.00
DeLage Landen Financial Services	503.61
Dischell Bartle Dooley	60.00
Eastburn & Gray PC	757.50
Keystone Health Plan East	9,743.60
Lowe's	64.56
Lower Moreland Township	12,236.00
Peco Energy Company	972.74
Peco Energy Company	92.20
PetroChoice	194.70
Petty Cash – Rx	200.92
Petty Cash – Steve Gray	493.56
Petty Cash – Victoria Trost	71.27
PSAB – Webinar	50.00

Schauder Inc	420.00
Smart IP Solutions	130.00
Standard Insurance Company	1,239.31
The Vanguard Group	1,139.04
USA Payroll	122.83
VE Ralph & Son Inc.	109.71
Verizon Wireless	172.76
Victoria Trost	100.00
Wawa – Wright Express	409.63
TOTAL	<u>\$31,907.31</u>

SEWER FUND BILLS

Academy of the New Church	\$598.71
Cranch Landscapers, LLC	645.00
Gurney Kerr Contractors, Inc.	4,977.90
Ken’s Distributing Company	237.75
Keystone Health Plan East	2,933.43
MJ Reider Associates, Inc.	534.00
Mac Medical Gases, Inc.	3.50
McGovern Environmental LLC	270.00
Peco Energy – Feters Mill Road PS	344.04
Peco Energy – Sycamore Road PS	300.35
Pump Products	1,400.03
RNK Electric	887.56
SCP Distributors LLC	2,547.60
UMHJSA – Usage	5,398.55
USA Blue Book	355.38
USA Payroll	81.42
Verizon – Feters Mill PS	44.15
Verizon – Sycamore PS	41.91
Verizon Wireless	69.14
Wawa – Wright Express	186.44
TOTAL	<u>\$21,856.86</u>

MARCH 2020 BMO MASTERCARD BILLS

Sewer Fund

Amazon.com	\$24.61
PayPal Robidouxinc	248.56
Amazon.com	27.98
Sprayer Supplies	111.31
PP MosesBGlick	744.60
The UPS Store	15.82
TOTAL	<u>\$1,172.88</u>

General Fund

Adobe	\$9.99
Amazon.com	75.99
DMI Dell Sales	30.78

Amazon.com	15.32
CBI Cleverbridge	179.98
DMI Dell Sales	659.84
TOTAL	<u>\$971.90</u>

APRIL 2020 BMO MASTERCARD BILL

Sewer Fund

NAPA Store	\$116.50
PayPal JHTaylor910	263.93
PVC Pipe Supplies	67.61
PayPal Ahrensplbg	46.86
Amazon.com	134.99
PayPal Seafex Inc.	44.19
PayPal Budatexas	85.55
PayPal Burnsresale	11.66
Supplyhouse.com	23.43
Zoro Tools Inc	84.79
PayPal Povbet1969	31.80
Zoro Tools Inc.	23.83
PayPal Ahrensplbg	-46.86
Amazon.com	54.98
Zoro Tools Inc.	26.87
Zoro Tools Inc.	124.27
TOTAL	<u>\$1,094.40</u>

General Fund

<u>Adobe Software</u>	<u>\$14.99</u>
TOTAL	<u>\$14.99</u>

MAY 2020 BMO MASTERCARD BILL

Sewer Fund

Zoro Tools Inc.	\$-1.35
Zoro Tools Inc.	-1.52
Zoro Tools Inc.	-4.80
PVC Pipe Supplies	53.52
Amazon.com	169.76
Fluitek Corporation	76.71
Zoro Tools Inc.	135.91
Zoro Tools Inc.	113.40
Amazon.com	-27.49
Zoro Tools Inc.	505.52
Zoro Tools Inc.	-6.42
Zoro Tools Inc.	-7.69
PayPal Estocksales	16.79
TOTAL	<u>\$1,022.34</u>

General Fund

Adobe Software	\$14.99
GoToMyPC.com	420.00
USPS	26.35
Amazon.com	492.16
Ring.com	30.00
Wyze Labs Inc.	178.02
Ace Hardware	9.11
1000bulbs.com	250.03
PhoneSoap.com	508.64
Zoom.com	158.89
Microsoft Store	105.99
TOTAL	<u>\$2,194.18</u>

On a motion by Duane Hyatt, seconded by Brent McCurdy, Council unanimously voted to authorize payment of the bills as shown on the attached list, which is made a part of these minutes.

