



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

***COUNCIL CHAMBER***  
**March 2, 2020**

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

**MEMBERS OF COUNCIL**

Glenn Gurney  
Mark Pennink  
Jeffrey Elsing

Brent McCurdy  
Duane D. Hyatt  
Aurelle Genzlinger

ALSO: Victoria S. Trost, Bradley E. Cranch, Stephen Gray, Reid Heinrichs, R. Scott Cooper, Solicitor R. Rex Herder. Councilman Ric Asplundh and Mayor Ken Schauder were excused.

**MOMENT OF SILENCE**

Borough Council observed a moment of silence in memory of Bill Buick who passed away on February 21, 2020.

**MINUTES**

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

**TREASURER'S REPORT**

Vikki Trost reported General Fund Revenue for February was \$130,018.44. General Fund Expenses were \$100,982.82. Net Income was \$29,035.62.

Sewer Fund Revenue for February was \$5,440.94. Sewer Fund Expenses were \$25,321.85. Net Income was -\$19,880.91.

Today PLGIT paid 1.43%. PLGIT I-Class paid 1.58%. PLGIT Prime paid 1.17%

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

\$	659.19	in Prior Year Real Estate Tax receipts
\$	68,914.26	in Current Year Real Estate Tax receipts
\$	34,345.89	in Earned Income Tax receipts
\$	7,019.56	in Local Services Tax receipts
\$	1,201.04	in Fines
\$	60.00	in Police Report receipts
\$	8,240.20	in Building Permit receipts
\$	4,154.14	in Insurance Claim receipts
\$	80.00	in Road Opening Permit receipts

Included in the Sewer Fund Cash Receipts were:

\$	5,440.94	in Masons Mill Usage Fees
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**TAX COLLECTOR**

Tax Collector, Bradley Cranch reported \$383,763.16 in Real Estate Taxes collected in February; \$731,003.96 remains uncollected.

**BILLS**

**GENERAL FUND BILLS**

Academy of the New Church	\$2,110.79
Aqua PA	1.76
Armour & Sons Electric Inc.	262.67
Bradley Cranch, Tax Collector	298.99
Bryn Athyn Fire Company	161.07
DeLage Landen Financial Services Inc.	136.95
Eastburn & Gray PC	1,357.50
June Brock	200.00
Keystone Health Plan East	9,743.60
Kimberly Kleinguenther	468.75
Lowe's	14.24
Lower Moreland Township	12,236.00
Montgomery County MIRT	200.00

Peco Energy – Street Lights	982.25
Peco Energy – Traffic Signals	96.76
Petty Cash Rx	511.47
Petty Cash Steve Gray	168.90
Petty Cash Victoria Trost	174.48
Primerica	3,925.00
Riverside Construction Materials Inc.	4,039.91
Standard Insurance Company	1,247.95
Stephanie Doman	35.69
Stephen Gray	140.00
TGI Office Automation	149.51
The Vanguard Group	1,007.41
USA Payroll	421.02
Verizon Wireless	212.89
Viacairn	161.70
Victoria Trost	50.00
Wawa – Wright Express	535.71
Woodrow & Associates	287.50
<b>TOTAL</b>	<b>\$43,695.47</b>

**SEWER FUND BILLS**

A.C. Schultes, Inc.	\$875.00
Academy of the New Church	964.37
Berardelli Pool Supplies, LLC	980.99
Bryn Athyn Fire Company	86.41
DeLage Landen Financial Services Inc.	112.05
Environmental Engineering and Management Associates	437.00
FlowTech LLC	200.00
Franc Environmental Inc.	1,030.00
Gempler's	135.97
Home Depot	559.30
Keystone Health Plan East	977.81
MJ Reider Associates Inc.	574.00
Mac Medical Gases, Inc.	3.50
Peco Energy – Sycamore Pump Station	154.71
Scott's Emergency Lighting & Power	705.00
SCP Distributors LLC	1,703.90
TGI Office Automation	122.31
United States Plastic Corporation	1,168.25
USA Blue Book	858.86
USA Payroll	134.26
Verizon – Fetters Mill Pump Station	46.34
Verizon – Sycamore Pump Station	37.05
Verizon Wireless	55.32
Wawa – Wright Express	316.49

