



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

COUNCIL CHAMBER
June 6, 2022

The meeting was called to order by Vice President Duane Hyatt at 7:00p.m. The following were present:

MEMBERS OF COUNCIL

Glenn Gurney
Ric Asplundh
Jeffrey Elsing via telephone

Brent McCurdy
Duane D. Hyatt

ALSO: Victoria S. Trost, Solicitor R. Rex Herder. Councilmembers Mark Pennink and Aurelle Genzlinger, as well as Mayor Ken Schauder were excused.

MINUTES

On a motion by Brent McCurdy, seconded by Glenn Gurney, Council voted unanimous approval of the May minutes.

TREASURER'S REPORT

Treasurer Vikki Trost reported General Fund Revenue for May was \$165,263.87. General Fund Expenses were \$84,023.11. Net Income was \$81,240.76.

Sewer Fund Revenue for May was \$92,830.16. Sewer Fund Expenses were \$11,139.47. Net Income was \$81,690.69.

Today PLGIT Class paid 0.58%. PLGIT PRIME paid 0.87%.

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

\$	22,808.84	in Real Estate Tax receipts
\$	7,025.50	in Local Services Tax receipts
\$	58,049.37	in Earned Income Tax receipts
\$	2,069.58	in Fines
\$	60.00	in Police Report receipts
\$	70,332.25	in Building Permit receipts
\$	240.00	in Road Opening Permit receipts
\$	100.00	in Zoning Permit receipts
\$	1,727.25	in Comcast Franchise Fees
\$	2,774.08	in Verizon Franchise Fees
\$	50.00	in Fireworks Contributions

Included in the Sewer Fund cash receipts were:

\$	41,245.50	in Category 2 Usage receipts
\$	43,075.00	in Category 3 Usage receipts
\$	8,337.00	in Category 4 Usage receipts
\$	123.16	in Finance Charges
\$	14.50	in Late Fees
\$	35.00	in Sewer Certification fees

TAX COLLECTOR

Tax Collector, Bradley Cranch reported \$22,849.84 in Real Estate Taxes collected in May; \$47,388.81 remains uncollected.

BILLS

GENERAL FUND BILLS

21 st Century Media	\$403.99
Academy of the New Church	2,340.15
Aqua PA	19.71
Association of Mayors of Boroughs of PA	60.00
Asure Payroll Services	181.28
Auto Spa Xpress	20.00
Bruce S. Morrison, DO	185.00
Bryn Athyn Fire Company	896.62
Building Inspection Underwriters	996.00
DeLage Landen	266.15

Eastburn & Gray PC	4,140.00
Frank A. Malizia, Jr. Inc.	5,400.00
George Allen Portable Toilets Inc.	495.00
Independence Blue Cross	6,372.50
International Fireworks Mfg. Co. Inc.	12,000.00
JF Hierholzer Mechanical	1,935.00
Joseph Bresnan, Esq.	1,350.00
Kenneth J. Schauder Incorporated	110.00
Kimberly A Bursner	873.25
LexisNexis Matthew Bender Inc.	7.00
McDonald Uniform Company	259.47
Montgomery County MIRT	300.00
Motorola Solutions, Inc.	2,400.00
Nobre Computer	537.50
Peco Energy Company	1,152.93
Petty Cash – Steve Gray	245.06
Petty Cash – Victoria Trost	58.69
Pioneer Auto Body & Repair	6,497.45
RR Donnelley	71.79
SafeTec Training Services	75.00
Standard Insurance Company	1,566.55
TGI Office Automation	226.87
The Harrison Group	150.00
The Vanguard Group	980.03
Total Turf Landscape Services	2,475.00
Township of Upper Moreland	500.00
TruGreen Processing Center	959.70
USA Payroll	257.61
Victoria Trost	150.00
Wawa – Wright Express	1,588.06
TOTAL	<u>\$58,673.36</u>

SEWER FUND BILLS

Academy of the New Church	\$453.96
Asure Payroll Services	58.93
Berardelli Pool Supplies LLC	1,104.59
Home Depot	723.18
Independence Blue Cross	605.02
Kenneth J. Schauder Incorporated	145.00
MJ Reider Associates Inc.	572.85
Mac Medical Gases	3.50
McGovern Environmental LLC	477.00
Peco Energy	419.61
SCP Distributors LLC	15.00
The Harrison Group	30.00

UMHJSA	4,943.69
USA Payroll	92.52
Verizon	80.11
Verizon Wireless	42.19
Wawa – Wright Express	270.45
TOTAL	<u>\$10,037.60</u>

**BMO MASTERCARD
GENERAL FUND**

PTC EZ-Pass	\$70.00
Adobe AcroPro	14.99
Amazon.com	552.85
<u>Ring.com</u>	<u>30.00</u>
TOTAL	<u>\$667.83</u>

SEWER FUND

PTC EZ-Pass	\$35.00
Mike’s Lock Shop	9.76
Ebay	109.16
<u>Amazon.com</u>	<u>41.99</u>
TOTAL	<u>\$195.91</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

2800 Quarry Road Small Flow Treatment Facility Maintenance Agreement

President Jeff Elsing reported that the proposed small treatment facility approved by PA DEP for 2800 Quarry Road will discharge effluent from the plant to a channel located on the lands of Cairnrun Homeowners Association and the Bryn Athyn Church to the Pennypack Creek. PA DEP requires that the homeowner enter into a maintenance agreement with the Borough, Cairnrun Homeowners Association and the Bryn Athyn Church to keep the channel clear of any debris which may impede the flow of effluent towards the creek. The agreement states that if the homeowner does not meet their obligation in the agreement, then the Borough may enter the property to clear the obstruction and bill the homeowner for the work.