PRESIDENT’S REPORT

PROPOSED ORDINANCE #692 AMENDING ZONING ORDINANCE

President Jeff Elsing reported that the Montgomery County Planning Commission and the Bryn Athyn Planning Commission have reviewed the amendment to the Zoning Ordinance. The Bryn Athyn Planning Commission recommended moving forward with the amendment to permit a Bed & Breakfast to hold social events with certain criteria. The Montgomery County Planning Commission made two recommendations. Solicitor Rex Herder prepared a memo to Council outlining the options. The first recommendation is to amend off-street parking requirements in Article 14, Section 1400. Council agreed that the parking issue is not relevant. The second recommendation is to add a definition for Bed & Breakfast to Article 2 of the Zoning Ordinance. Mr. Herder noted that the Zoning Ordinance Committee had intended to add this definition. The Solicitor offered three options to move forward:

1. Adopt the proposed ordinance as-is;
2. Adopt the proposed ordinance as-is, and amend later;
3. Defer adoption until August and include the definition in Article 2, noting that the proposed ordinance must be reviewed again by the MCPC and the BAPC.

Members of Council discussed the options and agreed to defer the adoption of the proposed ordinance until August and include the definition of Bed & Breakfast.

On a motion by Mark Pennink, seconded by Duane Hyatt, Council voted unanimously in favor to authorize the Borough Secretary to resubmit the revised proposed Ordinance #692 to the Montgomery County Planning Commission and the Bryn Athyn Planning Commission for review and to advertise a Public Hearing at the August meeting.

PROPOSED ORDINANCE #695 SEWER USER FEES

President Elsing introduced the proposed ordinance which will consolidate and update the various separate sewer ordinances adopted over the years. Solicitor Herder explained that the current sewer billing ordinance needed updating and that this proposed ordinance was written with input from the Finance Committee, Bill Brown, Chris Carter and Reid Heinrichs. Mr. Hyatt noted that Borough Council will set the user rates as needed. Mr. Gurney added that the ordinance refines definitions and categories.

On a motion by Duane Hyatt, seconded by Jeff Elsing, Council voted unanimously in favor to authorize the Borough Secretary to advertise a Public Hearing at the July meeting to consider the adoption of proposed Ordinance #695.

MAYOR’S REPORT - None

POLICE CHIEF’S REPORT

In the absence of Chief Steve Gray, Mr. Elsing reported the following activity for May:

Alarms	13
Animal Complaints	01
Assist Bryn Athyn Fire / Ambulance	06
Assist Other Police Agencies	33
Assist Citizens / Public Service Calls	09
Miscellaneous Complaints	60
Special Traffic Details	03
Suspicious Circumstance Investigations	11
Traffic, Non-Traffic, Parking Citations	22
Vehicle Accidents	00
Vehicle Investigations / Warnings Issued	29

On Thursday May 14th at 2:34pm, police responded to the 2800 Block of Huntingdon Pike to recover a large amount of mail that had been scattered across the highway, as if a passing motorist had possibly thrown the items out of a moving vehicle. All of the mail had been opened and all mail had been for residents of the Anne’s Choice retirement home in Warminster. Our department turned over the items to the Warminster Township Police Detectives, who are continuing their investigation in this matter.

On Thursday May 21st at 10:05am, police conducted a traffic stop in the area of Huntingdon Pike and Alnwick Road. During the traffic stop, it was learned that the passenger of the vehicle, a 35-year-old male resident of Jamison, PA, was wanted for a probation violation in Lehigh County. Police were notified by the Probation Office that they would not be extraditing the subject, so police sent the male on his way and the owner of the vehicle was cited for driving with a suspended vehicle registration.

On Saturday May 23rd at 2:32pm, while on routine patrol, police observed a female cutting plants and flowers in the area of the Garden near the Junge Pavilion. Upon further investigation, police learned that the 46-year-old resident of Philadelphia did not have permission to be removing the plants and flowers, which she had been placing in the rear of her SUV were police observed boxes filled with various plants and flowers. At the request of the Head Campus Security Director, police had the female remove the plants and flowers from her vehicle and the female was advised that the Campus Security Department reserved the right to charge her with theft if they chose to do so.

On Tuesday May 26th at 2:17pm, while on routine patrol of the Pennypack Watershed Trail, police were flagged down by an anonymous jogger on the trail who advised police that there was a bicycle that had been left on the side of the trail for over a week. Police transported the bicycle back to headquarters and within three hours, we received a call from the juvenile bicycle owner stating that his bicycle had been stolen from the trail that he had left there just three hours prior.

FIRE CHIEF'S REPORT

Mayor Ken Schauder reported 28 Fire Calls in May with 1 in Bryn Athyn; 117 EMS Calls in May with 7 in Bryn Athyn and 67 Transports to the Hospital.

Mayor Schauder reported that BAFC assisted Huntingdon Valley Fire Company with a Brush Fire on Red Lion Road; assisted Warminster Fire Company with a House Fire; assisted Lower Moreland PD with a trauma patient resulting from a Car Accident on Spur Road; responded to a Brush Fire in Bryn Athyn.

EMERGENCY MANAGEMENT REPORT

EM Coordinator Ken Schauder reported that the team will meet on Wednesday this week to discuss plans for the 4th of July celebration. The Fire and Ambulance vehicles have participated in drive-by birthday celebrations and graduations during the COVID Shut-Down.

Councilman Hyatt noted that a parade of ANC graduating seniors will take place in the Borough this Saturday and urged all to support the graduates.