TOTAL \$12,238.89

**POLICE PENSION BILLS**

Kimberly Kleinguenther \$431.25

**MARCH BMO MASTERCARD BILLS**

**Sewer Fund**

Harbor Freight Tools 2	\$398.87
Neobits Inc.	86.24
AutomationDirect.com	156.88
Amazon.com	185.22
<u>US Postal Service</u>	<u>9.20</u>
TOTAL	\$836.41

**General Fund**

Adobe Acrobat	\$9.99
Amazon.com	144.55
Yearli.com	29.94
US Postal Service	254.00
Franconi's Pizza	67.00
<u>TST Lee's Hoagies</u>	<u>90.50</u>
TOTAL	\$595.98

*On a motion by Duane Hyatt, seconded by Brent McCurdy, 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**

Elected Auditor Resignation

President Jeffrey Elsing reported that Les Alden has submitted a letter of resignation for the position of Elected Auditor. Council accepted the resignation effective March 2, 2020.

Solicitor Rex Herder stated that Borough Council has 60 days to appoint an auditor by resolution. If an auditor is not appointed within 60 days, the Vacancy Board must appoint an auditor.

Mr. Elsing noted that there are three candidates for the position. The President and Borough Manager will present a candidate at the April meeting.

**MAYOR'S REPORT - None**

## **POLICE CHIEF'S REPORT**

Police Chief Steve Gray reported the following activity for February:

Alarms	10
Animal Complaints	00
Assist Bryn Athyn Fire / Ambulance	05
Assist Other Police Agencies	26
Assist Citizens / Public Service Calls	08
Miscellaneous Complaints	74
Special Traffic Details	21
Suspicious Circumstance Investigations	08
Traffic Citations	45
Vehicle Accidents	05
Vehicle Investigations / Warnings Issued	90

On Tuesday February 4<sup>th</sup> at 3:53pm, police responded to the Masons Mill Business Park Building #5 to investigate a report of a disturbance. Upon arrival, police learned that a patient at the North American Spine and Pain Center had been disruptive, loud and refused to leave the facility prior to police arrival. The staff discharged the 37-year-old male patient and advised him that he was not allowed back onto their property or he would be charged with trespassing. The patient left without further incident.

On Thursday February 6<sup>th</sup> at 1:40pm, police investigated an attempted break-in at a vacant home in the 2700 block of Alnwick Road. Although there was a break to the glass to one of the doors, it appeared that no one actually entered the home. Police have since conducted random foot patrols around the property.

On Thursday February 13<sup>th</sup> at 5:40pm, police conducted a vehicle stop in the 2900 block of Huntingdon Pike, which led to the arrest of a 33-year-old male resident of Philadelphia for possession of crack cocaine, drug paraphernalia and driving with a suspended driver's license.

On Monday February 17<sup>th</sup> at 7:48am, police conducted a vehicle stop in the area of Huntingdon Pike and Cathedral Road to investigate a suspended vehicle registration. Further investigation also revealed that the vehicle displayed counterfeit inspection stickers and the driver produced a fictitious insurance card. The vehicle was impounded and the driver, a 49-year-old male resident of Philadelphia was charged with several violations.

## **FIRE CHIEF'S REPORT**

Scott Cooper reported in the absence of Chief Derek Zecher. BAFC Ambulance responded to a vehicle crash into a child care center in Upper Southampton Township. BAFC responded to a fatal house fire in Upper Southampton Township.

## **EMERGENCY MANAGEMENT REPORT**

Scott Cooper reported in the absence of Ken Schauder. The EM Committee is monitoring the novel coronavirus (COVID-19). Guidelines were received from the County and the CDC on how to handle patients. There is no treatment or vaccine yet. The virus presents like the flu. It was noted that wearing face masks is not effective unless you're sick.

## **SOLICITOR'S REPORT**

### 2800 Quarry Road Septic System Issues

Solicitor Rex Herder noted that 2800 Quarry Road has had serious on-lot septic problems for many years. There are plans to install a small treatment facility which have been submitted to PA DEP. If PA DEP approves the facility, they require a maintenance agreement between the Borough and the homeowners. The homeowner is required to operate the system and maintain a contract with a qualified contractor. All of the burden is on the homeowner and none on the Borough.

Mr. Herder prepared an agreement between the Borough and the homeowners. Mr. Herder noted that the agreement will be recorded at the County and that it will stay with the property and future homeowners.

