



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

***COUNCIL CHAMBER***  
**October 7, 2019**

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

Mark Pennink  
Aurelle Genzlinger

ALSO: Victoria S. Trost, Bradley E. Cranch, Stephen Gray, Derek Zecher, Mayor Ken Schauder, Nick Rose, Solicitor R. Rex Herder. Councilmembers Duane D. Hyatt and Brent McCurdy were excused.

**MINUTES**

*On a motion by Glenn Gurney, seconded by Aurelle Genzlinger, Council voted unanimous approval of the September minutes.*

**TREASURER'S REPORT**

Treasurer Vikki Trost reported General Fund Revenue for September was \$46,250.50. General Fund Expenses were \$180,504.77. Net Income was -\$134,254.27.

Sewer Fund Revenue for September was \$761.30. Sewer Fund Expenses were \$22,392.21. Net Income was -\$21,630.91

Today PLGIT paid 1.87%. PLGIT I-Class paid 2.00%.

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

\$	23,992.36	in Transfer Tax Receipts
\$	5,661.77	in Earned income Tax receipts
\$	108.81	in Local Services Tax receipts
\$	6,557.73	in Real Estate Tax receipts
\$	117.47	in Fines
\$	330.00	in Building Permit receipts
\$	9,267.86	in Police Pension State Aid
\$	100.00	in Zoning Permit receipts
\$	25.00	in Grading Permit receipts
\$	40.00	in Fireworks Contributions
\$	45.00	in Police Report receipts

Included in the Sewer Fund Cash Receipts were:

\$	122.00	in Category 2 receipts
\$	639.30	in Late Fees

**TAX COLLECTOR - None**

**BILLS**

**GENERAL FUND BILLS**

All Traffic Solutions	\$6,480.00
Aqua PA	19.76
Aquaflow Pump & Supply co.	42.98
Armour & Sons Electric, Inc.	1,720.00
Bryn Athyn Fire Company	204.90
Chuck's Service Center	399.14
Davidheiser's Inc.	30.00
DeLage Landen – Police	172.00
DeLage Landen Financial Services Inc.	273.90
Dischell Bartle Dooley	585.00
Eastburn & Gray	2,640.00
Eureka Stone Quarry Inc.	617.76
Field Services LLC	1,375.00
Fishers Ace Hardware	5.99
Frank A Malizia, Jr. Inc.	12,245.00
HA Thomson Company	61.00
Home Depot	55.20
Kennedy Culvert Companies	168.00
Keystone Health Plan East	10,096.36
Lower Moreland Township	10,026.00
McDonald Uniform Company	94.98
NAPA Weldon Auto Parts	11.99
PA DCED – PA UCC	45.00

Peco Energy – Street Lights	983.77
Peco Energy – Traffic Signals	97.16
Pennypack Ecological Restoration Trust	2,500.00
Petty Cash Rx	189.00
Petty Cash – Steve Gray	110.03
Petty Cash – Victoria Trost	145.82
RR Donnelly	39.80
Schauder Incorporated	400.00
Staples	52.30
Stephanie Doman	55.00
TW Reiss Inc.	26.99
The Vanguard Group	811.04
The Vanguard Group – State Aid	9,267.86
The Vanguard Group – MMO Balance	50,732.14
Verizon Wireless	173.50
Victoria Trost	50.00
Wawa – Wright Express	<u>695.71</u>
TOTAL	<u>\$125,654.87</u>

**SEWER FUND BILLS**

Academy of the New Church	511.51
Aquafix Inc.	777.56
Aquaflow Pump & Supply Co.	42.98
Berardelli Pool & Supplies LLC	1,380.99
Bryn Athyn Fire Company	65.78
Cranch Landscapers LLC	150.00
DeLage Landen Financial Services	224.10
Eastburn & Gray PC	750.00
Environmental Engineering & Management Assoc.	850.00
FlowTech LLC	400.00
Franc Environmental Inc.	2,846.50
Home Depot	414.07
Ken’s Distributing Company	284.00
Kenneth J. Schauder Inc.	675.00
Keystone Health Plan East	1,996.56
MJ Reider Associates Inc.	741.00
Mac Medical Gases Inc.	7.00
McGovern Environmental LLC	450.00
McMaster-Carr Supply Co.	40.10
PA DEP	500.00
Peco Energy – Fetters Mill PS	528.61
Peco Energy – Sycamore PS	246.63
Reid Heinrichs	106.82
SCP Distributors LLC	1,606.00
TGI Office Automation	73.39
USA Blue Book	142.52
USA Payroll	208.71
Verizon – Fetters Mill PS	89.10
Verizon – Sycamore PS	89.96
Verizon Wireless	55.58
Petty Cash - Victoria Trost	198.91

