



REGULAR MEETING OF THE BRYN ATHYN BOROUGH COUNCIL

COUNCIL CHAMBER **May 5, 2025**

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
Steven Huntzinger

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

MINUTES

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

TREASURER'S REPORT

Treasurer Vikki Trost reported General Fund Revenue for April was \$493,808.48. General Fund Expenses were \$407,305.67. Net Income was \$86,502.81.

Sewer Fund Revenue for April was \$5,711.12. Sewer Fund Expenses were \$32,229.35. Net Income was -\$26,518.23.

Today PLGIT paid 4.17%. PLGIT Prime paid 4.41%.

Included in the General Fund cash receipts were:

\$	469,736.04	in Real Estate Tax receipts
\$	18,947.60	in Earned Income Tax receipts
\$	513.39	in Local Services Tax receipts

\$	1,536.41	in Fines
\$	75.00	in Zoning Permits receipts
\$	15.00	in Police Report receipts
\$	342.54	in Professional Review fee reimbursements
\$	25.00	in Soap Box Derby Contributions
\$	100.00	in Solicitation Permit receipts
\$	2,106.00	in Insurance Dividends
\$	363.00	in Building Permit receipts
\$	35.00	in Fireworks Contributions

Included in the Sewer Fund cash receipts were:

\$	175.00	in Category 2 Sewer Usage receipts
\$	5,489.97	in Masons Mill Pass-thru receipts
\$	1.45	in Finance Charges
\$	9.70	in Late Fee Assessments
\$	35.00	in Sewer Certification fees

TAX COLLECTOR

Tax Collector, Bradley Cranch reported \$75,178.99 in Real Estate Taxes collected in April; \$120,980.01 remains uncollected.

BILLS

GENERAL FUND BILLS

21 st Century Media	\$513.81
A & T Auto and Truck Repair Inc.	763.51
Aqua PA	237.57
Armour & Sons Electric Inc.	4,565.76
Auto Spa Xpress	24.00
Bryn Athyn Fire Company	251.28
Building Inspection Underwriters Inc.	1,827.80
Cranch Landscapers LLC	1,557.50
DeLage Landen	175.00
Eastburn & Gray PC	2,820.00
Fishers Ace Hardware	33.98
Independence Blue Cross	7,034.51
Lower Moreland Township	16,191.39
McDonald Uniform Company	635.19
Mira Yardumian	83.48
Peco Energy Co.	1,621.28
Petty Cash – Brigdon Odhner	109.20
Petty Cash – Victoria Trost	305.27

Police Chief's Association of Montgomery County	200.00
ProTract Engineering	2,415.00
T & G Industries Inc.	279.00
TGI Office Automation	47.26
The Jaydor Company	515.00
The Vanguard Group	1,286.13
US Municipal Supply Inc.	397.92
Verizon Wireless	292.87
Victoria Trost	50.00
Wawa – Wright Express	691.53
Woodrow & Associates	342.54
TOTAL	\$45,267.78

SEWER FUND BILLS

Cranch Landscaping LLC	\$450.00
EEMA	860.00
George Allen Wastewater Management	1,520.00
GS Developers	74,774.00
Home Depot	187.91
Independence Blue Cross	704.06
Lower Moreland Township	88.00
MJ Reider Associates Inc.	803.80
Mac Medical Gases Inc.	3.50
Paychex of New York LLC	25.43
Peco Energy	396.05
UMHJSA	6,251.16
Verizon	89.63
Verizon Internet	79.00
Verizon Wireless	42.57
Wawa – Wright Express	262.29
TOTAL	\$86,537.40

BMO MASTERCARD**General Fund**

Google Workspace	\$1,599.60
Adobe AcroPro	19.99
21 Century Media	14.00
Gannett Newspapers	14.99
Uniform Construction Code	67.50
Zoom.com	169.49
Amazon.com	-211.96
Staples.com	18.78
USPS	31.40
TOTAL	\$1,723.79

Sewer Fund

Google Workspace	84.19
Amazon.com	213.43
Harbor Freight Tools	126.41
Quadratic Inc.	162.56
<u>eBay.com</u>	<u>212.88</u>
TOTAL	\$799.47

Mr. Hyatt asked if the Armour & Sons bills are related to moving the school flashing lights on Tomlinson Road; Mr. Pennink responded that these bills relate to repairs for traffic lights and the school flashing lights.