On a motion by Ric Asplundh, seconded by Glenn Gurney, Borough Council voted unanimously in favor to approve the Small Flow Treatment Facility Maintenance Agreement for 2800 Quarry Road and authorized President Jeff Elsing to sign the Agreement.

MAYOR'S REPORT - None**POLICE CHIEF'S REPORT**

Chief Steve Gray reported the following activity for May:

Alarms	09
Assist Bryn Athyn Fire / Ambulance	05
Assist Other Police Agencies	29
Miscellaneous Activity	75
Public Service Calls / Assist Citizens	02
Special Traffic Details	26
Suspicious Circumstance Investigations	10
Traffic Citations	84
Vehicle Accidents	03
Vehicle Investigations	84

On Monday May 2nd at 12:30pm, police responded to the 700 block of Feters Mill Road to investigate Theft of U.S. Mail. The resident advised police that at approximately 8:30am, they placed several envelopes into their mailbox at the end of their driveway for the mailman to pick up. At 10:30am the resident saw that the mailbox was empty, however, the mailman did not arrive at their home until 11:30am and confirmed that he did not pick-up their mail anytime between 8:30am and 10:30am. Police checked area cameras, but none of the neighbor's cameras were pointed towards the complainant's mailbox. The investigation is ongoing.

On Friday May 6th at 1:09pm, police responded to the 800 block of Feters Mill Road to take a report of check fraud. The resident advised that they mailed a check from the Bryn Athyn Post Office to the IRS in the amount of \$159.00 - Someone using the fictitious name of Nigel Smith Jr. intercepted the check at some point and replaced the IRS with his fictitious name and also changed the amount to \$5,400.00 - The U.S. Postal Police were advised of the incident and the investigation is ongoing.

On Thursday May 12th at 11:06am, a Republic Recycling Truck entered the Asplundh Field House Parking lot with smoke billowing from the rear compartment that held the recycling products. The driver had previously collected recycling in Lower Moreland Township on Philmont Avenue where he heard a loud bang once he started the compactor, followed by smoke coming from the rear portion of the truck. With smoke billowing from the truck, the driver raced towards the Bryn Athyn Fire Company. The hydraulics on the truck were inoperable and Fire Personnel had to cut holes into the top and side of the truck to put the fire out. It's unknown what caused the loud bang, which led to the truck compartment catching on fire.

On Friday May 13th at 11:49pm, police responded to the C&S Club for a report of a disturbance. Upon arrival, police were advised that a 34-year-old male had been told by the bartender that he was in violation of a permanent ban from the club. The male had left the area prior to police arriving on scene. The C&S Club management said that they did not wish to pursue Trespassing charges for this incident and police resumed patrol.

On Tuesday May 24th at 6:59pm, police were requested to assist ANC Security with a trespasser at the Asplundh Field House. Upon arrival, police were advised that the 42-year-old female resident of Huntingdon Valley had previously received a letter from Academy Security banning her from the property. The Director of Security requested assistance in escorting the trespasser from the property. The person left without incident and at the request of Security, police issued a warning that another such incident would result in a trespass citation.

On Wednesday May 25th at 7:35pm, police took a report of suspicious circumstances that occurred at the resident's home in the 2900 block of Marlin Road. The resident advised police that a male knocked on their door earlier in the day and said that the resident had taken too much money out of the stock market too quickly and owed the man \$7,000. No money was given to the man. The resident was unable to give any further description of the male, including whether or not the man left the area in a vehicle or on foot. Since then, police have been conducting extra patrols of the area and advised the resident to call 911 if the man shows up on their property again.

On Thursday May 26th at 11:55pm, police conducted a vehicle stop in the 1800 block of Byberry Road to investigate an expired vehicle registration. Further investigation revealed that the driver, a 21-year-old resident of Philadelphia was wanted by the Pennsylvania State Police for Simple Assault. Also, the passenger, a 21-year-old male resident of Southampton, was wanted by the Philadelphia Sheriff's Department for Flight to avoid prosecution. Police took both subjects into custody and subsequently turned the driver over to the State Police and the passenger to the Philadelphia Sheriff's Department.

