



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

COUNCIL CHAMBER
May 1, 2023

The meeting was called to order by President Jeffrey Elsing at 7:00p.m. The following were present:

MEMBERS OF COUNCIL

Glenn Gurney
Ric Asplundh
Jeffrey Elsing
Duane D. Hyatt

Brent McCurdy
Mark Pennink
Aurette Genzlinger

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

President Jeff Elsing thanked Vice President Duane Hyatt for chairing the April meeting last month.

MINUTES

On a motion by Duane Hyatt, seconded by Ric Asplundh, Council voted unanimous approval of the April minutes.

TREASURER’S REPORT

Treasurer Vikki Trost reported General Fund Revenue for April was \$634,663.78. General Fund Expenses were \$111,423.79. Net Income was \$523,239.99.

Sewer Fund Revenue for April was \$1,125.00. Sewer Fund Expenses were \$11,259.18. Net Income was -\$10,134.18.

Today PLGIT paid 4.67%. PLGIT Prime paid 4.97%.

Included in the General Fund cash receipts were:

- \$ 601,079.71 in Real Estate Tax receipts
- \$ 8,444.21 in Earned Income Tax receipts
- \$ 18,551.40 in Real Estate Transfer Tax receipts
- \$ 30.00 in Fireworks Contributions
- \$ 1,797.12 in Insurance Dividends
- \$ 352.34 in Fines
- \$ 3,480.00 in Road Opening Permit Fees
- \$ 400.00 in Planning Application Fees
- \$ 500.00 in Zoning Permits
- \$ 511.00 in Building Permit Fees

Included in the Sewer Fund Cash Receipts were:

- \$ 862.00 in Category 2 Sewer Usage receipts
- \$ 158.00 in Lower Moreland Pass-thru receipts
- \$ 105.00 in Sewer Certification receipts

TAX COLLECTOR

Tax Collector, Bradley Cranch reported \$22,991.91 in Real Estate Taxes collected in April; \$79,316.97 remains uncollected.

BILLS

GENERAL FUND BILLS

21st Century Media	\$451.15
Aqua PA	83.97
Auto Spa Xpress	25.00
Bruce S. Morrison DO	185.00
Building Inspection Underwriters Inc.	172.00
Cranch Landscapers LLC	565.00
DeLage Landen	175.00
Eastburn & Gray PC	2,055.00
Frank A Malizia Jr Inc.	800.00
Independence Blue Cross	6,840.29
Joseph Bresnan Esq.	375.00
LexisNexis Matthew Bender Inc.	60.44
Peco Energy Company	1,331.38
Petty Cash – Steve Gray	344.17

Petty Cash – Victoria Trost	147.81
PSAB	90.00
S2Verify LLC	25.00
Staples	74.14
Stephen Gray	203.00
T & G Industries Inc.	543.71
TGI Office Automation	31.37
The Vanguard Group	2,049.61
Trugreen	1,022.08
Verizon Wireless	242.00
Victoria Trost	534.30
Wawa – Wright Express	939.81
Woodrow & Associates	496.00
TOTAL	<u>\$19,862.23</u>

SEWER FUND BILLS

Ben Manis Plumbing	\$645.00
Daniel L Jerman Co. Inc.	953.50
EEMA	230.66
Home Depot	248.58
Independence Blue Cross	658.51
Lower Moreland Township	316.00
MJ Reider Associates Inc.	516.85
Mac Medical Gases Inc.	3.50
McGovern Environmental LLC	250.25
Peco Energy	408.13
Postmaster	567.00
Stephanie Doman	9.00
Verizon	52.38
Verizon Wireless	42.09
Wawa – Wright Express	62.42
TOTAL	<u>\$4,963.87</u>

BMO MASTERCARD

General Fund

Adobe AcroPro	19.99
Google Workspace	54.19
Panera Bread	35.14
Sam’s Club	125.36
Zoom.com	158.89
MC Squares	50.06
Amazon.com	19.90
PA Uniform Construction Code	13.50
Giant Food	25.97
TOTAL	<u>\$503.00</u>

Sewer Fund

Google Workspace	\$3.03
Sam’s Club	62.68
eBay.com	283.36
<u>Amazon.com</u>	<u>27.97</u>
TOTAL	<u>\$377.04</u>