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

PRESIDENT'S REPORT**Swear-In Officer Sean Quinn**

President Jeff Elsing announced that Mayor Schauder would administer the oath of office to new full-time police officer, Sean Quinn. Mr. Elsing noted Officer Quinn's 14 years of experience as a Temple University Police Officer and RAD instructor.

Resolution No. 2025-08 Amend Bryn Athyn Thrift Shop Hours of Operation

Mr. Elsing reported that this amendment was discussed at last month's meeting and that letters were mailed to all property owners on Buck Road across from the Thrift Shop. There were no comments received and no one present had any objections.

On a motion by Brent McCurdy, seconded by Jeffrey Elsing, Council voted unanimously in favor to adopt Resolution No. 2025-08 amending the hours of operation of the Bryn Athyn Thrift Shop, permitting sales to the public on Saturdays to begin at 10:00am rather than 11:00am, prevailing time.

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

RESOLUTION 2025-08

A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF BRYN ATHYN AMENDING THE HOURS OF OPERATION OF THE BRYN ATHYN THRIFT SHOP, PERMITTING SALES TO THE PUBLIC ON SATURDAYS TO BEGIN AT 10:00 AM RATHER THAN 11:00 AM, PREVAILING TIME

WHEREAS, the Council of the Borough of Bryn Athyn Borough ("Council"), at its August 7, 2023 meeting, by motion, imposed permitted hours of operation as a condition

of its approval of the subdivision and land development of the subdivision and land development application for the Bryn Athyn Thrift Shop (the "Thrift Shop"); and

WHEREAS, *the permitted hours of operation approved by Council on August 7, 2023, were stated as follows:*

Monday through Saturday, 9:00 a.m. to 4:00 p.m.: Open for drop off for donations. There will be no after-hours drop offs. Mondays will be used for processing and setting up (staff only, closed to public).

Hours for Tuesday through Saturday, 11:00 a.m. to 4:00 p.m.: Open to the public for sales.

The public hours of operation may be extended not more than five days in any calendar year, with forty-eight hours written notice to the Borough Manager; in no event shall the Thrift Shop remain open to the public beyond 8:00 p.m. on those days.

WHEREAS, *the Thrift Shop has submitted a request to Council that the permitted hours of operation for the Thrift Shop be adjusted such that the Thrift Shop is open to the public on Saturdays beginning at 10:00 a.m. rather than 11:00 a.m.; and*

WHEREAS, *Council determines that permitting the Thrift Shop to open to the general public at 10:00 a.m. rather than 11:00 a.m. on Saturdays, will have little, if any impact on the community neighboring the Thrift Shop, and therefor wishes to amend the permitted hours of operation in accordance with the Thrift Shop's request.*

NOW, THEREFORE, *the Council of the Borough of Bryn Athyn does hereby RESOLVE and ADOPT as follows:*

Section 1. Amended Hours of Operation. *The hours of permitted operation approved by Council on August 7, 2023, shall be and hereby are amended to be as follows:*

Monday through Saturday, 9:00 a.m. to 4:00 p.m., open for drop off for donations. After-hours drop offs are prohibited. Mondays will be used for processing and setting up (staff only, closed to public).

Tuesday through Friday: 11:00 a.m. to 4:00 p.m., and Saturday 10:00 a.m. to 4:00 p.m., open to the public for sales.

The of operation for public sales may be extended not more than five days in any calendar year, with forty-eight hours written notice to the Borough Manager; in no event shall the

Thrift Shop remain open to the public beyond 8:00 p.m. on those days.

All times stated are prevailing local time.

Section 2. Effective Date. *The amended hours stated in Section 1, above, will be effective as of the date of the adoption of this Resolution.*

RESOLVED and ADOPTED *this fifth day of May, 2025.*

BOROUGH OF BRYN ATHYN

Resolution 2025-10 2695 Alden Road Planning Module

President Elsing reported that the sewer planning module needed to be resubmitted to PA DEP and that another resolution of Borough Council was required.

