



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

***COUNCIL CHAMBER***  
**August 2, 2021**

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

**MEMBERS OF COUNCIL**

Glenn Gurney  
Jeffrey Elsing

Ric Asplundh  
Duane D. Hyatt

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

**MINUTES**

*On a motion by Glenn Gurney, seconded by Jeffrey Elsing, Council voted unanimous approval of the July minutes.*

**TREASURER'S REPORT**

Treasurer Vikki Trost reported General Fund Revenue for July was \$90,837.47. General Fund Expenses were \$91,056.75. Net Income was -\$219.28.

Sewer Fund Revenue for July was \$618.56. Sewer Fund Expenses were \$27,322.40. Net Income was -\$26,703.84.

Today PLGIT paid .01%. PLGIT PRIME paid .04%.

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

\$	73,477.79	in American Recovery Plan Act receipts
\$	712.46	in Earned Income Tax receipts
\$	548.82	in Local Services Tax receipts
\$	250.00	in Police Office Exam Fees
\$	1,144.57	in Fines
\$	100.00	in Zoning Permits
\$	9,656.00	in Fireworks Contributions
\$	75.00	in Police Report Fees
\$	3,007.95	in Building Permit Fees
\$	75.00	in Grading Permit Fees
\$	50.00	in Contributions to Police Dept.
\$	1,712.88	in Insurance Dividends

Included in the Sewer Fund Cash Receipts were:

\$	25.00	in Sewer Certification
\$	9.44	Interest Income
\$	147.26	in Finance Charges and Late Fees
\$	436.86	in Category 2 Usage Fees

**TAX COLLECTOR - None**

**BILLS**

**GENERAL FUND BILLS**

A&T Truck Repair Inc.	\$131.51
Academy of the New Church	908.91
Aqua PA – Fire Hydrants	2,715.30
Bryn Athyn Fire Company	203.24
Cranch Landscapers LLC	150.00
Davidheiser’s Inc.	36.00
DeLage Landen	249.00
DeLage Landen	175.00
Eastburn & Gray PC	3,187.50
Independence Blue Cross	5,795.46
Kenneth J Schauder Incorporated	525.00
McDonald Uniform Company	102.99
NAPA Weldon Auto Parts	4.88

PA DCED (UCC)	126.00
Peco Energy – Street Lights	964.25
Peco Energy – Traffic Signals	93.50
Petty Cash – Steve Gray	6.76
Petty Cash – Victoria Trost	28.49
The Vanguard Group	944.34
USA Payroll	47.79
Victoria Trost	50.00
<b>TOTAL</b>	<b><u>\$16,445.92</u></b>

**SEWER FUND BILLS**

Academy of the New Church	\$3,439.80
Arnold’s Towing	131.50
Best Line Equipment	63.59
Commonwealth of PA – Chap 302	65.00
EEMA	875.00
FlowTech LLC	1,950.00
Home Depot	555.74
Independence Blue Cross	551.32
Kenneth Schauder Incorporated	1,350.00
MJ Reider Associates Inc	1,000.00
Mac Medical Gases Inc	3.50
McGovern Environmental LLC	225.00
PA Dept of Environmental Protection	500.00
Peco Energy – Fetters Mill PS	329.96
Peco Energy – Sycamore PS	399.12
PA Rural Water Association	140.00
Scott’s Emergency Lighting & Power	271.88
SCP Distributors LLC	1,925.00
USA Blue Book	627.25
USA Payroll	20.43
Verizon – Fetters Mill PS	100.48
Verizon – Internet	94.00
Verizon – Sycamore PS	82.24
<b>TOTAL</b>	<b><u>\$14,700.81</u></b>

**BMO MasterCard**

**Sewer Fund**

Amazon.com	<u>\$1,500.96</u>
------------	-------------------

**BMO MasterCard**

**General Fund**

Amazon.com	\$78.86
Adobe Inc	14.99
Alderfer Glass Company	450.00

Microsoft 365	74.19
TOTAL	<u>\$618.04</u>

*On a motion by Duane Hyatt, seconded by Glenn Gurney, Council unanimously voted to authorize payment of the bills as listed above, which is made a part of these minutes.*