*On a motion by Brent McCurdy, seconded by Aurelle Genzlinger, Council voted unanimously in favor to approve the Installation, Use and Maintenance Agreement for Individual Surface Discharge System for the property at 2800 Quarry Road, Bryn Athyn, PA.*

## **BOROUGH MANAGER'S REPORT**

### PA One Call

Vikki Trost reported that PA One Call is celebrating 48 years of service to the Borough and is asking all of the municipalities in PA to promote safety by designating April as "Pennsylvania 811 Safe Digging Month" by submitting a proclamation or resolution. Borough Council unanimously approved the proclamation designating April as PA 811 Safe Digging Month.

## **PUBLIC SAFETY COMMITTEE - None**

## **PUBLIC WORKS COMMITTEE**

Chairman Mark Pennink reported the following:

- There were no snow events during February.
- Mr. Pennink reported that Lower Moreland Township will open road paving bids at their next meeting.
- Upper Moreland will make a timing change on the Masons Mill Road traffic signal as needed for the Davisville Road detour.
- Red Lion Road in Lower Moreland will be closed next week for two weeks.
- The dump truck will be repaired the week of March 9.

### Alden Road Improvements

Chairman Pennink reported that a meeting was held with property owners of Alden Road on February 17, 2020, noting that those present were very civil. Approximately one-half of the Alden Road and Rose Lane property owners attended to discuss the many issues and possible options. It was decided that another survey would be circulated to the property owners; 100% participation in the new survey is the goal. Those present were able to understand the difficulty in resolving most of the issues including sidewalks, curbs, levelling the roadway, parking, etc. Most attending were interested in safety.

## **FINANCE COMMITTEE**

Chairman Duane Hyatt reported that at the February committee meeting, it was decided to transfer PLGIT Class funds to PLGIT Prime account for better interest rates.

### Sewer Usage Billing

Mr. Hyatt reported that Bill Brown from Environmental Engineering & Management Associates reviewed the new usage billing model prepared by the Finance Committee to better allocate costs for wastewater treatment. The first quarter bills went out today at the rates adopted in January. The next quarter bills will be adjusted and the usage rates need to be amended.

### Health Insurance

The Committee is reviewing health insurance rates from our current broker and a consortium. No changes can be made to the health insurance plan unless the police officers agree to open the police contract.

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

## **PUBLIC RELATIONS COMMITTEE - None**

**ADMINISTRATIVE COMMITTEE - None**

**PLANNING COMMISSION REPORT**

Russ Cooper reported that the Planning Commission reviewed the proposed Zoning Ordinance amendments, which were also submitted to the Montgomery County Planning Commission, relating to bed & breakfasts and accessory uses in the Institutional District. The Planning Commission recommended moving forward on adopting Proposed Ordinance #692 which would permit social events at bed & breakfasts.

*On a motion by Duane Hyatt, seconded by Brent McCurdy, Council voted unanimously in favor to instruct the Secretary to advertise a Public Hearing at the April meeting.*

Mr. Cooper reported that the Planning Commission recommends that Borough Council consider unintended consequences that may result from the current version of Proposed Ordinance #693. Solicitor Herder will review the ordinance to make sure the correct version was submitted.

**ZONING OFFICER - None**

**SEWER ADMINISTRATOR**

Reid Heinrichs reported that first quarter 2020 bills will be mailed tomorrow.

The sewer plant cost analysis prepared by Bill Brown at EEMA was presented to the Finance Committee last month. An adjustment will be made on second, third and fourth quarter bills.

The Sewer Committee met to update the committee on the results of the cost/billing analysis. The annual Chapter 94 Report is being prepared for submission to PA DEP.

Solicitor Herder is preparing amendments to the sewer ordinance.

**BOROUGH ENGINEER - None**

**OLD BUSINESS**

Councilman Gurney asked about procedures for complaints involving residents who are not following the requirements of the new Zoning Ordinance relating to keeping chickens. It was noted that chickens kept by residents prior to the enactment of the new Zoning Ordinance are not grandfathered. Complaints of violations of the Zoning Ordinance should be reported to the Borough Office.



**NEW BUSINESS - None**

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

There being no further business presented, the meeting was adjourned at 7:57pm.

Council's next regular meeting will be held on Monday, April 6, 2020 at 7:00pm in the Borough Hall.

Victoria S. Trost  
Secretary