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

PRESIDENT’S REPORT

2695 Alden Road Proposed Subdivision

President Jeff Elsing reported that the proposed subdivision by applicant, Thomas Brecht, has been reviewed by the Bryn Athyn Planning Commission, Montgomery County Planning Commission and the Borough Conflict Engineer, Tim Woodrow as required by the Subdivision and Land Development Ordinance (SALDO). The applicant’s engineer, Nick Rose, noted that Mr. Woodrow’s review dismissed any issues with the proposed driveway and steep slopes on the proposed new lot. Mr. Gurney noted that the submitted plans do not indicate the locations of the existing on-lot system or a proposed on-lot system for the new lot. The Solicitor noted that Category 2 Properties require on-lot systems and that the plan for the new lot will need to show that the on-lot system will fit on the lot. Members agreed that the sewer issues must be resolved before Borough Council can make a decision.

Mr. Gurney asked Mr. Rose which type of plan, per the SALDO, was being submitted. Mr. Rose explained that it is usual for a minor subdivision, such as the current application, that the plan submitted is a final plan.

The applicant agreed to submit a revised plan indicating the locations of the on-lot systems for both lots. Nick Rose also agreed to provide a letter to Borough Council extending the deadline, required by the Pennsylvania Municipalities Planning Code, for a decision of Borough Council by 90 days. Council deferred action on the application for 2695 Alden Road.

Bryn Athyn Church School

Mr. Elsing reported that the Land Development application for the new elementary school has been received by the Borough Office and that the review process has begun.

ANC Glenn Field Temporary Lighting

President Elsing reported that the Academy of the New Church has made an application to extend the temporary lighting at Glenn Field be extended for five years. Council granted approval for temporary lighting at Glenn Field from January to April 2023 at their December 5, 2022 meeting. Solicitor Herder noted that the Bryn Athyn Zoning Ordinance requires that any activity in the IN – Institutional District must be reviewed by the Bryn Athyn Planning Commission and approved by Borough Council. Kimberley Adams, representing the Academy, noted that extending the period from October through March would permit the Academy sports teams to utilize the lighting, particularly for Charter Day, in addition to the lighting needed by the organization which rents the fields for practices from January through March. Councilor Aurelle Genzlinger asked if there have been any complaints about the lighting. Mrs. Adams responded that yes, there were complaints which were addressed immediately by adjusting the direction of the lights. Council requested that a contact person at the Academy be available to address any issues in the future. Mrs. Adams stated that Jody Maddock, the ANC Shared Facilities Manager, would be the contact person. Council agreed that the Solicitor would prepare a resolution of Council to be adopted at the June 5, 2023 meeting.

POLICE CHIEF’S REPORT

Chief Stephen Gray reported the following activity for April 2023:

Alarms	08
Assist Bryn Athyn Fire / Ambulance	13
Assist Other Police Agencies	31
Miscellaneous Activity	75
Public Service Calls / Assist Citizens	03
Special Traffic Details	19
Suspicious Circumstance Investigations	11
Traffic Citations	66
Vehicle Accidents	03
Vehicle Investigations	105

On Tuesday April 4th at 9:52am, police were dispatched to the Lord’s New Church in the 1700 block of Huntingdon Road for a report of a suspicious person found sleeping in one of the buildings. Upon arrival, police spoke with the homeless man who had taken the bus from Philadelphia to the Willow Grove Mall and eventually started wandering in the area until he came upon the Lord’s New Church. The 38-year-old man had not eaten for three days and was hoping to find shelter. The man did not have a criminal history and there were no warrants that had been issued for him. The Lord’s New Church Management did not wish to press charges. Their main concern was for the man to receive the help that he was seeking. Police transported the man to Abington Hospital

where he was able to speak with a crisis worker who provided him with food, shelter, and medical assistance.

On Wednesday April 5th at 5:06pm police conducted a vehicle stop in the area of Huntingdon Pike and Alnwick Road which led to the arrest of a 32-year-old male resident of Philadelphia due to a warrant that had been issued by the Chester City Police Department for Terroristic Threats. A Constable from Chester County Responded to our Borough and transported the individual to the Chester County Jail.

On Friday April 21st at 7:26pm, police met with an 85-year-old male resident of Lower Moreland Township to take a report of his vehicle being stolen. The complainant said that he parked his vehicle in the Bryn Athyn Post Office Parking lot at approximately 4pm and then went for a two-hour walk on the Pennypack Watershed Trail. When the man returned to his vehicle, he was unable to locate his car keys which he had left in his unlocked vehicle when he went for his walk. At approximately 6:40pm, the man received a ride home where he picked-up his spare set of keys. When the man returned to the Post Office, he learned that his vehicle was missing. As of this date, the stolen vehicle has not been recovered.