On a motion by Glenn Gurney, seconded by Mark Pennink, Council voted unanimously in favor to approve Resolution 2025-10 adopting and submitting to PA DEP as a proposed revision to the Official Sewage Facilities Plan of the Borough of Bryn Athyn the sewage facilities planning module for 2695 Alden Road, Bryn Athyn, PA.



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF CLEAN WATER

DEP Code No.
1-46922-026-2, 3J

RESOLUTION FOR PLAN REVISION FOR NEW LAND DEVELOPMENT

RESOLUTION OF THE (SUPERVISORS) (~~COMMISSIONERS~~) ^{Councilmembers} (COUNCILMEN) of Bryn Athyn
(TOWNSHIP) (BOROUGH) (CITY), Montgomery COUNTY, PENNSYLVANIA (hereinafter "the municipality").

WHEREAS Section 5 of the Act of January 24, 1966, P.L. 1535, No. 537, known as the *Pennsylvania Sewage Facilities Act*, as Amended, and the rules and Regulations of the Pennsylvania Department of Environmental Protection (DEP) adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, require the municipality to adopt an Official Sewage Facilities Plan providing for sewage services adequate to prevent contamination of waters of the Commonwealth and/or environmental health hazards from sewage wastes, and to revise said plan whenever it is necessary to determine whether a proposed method of sewage disposal for a new land development conforms to a comprehensive program of pollution control and water quality management, and

WHEREAS Thomas Brecht ^{land developer} has proposed the development of a parcel of land identified as 2695 Alden Road ^{name of subdivision}, and described in the attached Sewage Facilities Planning Module, and proposes that such subdivision be served by: (check all that apply), ☒ sewer tap-ins, ☐ sewer extension, ☐ new treatment facility, ☒ individual onlot systems, ☐ community onlot systems, ☐ spray irrigation, ☐ retaining tanks, ☐ other, (please specify) _____.

WHEREAS, Bryn Athyn Borough ^{municipality} finds that the subdivision described in the attached Sewage Facilities Planning Module conforms to applicable sewage related zoning and other sewage related municipal ordinances and plans, and to a comprehensive program of pollution control and water quality management.

NOW, THEREFORE, BE IT RESOLVED that the (Supervisors) (~~Commissioners~~) ^{Councilmembers} (Councilmen) of the (Township) (Borough) (City) of Bryn Athyn hereby adopt and submit to DEP for its approval as a revision to the "Official Sewage Facilities Plan" of the municipality the above referenced Sewage Facilities Planning Module which is attached hereto.

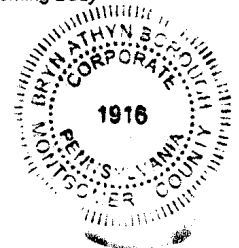
Victoria A. D. ^(Signature), Secretary, Borough of Bryn Athyn

Township Board of Supervisors (Borough Council) (City Councilmen), hereby certify that the foregoing is a true copy of the Township (Borough) (City) Resolution # 2025-10, adopted, May 5, 2025.

Municipal Address:

Bryn Athyn Borough
2835 Buck Road, PO Box 917
Bryn Athyn, PA 19009-0917
Telephone 215-947-9889

Seal of
Governing Body



POLICE CHIEF'S REPORT

Chief Brigdon Odhner reported the following activity for April:

All Police Activities	795
Alarms	4
Assist Bryn Athyn Fire / Ambulance	12
Assist Other Police Agencies	15
Public Service Calls / Assist Citizens	9
Special Traffic Details	16
Suspicious Circumstance Investigations	9
Traffic Citations	3
Vehicle Accidents	6
Animal Complaints	1
Traffic Stops	24
Theft	0
Community Policing	10

- April 12th Corporal Hotchkiss gave a misdemeanor charge to an individual for striking a pedestrian at the scene of a car accident and then leaving the scene.
- Police responded to Masons Mill Park for a terminated employee that was causing a disturbance.

Training

- We did an active shooter training drill in Kempton, that consisted of Emergency Vehicle handling, exiting the vehicle and shooting. The training was effective, and we sorted out issues that we normally would not be able to identify.
- We attended an elementary school lockdown drill.