FIRE CHIEF'S REPORT - None

EMERGENCY MANAGEMENT REPORT - None

SOLICITOR'S REPORT - None

BOROUGH MANAGER'S REPORT - None

PUBLIC SAFETY COMMITTEE

Bryn Athyn-Lower Moreland Fire Services

Chairman Jeff Elsing reported that he and Vikki Trost met with Lower Moreland representatives Chris Hoffman and David Sirken on May 18, 2022 continuing the discussion on Fire Services. At that meeting all agreed to proceed with a joint fire companies and municipal boards meeting to get direction on joining Fire Services between Lower Moreland Township and Bryn Athyn Borough. There has been no discussion on the costs at this point. Mr. Elsing noted that Lower Moreland officials are willing to force Huntingdon Valley Fire Company hard to move forward. Mr. Elsing added that it is too early to discuss a joint fire house now.

Mr. Elsing reported that Steve Gray and Doug Hotchkiss have received training on Crisis Intervention and Implicit Bias. All officers are working to catch up on training that has been delayed due to pandemic closures. Chairman Elsing thanked Chief Gray for his efforts.

President Elsing announced that there would be an executive session following this meeting to discuss a personnel issue.

Mr. Elsing reported that the Public Safety Committee would meet on June 8, 2022 at 10am to make final plans for the Independence Day fireworks and activities. Mr. Elsing urged all to donate to the fireworks fund.

PUBLIC WORKS COMMITTEE

In the absence of Chairman Mark Pennink and Councilor Aurelle Genzlinger, President Jeff Elsing reported on Public Works.

Alden Road Improvements Project

Mr. Elsing reported that he met with Mark Pennink, Aurelle Genzlinger recently regarding the status of the Alden Road Improvement project. It was reported that the cost to prepare the bid package for the scope of work planned will be very expensive. It may not be responsible to spend so much money on an expensive bid package. Mr. Elsing recommended that it may be prudent to 1) breakdown the project into affordable phases; 2) do only surface work including concrete replacement for every driveway entrance and roadway paving; 3) construct the pedestrian sidewalk at the top of Alden Road.

Nick Rose reported that the survey work alone for the bid specs will cost between \$150,000 and \$200,000; the surface work bid package will cost \$10,000; and the sidewalk bid package will cost \$10,000.

It was reported that doing just surface work will look like a new road with driveway entrances that work. Mark Pennink reported to Mr. Elsing that the drainage under the road work pretty well now, after several stormwater repair projects completed in recent years. Nick Rose noted that the benefit to completing the full project is reducing a lot of

surface water during heavy storms. Nick Rose recommended doing only the surface work.

Duane Hyatt reported that the Borough could afford the \$2Million project now, since the bonds will be paid off this year and the additional income from the Earned Income Tax. The Borough is in a very good financial position.

Mr. Elsing stated that the surface work only addresses ninety-five (95%) percent of residents requests according to the survey results, adding that the Borough will get more from it's dollars by waiting to complete the entire project. Mr. Elsing noted that we may not be able to fund the contractor to do the work.

On a motion by Duane Hyatt, seconded by Brent McCurdy, Borough Council voted unanimously in favor to authorize Borough Engineer Nick Rose to prepare the bid package for surface work and a sidewalk at the top of Alden Road, not to exceed \$11,000.

Glenn Gurney noted that the open drains at the bottom of Alden Road at Fetters Mill Road should be addressed.

Tomlinson Road Sidewalk Project

Mr. Elsing reported that he and Councilman Mark Pennink had met with the Bryn Athyn Church School Committee to discuss incorporating the sidewalk project into the new elementary school project.

FINANCE COMMITTEE - None

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. Seven (7) Building Permits were issued. No (0) Grading Permits were issued.

Zoning Hearing Board

The Zoning Hearing Board met on May 24 to review an application from the Academy of the New Church for a Use Variance on a 1.9-acre section of the Buck & Byberry parcel; a Variance permitting on-site sewage; and an Interpretation/Variance regarding building height.

All Variances were granted with two conditions to which the Applicant agreed. The Use Variance will expire when the Bryn Athyn Church Thrift Shop ceases operation, and the Applicant must continue to work cooperatively with neighbors on site safety, buffering and headlight glare as the project moves through the land development process.

SEWER ADMINISTRATOR

Reid Heinrichs reported that the Sewer Committee met last month. Work continues on soliciting quotations for the STP generator project. Reid Heinrichs is working on renewing the Delaware River Basin Commission docket. Maintenance pumping of Category 2 projects is underway.

BOROUGH ENGINEER - None

OLD BUSINESS - None

NEW BUSINESS - None

QUESTIONS OR COMMENTS FROM THE FLOOR

Resident Lee Moorhead asked about the status of paving on Buck Road. Mr. Moorhead was informed that Aqua PA will do a better job of patching when the water main replacement project is completed in the next few weeks. Public Works will not pave Buck Road this year. Mr. Hyatt noted that Aqua PA has done a good job on Huntingdon Pike after that water main replacement and we expect a similar job on Buck Road.

Mr. Moorhead noted that June 6 is an important day for all to remember.

There being no further business presented, the meeting was adjourned at 7:39pm.

Council's next regular meeting will be held on Monday, July 11, 2022 at 7:00pm in the Borough Hall.

Victoria S. Trost
Secretary