**PRESIDENT’S REPORT**

Executive Session

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

Land Use Application #BAPC2021-01 Applicant: Bryn Athyn Church

President Elsing reported that the Bryn Athyn Church has applied to the Borough to permit the Bounty Farm Market, which was formerly held at the Bryn Athyn College property as a college activity, to set up and operate weekly from May through October on the Bryn Athyn Church property. The market is not a Bryn Athyn Church school activity. The Zoning Ordinance requires a review of a new use in the “IN” Institutional District by the Bryn Athyn Planning Commission and Borough Council. The Planning Commission reviewed the application at their July 20, 2021 meeting and have recommended that Borough Council approve the use. It was noted that the market has been operating since June.

*On a motion by Duane Hyatt, seconded by Jeffrey Elsing, Council voted unanimously in favor to approve the Bryn Athyn Church Land Use Application #BAPC2021-01 permitting the operation of a farmers’ market at the Bryn Athyn Church School.*

**POLICE CHIEF’S REPORT**

President Jeffrey Elsing reported the following activity for July:

Alarms	08
Assist Bryn Athyn Fire / Ambulance	08
Assist Other Police Agencies	38
Miscellaneous Activity	74
Public Service Calls / Assist Citizens	04
Special Traffic Details	06
Suspicious Circumstance Investigations	15
Traffic Citations	38
Vehicle Accidents	02
Vehicle Investigations	50

On Saturday July 3<sup>rd</sup> at 1:07am, police observed an unoccupied vehicle parked in the area of the Pennypack Watershed Trail off of Byberry Road. Police proceeded to check the trail, which is posted as being closed at sunset. While patrolling the trail, police came

upon two males walking on the trail. Police observed one of the males (identified as a 30-year-old resident of Philadelphia) throw something into the weeds. Upon investigation, police recovered a loaded Marlin .22 caliber bolt action rifle in the weeds, which the male admitted to it belonging to him. The owner of the vehicle (29-year-old male resident of Philadelphia) gave permission for police to search his vehicle. Police found an unloaded .40 caliber Beretta rifle, along with what a firearm expert later confirmed to be a homemade silencer for the gun. The 29-year-old male resident of Philadelphia was charged with Persons Not to Possess or Use Firearms, Prohibited Offensive Weapons, Conspiracy and Criminal Trespass. The 30-year-old male resident of Philadelphia was charged with Prohibited Offensive Weapons, Conspiracy and Criminal Trespass.

On Saturday July 3<sup>rd</sup> at 3:04am, police stopped a vehicle in the 1800 block of Byberry Road that was observed driving partially in the Eastbound Lane while traveling Westbound. The driver, a 39-year-old male resident of Philadelphia was found to be impaired. We are awaiting the results of the blood test that was given to the defendant at that time.

On Tuesday July 6<sup>th</sup> at 1:28am, police attempted to stop a motorcycle that was traveling Eastbound in the 1800 block of Byberry Road to investigate why the license was bent upwards so that the numbers on the plate could not be read. The motorcycle was driven by a white male who had a tattoo of a dagger knife on the back of his right upper arm. The motorcycle would not stop and was last seen in the area of the Forest Hills Cemetery in Lower Moreland Township. Police checked the area, but could not locate the motorcycle. At 8:00am on the same day, workers in the Forest Hills Cemetery found a motorcycle on the cemetery property which matched the description of the vehicle that fled from police hours earlier. Lower Moreland Police Detectives were able to match the description of the driver on the motorcycle to a 35-year-old resident of Quakertown, who was the same individual who was responsible for stealing two motorcycles the night before in Quakertown. Lower Moreland Police added our charges to their case against the Quakertown resident, which included fleeing and eluding police and receiving stolen property.