Business

- Ongoing issues and complaints about the post office.
- Ken Johnson has officially retired from police work
- Soap-box committee meeting met on a few different evenings. Support and interest continue to grow. The insurance for the event will not cost the borough anything.
- Chief Odhner completed his masters in Communication Management from Temple University
- Hiring of Officer Sean Quinn
 - Sean Quinn has been a police officer at Temple for 14 years

- Many years he worked a plain clothes unit, focused on burglaries and robberies.
- RAD instructor, which is a self-defense course on violence prevention for woman and children.

Chief Odhner noted that he has reached out to the postmaster's superior to discuss the parking problems at the Bryn Athyn Post Office which have worsened with the bridge construction and county trail realignment. President Elsing stated that a letter of concern has been drafted requesting USPS representatives come out to see the problem.

FIRE CHIEF'S REPORT

Chief Ken Schauder reported 35 Fire Calls in April, 29 in Lower Moreland, 4 in Bryn Athyn and 2 in other municipalities; 159 EMS Calls in April, 86 in Lower Moreland, 13 in Bryn Athyn, 28 in other municipalities. There were 100 Transports in April, 59 in Lower Moreland, 10 in Bryn Athyn, 15 in Abington, 10 in Upper Moreland and 6 in other municipalities. The ambulance was unavailable for only 4 calls in April. The new ambulance will not be delivered until June.

CHIEF OF EMERGENCY SERVICES REPORT

Chief Mark Showmaker reported the following for the month of April:

Please find my activity for the month of April up to the date of this report. It has been a very busy month for meetings and emergency responses. The following will briefly cover my monthly activity.

Meetings

I attended both the Bryn Athyn Borough Council meeting and Lower Moreland Township Commissioner meetings. In addition, I have conducted and attended many meetings throughout the month such as BAFC Officer/ HVFC Officer Joint Meeting, BAFC Board of Directors meeting, Numerous Work Group committee meetings, Emergency Management meetings, Fire Marshal Meeting, and Career Fire Chiefs Meeting. I have participated in County meetings as well such as Municipal Fire Officer meeting, Emergency Medical System delivery meeting in reference to offering advanced prehospital stroke care.

Training

Continuous training throughout the month by both the volunteers and the career staff on the new Tower Ladder Truck. This included driver training as well as operational training for the fire fighters. A Dealer Maintenance Class has been set up and representatives from both stations will be attending. I participated in EMS Continuous Education Training at the Bucks County EMS. Joint training was held on April 28, 2025, between the Stations 19 and 19-1 on High Rise Tower

Ladder placement and hose stretches. On April 9, we presented a case study to the Montgomery County Southeastern Emergency Management Group regarding our 2 nursing home evacuations.

Administrative

I met with the construction Management team for the new Bryn Athyn Elementary School regarding the fire apparatus access road and the discrepancy of required width of the road. Worked on a common Knox Box program for both communities. I spent a good deal of time working with the uniform company regarding an official FMFR patch. The final choice decision was made, and the patch sample will be supplied prior to ordering.

Met with Glick Fire Equipment to finalize and sign off on the build plans for the New Fire Engine/Pumper that is due November 2025. Researched Fire Fighter Tax Relief Incentive program and law. The Rebranding of the Ambulances is complete and now reflects the Fethers Mill Fire Rescue name. working with Pierce and Glick Fire Apparatus regarding a tire issue on the Tower. Tires will be replaced by them and are on order. Both Manager Hoffman and I met with Bryn Athyn Fire Company in regards to budget numbers for future planning. Working on an issue with a water tank on engine 19-1 delaminating. It is anticipated that a repair can be accomplished prior to placing the unit for sale as part of the fleet reduction plan.

Response statistics Update

Response Statistics as per our adopted response standard of 9 minutes from Dispatch to on scene with a minimum of 4 interior fire fighters 90 % of the time. I wanted to show you where we stand based on the changes and improvements that have been made with both stations up to this point.

Huntingdon Valley Station 19

For the month of March 2025, our benchmark was met 42% of the time.

Bryn Athyn Station 19-1

For the month of April 2025, our benchmark was met 80.8% with a response time average of 6 minutes and 03 seconds but an average of 3.87 suppression personnel on the apparatus.