Wawa – Wright Express	83.05
TOTAL	<u>\$16,630.18</u>

**BMO MASTERCARD BILLS**

**Sewer Fund**

Electric Motor Wholesale	\$319.66
PayPal Sanven Corp	157.86
PayPal eBay Inc.	9.48
Amazon.com	<u>51.05</u>
TOTAL	<u>\$538.05</u>

**General Fund**

Adobe.com	\$9.99
TDS Concrete	1,823.00
Miller Materials	1,146.52
Wix.com	<u>132.00</u>
TOTAL	<u>\$3,381.51</u>

*On a motion by Mark Pennink, seconded by Jeffrey Elsing, 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**

Bed and Breakfast Violation

President Jeffrey Elsing reported that a complaint was received about a wedding hosted by Shannon Good at the Bryn Ellis Bed & Breakfast on South Avenue. The Bed & Breakfast was granted a special exception by the Zoning Hearing Board in October 2016. The Bryn Athyn Zoning Ordinance Article 6, Section 600.1.B.2.d does not permit social and business events such as weddings, receptions, board meetings and the like. It was noted that the complaint was received before the event occurred and was not a complaint from a neighbor during or after the event. Solicitor Rex Herder stated that the Zoning Ordinance is very clear about what is allowed, noting that the Zoning Ordinance Committee gave a lot of thought to the Bed & Breakfast regulations to address noise, parking and light issues. Mr. Herder stated that there are two avenues for the property owner: 1.) Request a variance from the Zoning Hearing Board, which is very difficult to obtain, and 2.) request a zoning text amendment asking Borough Council to rewrite a section of the Ordinance. President Elsing asked Council to read Ms. Good’s letter to Borough Council and the relevant sections of the Zoning Ordinance.

**MAYOR’S REPORT - None**

**POLICE CHIEF’S REPORT**

Chief Steve Gray reported the following activity for September:

Alarms	16
Animal Complaints	02
Assist Bryn Athyn Fire / Ambulance	10
Assist Other Police Agencies	32
Assist Citizens / Public Service Calls	04
Miscellaneous Complaints	68
Special Traffic Details	24
Suspicious Circumstance Investigations	12
Traffic Citations	61
Vehicle Accidents	07
Vehicle Investigations / Warnings Issued	86

On Wednesday September 4<sup>th</sup> at 1:22am, police conducted a vehicle stop in the area of 1800 Byberry Road to investigate an expired vehicle registration. Further Investigation resulted in the arrest of a 28-year-old resident of Bensalem for possession of drugs, drug paraphernalia and driving an unregistered vehicle.

On Friday September 6<sup>th</sup> at 1:17am, police responded to Cooper Hall at 824 Campus Drive to investigate an intoxicated female who was in need of assistance. Although the student was under the age of 21, she was not charged in this incident due to the Safe Harbor Law under PA Crimes Code Title 18 Section 6308.1, which protects the caller and the patient from prosecution in the case where the caller or patient is intoxicated and either one or both are under the age of 21. Prior to making this decision, police consulted with the Montgomery County District Attorney's Office.

On Friday September 20<sup>th</sup> at 11:21pm, Police responded to Goodenough Hall at 820 Campus Drive to take possession of a bag of Marijuana that was found inside of the college dorm.

On Sunday September 22, 2019 at 2:08pm, police observed that a lock had been cut off of a chain that had been used for closing the entrance to the Total Turf Storage yard at 3100 Masons Mill Road. Locks were also cut off of trailers that were being stored in the yard. The manager of Total Turf Storage verified that nothing had been taken from any of the trailers. The incident is currently under investigation.

On Tuesday September 24<sup>th</sup> at 8:45am, police received a report from a resident in the 2600 block of South Avenue that sometime over the past two years, someone had put gasoline in his gas can that resulted in damaging his riding mower. More recently, the resident found that someone had jammed wood chips into the starter of his riding mower. The incident is currently under investigation.