On Friday April 28th at 10:30am, police took a report from the Masons Mill Business Park of Illegal Dumping. While looking through previous video footage, Business Park Personnel found that on Saturday April 22nd at 6:48am, a red GMC truck was observed illegally unloading trash into one of their dumpsters. This case is currently under investigation.

FIRE CHIEF'S REPORT

Fire Chief Ken Schauder reported 27 Fire Calls in April, 24 in Lower Moreland and 3 in Bryn Athyn; 170 EMS Calls in April, 87 in Lower Moreland and 17 in Bryn Athyn. There were 109 Transports to Hospital, 66 in Lower Moreland, 14 in Bryn Athyn and 29 in other municipalities. There were 9 Scratches in April and 5 DUI Blood Draws.

Chief Schauder asked Fire Company President Lach Brown to report on the strategic planning workshop. Mr. Brown reported that the workshop today lasted 7 hours. The focus was on moving forward into the future and being proactive to gather information for the new Bryn Athyn/Lower Moreland Chief of Emergency Services. The BAFC goal is to do what is best for both communities and to facilitate changes that are needed.

EMERGENCY MANAGEMENT REPORT

EM Coordinator, Ken Schauder reported that the April meeting was cancelled so that he could attend an award ceremony in Harrisburg. Bryn Athyn Borough and Lower

Moreland Township received a Governor’s Award for Intergovernmental Cooperation for their efforts in joining the respective fire companies.

MAYOR’S REPORT

Mayor Ken Schauder reported that he met again with the Bryn Athyn Postmaster, Maria Bouvier. The mayor has been trying to contact the right person to discuss free postal delivery/home delivery issue in the Borough. He has nothing to report yet. Mayor Schauder suggested that the community needs to decide what they want. A petition to the USPS should be considered.

SOLICITOR’S REPORT

Solicitor Rex Herder reported that he reviewed the Performance and Payment Bonds and Certificate of Insurance provided by NJS Concrete, LLC, the contractor who was awarded the contract for the Alden Road Sidewalk project. The documents are satisfactory and the contract will be signed by all parties.

BOROUGH MANAGER’S REPORT

Fetters Mill Bridge Update from Montgomery County

Manager Vikki Trost reported that the new start date for utility clearance and construction is November 2023.

Principal Financial Group

The Borough receives quarterly dividend checks from the Principal Financial Group and it appears that a check from December 2021 has been lost in the mail. In order to receive a replacement check from Computershare, the distribution agent, a resolution of Borough Council is required authorizing Mrs. Trost to apply for the check.

On a motion by Aurelle Genzlinger, seconded by Brent McCurdy, Council voted unanimously, by show of hands, to adopt Resolution 2023-03 authorizing Victoria S. Trost to communicate with Computershare and Principal Financial to recover funds in the amount of \$1,797.12.

**BOROUGH OF BRYN ATHYN
RESOLUTION #2023-03**

A RESOLUTION OF THE BOROUGH OF BRYN ATHYN AUTHORIZING THE TREASURER TO SEEK REPLACEMENT OF A DIVIDEND CHECK FROM PRINCIPAL FINANCIAL WHICH IS DETERMINED TO BE LOST.

Whereas, the Borough of Bryn Athyn has established an annuity account with Principal Financial for which quarterly dividends are distributed through Computershare;

Whereas, the dividend payment in the amount of \$1,797.12 issued by Computershare to the Borough of Bryn Athyn in December 2021 has been lost in the mail;

Now Therefore, Be It Resolved, that the Borough Council of the Borough of Bryn Athyn authorizes Victoria S. Trost, Treasurer, to communicate with Computershare to collect these funds.

Resolved, this first day of May, 2023.

BOROUGH OF BRYN ATHYN

BA/LM Chief of Emergency Services

The recruitment has begun for the position. As of April 24, we have received 13 applications through the recruiting firm GovHR. Another 6 to 8 candidates are expected by May 15.