Fire Calls of Interest:

April 23, 2025, Dispatched for a Fire Alarm Carson Terrace. On arrival Companies encounter a large amount of water on floor 2. An 8" water supply line in the ceiling area ruptured in several locations also rupturing the sprinkler piping. There was approximately 3 to 4 inches of water in the entire second floor hallways and migrated into the apartments. Water to the entire facility had to be secured. Code enforcement was notified of the situation.

March 31, 2025, 205 S Warminster Rd. Hatboro for a dwelling fire. Tower 19 was dispatched to assist with dwelling fire. On arrival they were diverted to a second call for a vehicle accident on Countyline Rd.

Emergency Response Data for the month as of the date of this report:

BAFC Emergency Medical Calls in BA	12		
BAFC Emergency Medical Calls in LM	86		
BAFC Emergency Medical Calls other	55		
BAFC Monthly total EMS Calls	153		
Year to date EMS Calls	623		
BAFC Fire Calls in BA	4	HVFC Fire Calls in LM	31
BAFC Fire Calls IN LM	23	HVFC Fire Calls in BA	3
BAFC Fire Calls Other	4	HVFC Fire Calls Other	2
BAFC Monthly Fire Calls	29	HVFC Monthly Fire Calls	36
Year to Date Fire Calls	147	Year to Date Fire Calls	164

Conclusion:

This month has been filled with a variety of important meetings, continuous training, and personnel developments. We continue to be on track with our staffing plan and have implemented new procedures to ensure efficient operations. Construction issue mitigation at the New Bryn Athyn Elementary school has resulted in some changes for access for emergency services and has been a big part of our month. The finalization of the plan for the New Fire Engine/Pumper has also taken a great deal of my time this month but I am excited to see the delivery of this new apparatus in November 2025.

Thank you to all staff and volunteers for their continued hard work and dedication.

EMERGENCY MANAGEMENT REPORT

Emergency Management Coordinator Ken Schauder reported that the next two months will be busy with the Bryn Athyn Church School demolition. The team will meet this month to plan, noting that there will be asbestos removal from the building.

The team will meet in June to plan for the July 4th festivities.

MAYOR'S REPORT

Mayor Ken Schauder reported that there were complaints concerning mud flowing down Tomlinson Road from the new elementary school construction site this past weekend.

The Mayor reported that a meeting was held with Chris Hoffman, Mark Showmaker, Lach Brown, Ken Schauder and Vikki Trost to review the budgeting process for the

Fetters Mill Fire & Rescue. Mayor Schauder noted that there are 310 homes in Bryn Athyn to pay to make it work.

SOLICITOR'S REPORT - None

BOROUGH MANAGER'S REPORT - None

PUBLIC SAFETY COMMITTEE

Civil Service Commission

Chairman Jeff Elsing reported that the Civil Service Commission should meet to begin the process to prepare a new list of police candidates.

On a motion by Ric Asplundh, seconded by Brent McCurdy, Council voted unanimously in favor to instruct the Bryn Athyn Civil Service Commission to begin the process of creating a new Candidate List.

Parking

Mr. Elsing reported that he has been working with solicitor Herder to clean up Article 61 of the Bryn Athyn Administrative Code relating to parking on Borough streets. Mr. Herder noted that some of the locations in Article 61 are not clear and should be restated. No parking on Station Hill (Alnwick Road) will be added to Article 61. Mr. Herder will circulate the proposed amendment to members of Council. A map will be created showing the areas where parking is prohibited in the Borough. Mr. Pennink added that a lot of areas are not posted no-parking though parking is prohibited there.

On a motion by Glenn Gurney, seconded by Steven Huntzinger, Council voted unanimously in favor to authorize the Borough Secretary to advertise a Public Hearing for the June 9, 2025 meeting of Borough Council to consider the proposed amendment to Article 61 of the Bryn Athyn Administrative Code.

Fetters Mill Bridge

Mr. Elsing reported that he was notified by Judy Trombetta at Montgomery County that there is no pedestrian crosswalk planned on the bridge. Mr. Elsing is focused on pedestrian and traffic safety issues after the bridge is reopened.