On Sunday September 29<sup>th</sup> at 12:50am, police investigated an occupied vehicle that was parked in the Bryn Athyn Post Office parking lot. Further investigation resulted in a citation being issued for Underage Drinking to a 16-year-old female resident of Bryn Athyn. The juvenile was released to her mother.

**FIRE CHIEF’S REPORT**

Chief Derek Zecher reported 36 Fire Calls in September; 126 EMS Calls, 11 in Bryn Athyn, 88 transports to the hospital.

The Bryn Athyn Fire Company assisted Huntingdon Valley Fire Company with a vehicle fire on Fetters Mill Road and 3 vehicle accidents/extrications in Lower Moreland Township; and responded to a gas leak at Masons Mill Business Park from roof equipment and a gas spill at the C & S Club.

Bryn Athyn Fire Company and Huntingdon Valley Fire Company will host a joint Open House for Fire Prevention Week at Huntingdon Valley Fire House on Saturday, October 12, from 11am to 2pm.

Chief Zecher reported that the fire police have assisted with multiple fun runs through the Borough, noting that a resident complained about the road closing every week for the events.

**EMERGENCY MANAGEMENT REPORT**

Deputy EM Coordinator Ken Schauder reported that the September meeting was cut short due to a fire call. The committee will meet on October 9 and will discuss ideas for next year’s July 4<sup>th</sup> events.

**SOLICITOR’S REPORT - None**

**BOROUGH MANAGER’S REPORT**

2020 Borough Operations List

Vikki Trost reported that three volunteer position terms will end on December 31, 2018 – *Drew Nehlig, Zoning Hearing Board, Jeff Elsing, Civil Service Commission and Jon Hoffman, Planning Commission*. Letters will be sent thanking these volunteers for their service to the Borough and requesting that they continue in these positions.

Mr. Elsing responded that he will accept another term on the Civil Service Commission.

**PUBLIC SAFETY COMMITTEE**

Chairman Jeff Elsing reported that a resident complained about the path at the Brickman Center where ramps were not installed and curbing is missing at College Drive, which is

a private road. Mr. Elsing forwarded the request to Borough Engineer Nick Rose who contacted Bryn Athyn College, the property owner.

**PUBLIC WORKS COMMITTEE**

Chairman Mark Pennink reported that the Alden Road drainage project is finished. Some paving was done on the path at Huntingdon Pike and a line will be drawn to delineate the path.

King Road, Sycamore Road, the lower part of Alden Road and the edges of Buck Road were paved last week as part of the joint paving contract with Lower Moreland. Mr. Pennink noted that the first 300 feet of Alden Road from Fetters Mill Road needs to be re-milled and fixed, and that the contractor will not take responsibility. There was no Borough representative present on the paving day.

Mr. Gurney noted that he has received complaints about the gravel section of Paper Mill Road. Mr. Pennink reminded Council that Paper Mill Road is graded once or twice and year, with no maintenance from October to May.

**FINANCE COMMITTEE**

In the absence of Mr. Hyatt, Vikki Trost reported that the Finance Committee will meet on Tuesday, October 15 for Department Budget Presentations for 2020.

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

**PUBLIC RELATIONS COMMITTEE - None**

**ADMINISTRATIVE COMMITTEE - None**

**PLANNING COMMISSION REPORT**

Vikki Trost reported that the Planning Commission will meet on Tuesday, October 15 at 7:30 to review a Sewage Facilities Planning Module for 2800 Quarry Road.

**ZONING OFFICER**

Two (2) Zoning Permit applications were received in September. One (1) Building Permit was issued. One (1) Grading Permit was issued.

**SEWER ADMINISTRATOR**

Chairman Glenn Gurney reported that both pump stations are operating well. The sewage treatment plant has been running well and testing for the PA Department of Environmental Protection has been improving since the installation of the digester tanks and equalization tanks.

**BOROUGH ENGINEER - None**

**OLD BUSINESS - None**

**NEW BUSINESS - None**

**QUESTIONS OR COMMENTS FROM THE FLOOR**

Lee Moorhead reported that Davey Tree Experts has been talking to residents about planned work by Peco to upgrade electric service in the Borough. Mr. Elsing noted that Borough Council was notified about the tree work and power upgrade last month.

There being no further business presented, the meeting was adjourned at 7:49pm.

Council's next regular meeting will be held on Monday, November 4, 2019 at 7:00pm in the Borough Hall.

Victoria S. Trost  
Secretary