On Friday July 9<sup>th</sup> at 11:18am, police took a report of an attempted fraud against one of our residents who lives in the 800 block of Fetters Mill Road. In this case, someone attempted to file a claim of unemployment in our resident's name.

On Monday July 19<sup>th</sup> at 7:00pm, police responded to the 2900 block of Ashley Lane to investigate a report of a Domestic Dispute. Only one of the involved parties was on location when police arrived and the dispute was found to be verbal only.

## **FIRE CHIEF'S REPORT**

Mayor Ken Schauder reported 34 Fire Calls in July: 26 in Lower Moreland, 3 in Bryn Athyn, 2 in Bucks County and 3 in other municipalities. 145 EMS Calls were reported: 92 in Lower Moreland, 10 in Bryn Athyn, 24 in Abington, 12 in Upper Moreland and 7 in

other municipalities. There were 75 transports to the hospital: 52 in Lower Moreland, 7 in Bryn Athyn, 12 in Abington and 4 in Upper Moreland.

## **EMERGENCY MANAGEMENT REPORT**

Ken Schauder reported that a meeting will be held next Wednesday.

## **MAYOR'S REPORT - None**

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

## **BOROUGH MANAGER'S REPORT**

### Bryn Athyn School Tax

A notice was received from the Tax Collector stating that no School tax will be collected on behalf of the Bryn Athyn School District for 2021-2022.

### Police Pension Audit

The PA Auditor General has begun their audit of the Police Pension Plan for the years 2017, 2018, 2019 and 2020.

### 2021 Paving

PA DOT approval was received for use of Liquid Fuels Funds for the 2021 Joint Paving Project with Lower Moreland Township.

## **PUBLIC SAFETY COMMITTEE**

### Accept Resignation of Kyle Genzlinger from Civil Service Commission

Chairman Jeffrey Elsing reported that Kyle Genzlinger has resigned from the Civil Service Commission in order to serve on the Bryn Athyn School Board.

*On a motion by Glenn Gurney, seconded by Ric Asplundh, Council voted unanimously in favor to accept the resignation of Kyle Genzlinger from the Civil Service Commission effective immediately.*

### Appoint Alex Rogers to Civil Service Commission

Mr. Elsing reported that the Alternate Member of the Civil Service Commission, Alex Rogers, has agreed to serve as a member of the Civil Service Commission to fill the current vacancy.

*On a motion by Ric Asplundh, seconded by Glenn Gurney, Council voted unanimously in favor to appoint Alex Rogers to fill the vacancy on the Civil Service Commission.*

Police Officer Candidate List

Mr. Elsing reported that the Civil Service Commission met in June to begin the prepare a new list of candidates for the full-time police officer position. Secretary Reed Asplundh reported that six applications were received and that the applicants are in the process of taking the required physical, written and oral examinations. The oral examination will take place on August 21, 2021. Drew Nehlig, Cpl. Doug Hotchkiss and Kyle Genzlinger will conduct the oral examination.

Offers of Employment to Part-Time Police Officers

Mr. Elsing reported that all three applicants have accepted the conditional offer of employment for the part-time positions. Background checks have been completed. Mr. Elsing noted that these officers have recently completed the police academy training, are fully certified and come with no baggage. They will not patrol alone during training. Cpl. Hotchkiss, Officer Johnson and Officer Green will all be involved in training the new officers. Mr. Elsing added that one officer has been working as an intern at Lower Moreland PD and is fluent in the Russian language. The other two officers have military backgrounds.

Tomlinson Road School Zone Extension/TSMA Agreement PennDOT

Chairman Elsing reported that the current permit for school flashing lights on Tomlinson Road will permit the extension of the school zone to Marlin Road. In order to move forward, PennDOT now requires that a Traffic Signal Maintenance Agreement be approved by each municipality. The agreement states that the Borough owns the traffic signals and are responsible for maintenance of all signals. This agreement is a master agreement and all traffic signals in the Borough. This is not something new, this is the law and PennDOT is requesting acknowledgement. Mr. Elsing added that we are still waiting for the cost estimate to move the signal. The Committee would like to move the signal before school starts.