Current Projects Update:

- Municipal Building Drainage – Change Order #1 has been issued to Locate Underground Utilities
- Alden Road Sidewalk – Received Performance, Payment Bonds and Insurance Certificate today
- BACES
Land Development process - Waiting for Engineer Review, MCPC Review and BAPC Review
- Thrift Shop
Zoning Permit denied, scheduled for BA Zoning Hearing Board May 30, 2022.
Subdivision/Land Development process: waiting for Engineer Review, MCPC Review and BAPC Review. Building Permits received and awaiting review

PUBLIC SAFETY COMMITTEE

Chief of Emergency Services Recruiting

Chairman Jeff Elsing reported that he and Vikki Trost met with David Sirken and Christopher Hoffman last week to discuss the status of the recruiting process. Thirteen candidates have been received for the position of Chief of Emergency Services. GovHR, the recruiting firm, has provided a matrix listing the education, experience and qualifications of all applicants. GovHR will vet the applicants to determine the best candidates to be interviewed. No dates or interview committees have yet been established. Mr. Elsing noted that one applicant is from Florida and the others are more local. It may be necessary to provide expenses to bring an applicant from out of state to an interview. Mr. Elsing asked if any members of Council were interested in participating in the interview process.

Conditional Offer of Employment – Nicholas Bianchini

Mr. Elsing explained that Mr. Gardee, who Council voted to offer conditional employment last month, found another position and declined the offer. Nicholas Bianchini, has completed the Act 120 requirements for police officer and is currently working for a security company. Chief Gray noted that Bridgeport Borough will also offer a part-time position to Mr. Bianchini at their next meeting and will provide body armor, permitting Mr. Bianchini to use the body armor while working in Bryn Athyn.

On a motion by Brent McCurdy, seconded by Aurelle Genzlinger, Council voted unanimously in favor to extend a conditional offer of employment to Nicholas Bianchini, pending the results of physical and psychological evaluations.

PUBLIC WORKS COMMITTEE

Chairman Mark Pennink reported that Twining Construction Co. will do a soft dig to locate the underground utilities not shown on the current plan for the Municipal Building Drainage project. The Alden Road Sidewalk Project was awarded to NJS Concrete. The 2023 Lower Moreland Paving contract was awarded to Glasgow, Inc. for paving Quarry Road to Alnwick Rd. Nick Rose will prepare the plans and bid specs for the Tomlinson Road Sidewalk project.

FINANCE COMMITTEE

Chairman Duane Hyatt reported that the committee met in April.

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 no (0) Zoning Permit applications approved in April. Four (4) Building Permits were issued. No (0) Grading Permits were issued.

The Zoning Hearing Board met on April 25, 2023 to review an application for a Special Exception for a Two-Family Dwelling for 2928 Cherry Lane. The Zoning Hearing Board will meet on May 30 to deliver their decision.

An application to the Zoning Hearing Board was received from the Bryn Athyn Church School for variance relief for the new elementary school relating to building setbacks and parking spaces. This will be added to the Board's May 30, 2023 agenda.

SEWER ADMINISTRATOR

Reid Heinrichs reported that he met with Reuben Mergen to discuss temporary internet service to the sewage treatment plant during the construction of the new elementary school.

Information sheets will be sent to Category 1 and Category 2 owners outlining their responsibilities and the Borough's responsibilities with the sewer collection system. It was suggested that this information be available on the Borough website.

Letters will be sent to residents regarding outside water meter usage.

Glenn Gurney reported that he is working with Peco on providing gas service to the sewage treatment plant. Mr. Gurney noted that the ANC dorm temporary closing will not affect the sewer billing.

BOROUGH ENGINEER

Nick Rose reported that he investigated the boundary line with Lower Moreland at the railroad tracks on Byberry and that he and Lower Moreland Engineer, Tim Woodrow, have agreed that the railroad right-of-way/ Montgomery County Trail lie within the Lower Moreland Township boundary. Mr. Elsing will reach out to Chris Hoffman at Lower Moreland to confirm the boundary agreement.

It was noted that bikers and walkers crossing the trail at Byberry Road often fail to push the button installed for safe crossing. Mrs. Genzlinger suggested asking the County to install gates to force bikers to walk across Byberry Road. Mayor Schauder added that the County installed sensors at the trail crosswalk at Terwood Road, and that sensors should also be installed at Byberry Road.

OLD BUSINESS

Councilor Genzlinger asked for confirmation of July 4th festivities schedule. Fireworks will be held on Monday, July 3rd and the parade, picnic and games will be held on July 4th.

NEW BUSINESS - None

QUESTIONS OR COMMENTS FROM THE FLOOR - None

There being no further business presented, the meeting was adjourned at 8:11 pm.

Council's next regular meeting will be held on Monday, June 5, 2023 at 7:00pm in the Borough Hall.

Victoria S. Trost
Secretary