PUBLIC WORKS COMMITTEE

Alden Road Improvement Project

Chairman Mark Pennink reported that the Alden Road Improvement contract was awarded and that a pre-construction meeting will be scheduled this month. The Alden Road Committee met to discuss supervision other than engineering to protect the interests

of the Borough during construction. Mr. Pennink proposed hiring Frank Malizia to be the eyes and ears of the Borough checking the site every morning and every evening.

Broken Loop at Masons Mill Road

Mr. Pennink reported that the traffic loop at Masons Mill Road and Byberry Road is broken. This loop has already been replaced twice, noting that a new loop would only last a month due to the condition of the road surface. Mr. Pennink is waiting for a price on a traffic loop camera for that intersection

School Flashing Signals

Chairman Pennink reported that he received quotes of \$13,000 and \$17,000 to replace the two school flasher signals on Tomlinson Road. He is working to relocate the signals in the extended school zone.

Tomlinson Road Sidewalk Phase II

Mr. Pennink would like to bid the final section of sidewalk on Tomlinson Road from Cherry Lane to Sycamore Road now to keep the project going. The plans are ready and Mr. Pennink estimates the cost to be between \$150,000 and \$175,000 to complete. Mr. Elsing added that he is working on donations for the school flashers and suggested a potential stop sign along Tomlinson Road.

It was noted that the Bryn Athyn Church School has planned a single school crossing for the new elementary school. Removal of the Ashley Road crosswalk was discussed. The school crossings will not be painted on Tomlinson Road until August to be sure that the crossings will be correctly located.

Municipal Building Generator

Mr. Pennink noted that he will move the generator from the old elementary school to Borough Hall by or before May 31.

FINANCE COMMITTEE

Alden Road Project Financing

Chairman Duane Hyatt reported that the Finance Committee met on April 15 and discussed the Alden Road Project financing and introduced Garrett Moore from PFM Financial Services to present the financing options for the Alden Road project. Mr. Moore presented 3 options to finance the required \$617,500 for the project. To finance the project for 10 years would result in \$90,000 in annual debt service; 15 years would be \$67,000 in annual debt service; and 20 years would be \$57,000 in annual debt service. Members of Council agreed that the shortest time frame would be best. Mr. Moore proposed that Council adopt a reimbursement resolution which would allow the Borough to reimburse from the loan proceeds any funds that must be paid before the loan proceeds are distributed to the Borough.

Mr. Moore noted that the Borough is in a great financial position with very little debt at present. A wrap-around the current \$40,000 fire truck debt would make the most sense.

The timeline for the borrowing would be as follows:

- Borough authorizes PFM to proceed
- PFM circulates the RFP next week to banks
- Results available for June 9, 2025 Borough Council meeting
- Tentative loan settlement on July 9, 2025

The assumed interest rate in the scenarios presented is 5%. PFM will request for prepayment without penalty in the RFP. Borough Council directed PFM to proceed with the RFP for a 10-year loan.

On a motion by Brent McCurdy, seconded by Jeffrey Elsing, Council voted unanimously in favor to adopt Resolution No. 2025-09 to authorize reimbursement to the Borough from loan proceeds if needed.

**BOROUGH OF BRYN ATHYN
MONTGOMERY COUNTY, PENNSYLVANIA
RESOLUTION No. 2025-09
REIMBURSEMENT RESOLUTION**

***WHEREAS**, the Borough of Bryn Athyn, Montgomery County, Pennsylvania (the “Borough”) is a political subdivision of the Commonwealth of Pennsylvania;*

***WHEREAS**, Borough will soon undertake a construction project consisting of road work and storm water work (the “Project”);*

***WHEREAS**, the Borough intends to finance some or all of the costs of the Project by the issuance of its notes, bonds, or other obligations (the “Notes”);*

***WHEREAS**, the Borough expects to pay certain expenditures (the “Reimbursement Expenditures”) in connection with the Project prior to the issuance of the Notes for the purpose of financing costs associated with the Project on a long-term basis;*

***WHEREAS**, the Borough reasonably expects that certain of the proceeds of the Notes will be used to reimburse the Reimbursement Expenditures; and*