*On a motion by Duane Hyatt, seconded by Ric Asplundh, Council voted unanimously in favor, by show of hands, to adopt Resolution No. 2021-03 authorizing Victoria Trost to submit documentation to PennDOT.*

*BOROUGH OF BRYN ATHYN*

*Montgomery County, Pennsylvania*

*RESOLUTION No. 2021-03*

*BE IT RESOLVED, by authority of the Borough Council of the Borough of Bryn Athyn, Montgomery County, and it is hereby resolved by authority of the same, that the **Borough***

*Secretary of the Borough of Bryn Athyn be authorized and directed to submit the attached Traffic Signal Maintenance Agreement, to submit future modifications to the attached Traffic Signal Maintenance Agreement, and to submit future Applications for Traffic Signal Approval either in writing or via electronic signature, to the Department of Transportation and to sign this Agreement on Behalf of the Borough of Bryn Athyn.*

*Borough of Bryn Athyn*

*Attest:*

\_\_\_\_\_  
*Victoria S. Trost*                      *8/2/2021*  
*Secretary*

*By:* \_\_\_\_\_  
*Jeffrey E. Elsing*                      *8/2/2021*  
*Borough Council President*

*I, Victoria S. Trost, Secretary of the Borough of Bryn Athyn, do hereby certify that the foregoing is a true and correct copy of the resolution legally adopted at the meeting held the second day of August, 2021.*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Signature*

**PUBLIC WORKS COMMITTEE - None**

**FINANCE COMMITTEE**

Chairman Duane Hyatt reported that the Finance Committee monthly minutes are now distributed to members of Council.

Mr. Hyatt reported that the Committee has discussed ideas on where to spend the \$73,477.27 in American Rescue Plan Act funds received last month. The Committee will prepare a list of suggested projects. The Borough will receive another tranche in the amount of \$73,477.27 in 2022. Mr. Gurney noted that another stormwater project can be added to the list.

Mr. Hyatt noted that the Finance Committee received a request to pay the Bryn Athyn Fire Company \$800 for standing by during the fireworks. This will be discussed in committee.



It was also reported that our current building code official, Charlie Pluguez, will retire from Building Inspection Underwriters, Inc. in October and that he has agreed to continue as Zoning Officer for the Borough.

Mr. Hyatt announced that the 2022 Budget discussions will begin in August and asked committee heads to start on their 2022 budget requests.

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

**PUBLIC RELATIONS COMMITTEE - None**

**ADMINISTRATIVE COMMITTEE - None**

**PLANNING COMMISSION REPORT - None**

**ZONING OFFICER**

There were two (2) Zoning Permit applications approved in July. Six (6) Building Permits were issued. Two (2) Grading Permits were issued.

**SEWER ADMINISTRATOR**

Chairman Glenn Gurney reported that the sewer plant testing continues to meet the permit requirements. Maintenance pumping is ongoing. Summer maintenance projects are underway and the College Park pump station pump is being repaired.

**BOROUGH ENGINEER**

Engineer Nick Rose reported that he has forwarded information on the Tomlinson Road sidewalk project to Councilmembers Mark Pennink and Aurelle Genzlinger.

**OLD BUSINESS**

Mayor Schauder reported that the Municipal Building Facilities Committee met in June to discuss the storm drainage at the Municipal Building, to avoid future flooding in the garage and building. Mark Pennink and Glenn Gurney participated in the meeting.

**NEW BUSINESS - None**

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

There being no further business presented, the meeting was adjourned at 7:35pm.

Council's next regular meeting will be held on Monday, September 13, 2020 at 7:00pm in the Borough Hall.

President Elsing announced that the Executive Session would be postponed until more Council members are present.

Victoria S. Trost  
Secretary