SOLICITOR'S REPORT - None

BOROUGH MANAGER'S REPORT

ELECTION DAY

Vikki Trost reported that Janice Roscoe requested that Council be informed that the polling place for tomorrow's elections has been moved to Lower Moreland High School Auditorium Lobby.

STATE SHUTDOWN

Governor Wolf permitted building contractors to resume operations in May. The Borough Office started accepting permit applications on May 11, 2020 when Chalie Pluguez was authorized by Building Inspection Underwriters to begin work in the Borough. We are arranging work schedules to allow for proper social distancing.

TRASH and YARD WASTE

Following a miscommunication by Republic Services, trash was finally collected following the Memorial Day holiday. We have a new contact at Republic who has been very responsive the past week. Vikki will begin working with Chris Hoffman at Lower Moreland this week on the new trash contract for January.

CIVIL UNREST

The Montgomery County Department of Public Safety activated the Major Incident Response Team (MIRT) on Sunday, May 31 in anticipation of civil unrest overflowing from Philadelphia.

PUBLIC SAFETY COMMITTEE

Chairman Jeff Elsing gave a shout out to Ken Schauder, Derek Zecher, Steve Gray and Scott Cooper thanking them for all that they do for the Borough. The Public Safety Committee is closely monitoring the peaceful protests in the Borough, noting that there were no incidents tonight.

Mr. Elsing reported that there is not yet a plan for 4th of July festivities in the Borough. The fireworks manufacturer has been closed due to the shutdown and the ANC campus is closed. Mr. Elsing noted that Labor Day fireworks is a possibility.

PUBLIC WORKS COMMITTEE

Chairman Mark Pennink reported that he met with James Morrissey Pavers last month to plan the 2020 paving project. Quarry Road and Woodland Road were milled today. Work will also be done on the edges of Masons Mill Road.

FINANCE COMMITTEE

Chairman Hyatt reported that the Finance Committee met via Zoom in May. The Committee discussed the permit for chickens which is required by the new Zoning Ordinance. Mr. Hyatt noted that the Borough Fee Schedule needs to be updated. The Committee also discussed the trash contract which expires at the end of the year. Vikki Trost is working with Lower Moreland Township on a new contract.

LAND USE AND NATURAL RESOURCES/ SHADE TREE COMMITTEE - None

PUBLIC RELATIONS COMMITTEE – None

ADMINISTRATIVE COMMITTEE - None

PLANNING COMMISSION REPORT – None

ZONING OFFICER

Vikki Trost reported that there were two (2) Zoning Permit applications approved in May. Seventeen (17) Building Permits were issued. One (1) Grading Permit was issued.

SEWER ADMINISTRATOR

Chairman Glenn Gurney reported that one-half of the reed bed is scheduled to be emptied this month and the sewage treatment plant is running smoothly. Maintenance pumping is scheduled.

Mr. Gurney reported that ANC and the BA Church have agreed verbally to the plan for internet line installation using existing poles near the BA Thrift Shop. Pricing is being obtained from Comcast and Verizon. Mr. Herder stated that the Borough does not need a legal document to run the line to the plant unless the Borough wants to create an easement which is not really necessary. Mr. Gurney will go to the Finance Committee to discuss funding, since this has not been budgeted.

BOROUGH ENGINEER - None

OLD BUSINESS

CHICKEN PERMITS

Councilwoman Aurelle Genzlinger asked Mr. Hyatt to clarify his report regarding fees for chickens and coops. Mr. Hyatt confirmed that the Finance Committee will recommend the chicken coop fee be added to the Borough Fee Schedule, which requires Borough Council approval.

ALDEN ROAD

Jane Bostock, resident, asked for an update on the survey for Alden Road residents. Councilor Genzlinger explained that the survey was written but not finalized and has been delayed due to the Governor’s mandated shut-down. Mr. Pennink noted that he had been in contact with Braden Bostock about the survey.

AUDITOR

Mr. Huntzinger would like to step down as Auditor. Mr. Elsing will talk to the applicants for the Auditor position.

NEW BUSINESS

Mr. Gurney reported that the residents at the bottom of Alden Road have complained that illegal parking for the County's Pennypack Trail has become excessive. Mr. Elsing noted that the residents should call the police to complain; residents and their guests will not be ticketed. Resident Robert Genzlinger noted that parking is not permitted on one side of the road there or on any sidewalks in PA.

QUESTIONS OR COMMENTS FROM THE FLOOR

Resident Scott Nash had questions for Council regarding Police body cameras and de-escalation training. Mr. Nash noted that his inquiry is pro-active thinking due to national unrest. President Jeff Elsing answered that the Police Department is hoping for funding for the equipment and that training is currently part of the Department's budget.

There being no further business presented, the meeting was adjourned at 8:18pm.

Council's next regular meeting will be held on Monday, July 6, 2020 at 7:00pm in the Borough Hall.

Victoria S. Trost
Secretary