***WHEREAS**, this Resolution is intended to constitute a statement of “Official Intent” pursuant to Treasury Regulation §1.150-2.*

***NOW, THEREFORE, BE IT RESOLVED** by BOROUGH COUNCIL of the BOROUGH OF BRYN ATHYN as follows:*

- 1. The Borough finds and determines that the foregoing recitals are true and correct.*

2. *In accordance with Treasury Regulation §1.150-2, the Borough hereby states its official intent that a portion of the proceeds of the Notes will be used to reimburse itself for Reimbursement Expenditures. This declaration does not bind the Borough to make any expenditure, incur any indebtedness, or proceed with the Project.*

3. *The Borough intends to reimburse itself for Reimbursement Expenditures through the incurrence of debt to be evidenced by the Notes. All expenditures to be reimbursed will be capital expenditures (as defined in Treasury Regulation §1.150-1(b)) or certain other expenditures qualifying pursuant to Treasury Regulation §1.150-2(f).*

4. *The maximum principal amount of the Notes expected to be issued for the Project and to reimburse the Reimbursement Expenditures is SIX HUNDRED SEVENTEEN THOUSAND FIVE HUNDRED DOLLARS including the costs of issuance of the Notes, but exclusive of original issue discount.*

5. *Once the Notes are issued, the Borough shall allocate, or cause to be allocated, Note proceeds to reimburse the Reimbursement Expenditures; provided that, except as permitted under Treasury Regulation §1.150-2(f), such costs to be reimbursed were paid not more than 60 days prior to the date hereof. Such allocation shall specifically identify the actual expenditure to be reimbursed and shall occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date the Project is placed in service, but in no event more than 3 years after the expenditure is paid.*

6. *The Notes proceeds used to reimburse the Borough for Reimbursement Expenditures will not be used within 1 year after the allocation in a manner that results in the creation of replacement proceeds (as defined in Treasury Regulations) for the Notes or for other notes.*

7. *This Resolution shall be effective immediately.*

SO RESOLVED and ADOPTED this 5th day of May, 2025.

BOROUGH OF BRYN ATHYN

On a motion by Brent McCurdy, seconded by Glenn Gurney, Council voted unanimously in favor to authorize the advertisement of a Public Hearing at the June 9, 2025 meeting of Borough Council to consider and approve an ordinance to borrow funds to finance the Alden Road Improvement Project.

Vacancy

Mr. Hyatt reported that Ali Durand has stepped down from the Finance Committee and there is now a vacancy.

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 there was one (1) Zoning Permit application approved in April. Three (3) Building Permits were issued. No (0) Grading Permits were issued.

SEWER ADMINISTRATOR

Chairman Glenn Gurney reported that Reid Heinrichs is in the hospital having surgery and that Clayton Walsh, Ray McCabe and Jaiden Walsh are handling the daily duties at the sewage treatment plant.

Mr. Gurney reported that the generator was delivered last week ahead of schedule. It was not expected until September or October.

BOROUGH ENGINEER

Borough Engineer Nick Rose offered to provide maps to Chief Odhner to map no-parking areas.

OLD BUSINESS - None

NEW BUSINESS - None

QUESTIONS OR COMMENTS FROM THE FLOOR

Resident Janice Roscoe noted that high school students will still cross Tomlinson Road at Ashley Road.

Resident Nina Finkeldey requested that parking on Alden Road be restricted for residents only, noting that many trail users and passport customers are parking on Alden Road.

Councilman Mark Pennink reiterated the need to address resident parking.

Nina Finkeldey reported that she visited Congresswoman Madeleine Dean's office and was handed a complaint form when she asked for assistance from Ms. Dean regarding the post office/passport business.

It was noted that the gas line replacement concerns on Alden Road last month was a miscommunication. The gas line on Alden Road will not be replaced.

A resident asked if the Borough real estate tax can be increased to pay for the Alden Road project. Mr. Hyatt responded that it will be part of the annual budget process.

There being no further business presented the meeting was adjourned at 8:33pm.

Council's next regular meeting will be held on Monday, June 9, 2025 at 7:00pm in the Borough Hall.

Victoria S. Trost
Secretary