



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

***COUNCIL CHAMBER
July 1, 2019***

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

MEMBERS OF COUNCIL

Jeffrey Elsing
Duane D. Hyatt

Aurelle Genzlinger
Ric Asplundh

ALSO: Victoria S. Trost, Bradley E. Cranch, Stephen Gray, Mayor Ken Schauder, Solicitor R. Rex Herder, Lach Brown, Nick Rose, Bill Buick. Councilmen Brent McCurdy, Glenn Gurney, Mark Pennink were excused.

MINUTES

On a motion by Ric Asplundh, seconded by Duane Hyatt, Council voted unanimous approval of the June minutes.

TREASURER’S REPORT

Treasurer Vikki Trost reported General Fund Revenue for June was \$51,279.79. General Fund Expenses were \$83,636.21. Net Income was -\$32,356.42.

Sewer Fund Revenue for June was \$1,086.70. Sewer Fund Expenses were \$31,307.02. Net Income was -\$30,220.32.

Today PLGIT paid 2.20%. PLGIT I-Class paid 2.33%.

Included in the General Fund cash receipts were:

\$	36,199.09	in Current Real Estate Tax receipts
\$	2,068.95	in Earned income Tax receipts
\$	1,322.80	in Fines

\$	598.95	in Building Permit receipts
\$	15.00	in Police Report receipts
\$	50.00	in Zoning Permit receipts
\$	487.50	in Zoning Hearing Board Fee receipts
\$	50.00	in Grading Permit receipts
\$	10,000.00	in Academy of the New Church contributions
\$	476.00	in Fireworks Donations

Included in the Sewer Fund Cash Receipts were:

\$	1,086.70	in Late Fees
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TAX COLLECTOR

Tax Collector, Bradley Cranch reported \$21,816.17 in Real Estate Taxes collected in June; \$29,061.65 remains uncollected.

BILLS

GENERAL FUND BILLS

A & T Auto & Truck Repair Inc.	100.00
Academy of the New Church	924.37
Am-Trust North America	6,322.17
Apex Overhead Door Company Inc.	262.50
Aqua Pennsylvania	16.38
Armour & Sons Electric Inc.	300.20
Arrow Safety Device	660.90
Bryn Athyn Fire Company	32,166.67
Bryn Athyn Fire Company	203.44
Building Inspection Underwriters Inc.	2,247.60
Classic Pistol	770.00
DeLage Landen – Police Copier	86.00
DeLage Landen Financial Services Inc.	136.95
Dischell Bartle Dooley	210.00
Eastburn & Gray PC	1,132.50
Guardian Dental Insurance	3,413.76
HA Thomson Company	3,304.00
Hei-Way LLC	450.00
Keystone Health Plan East	10,096.36
Kimberly A Bursner	305.50
Lower Moreland Township	6,313.00
Motorola Solutions Inc.	212.84
PA DCED – UCC Permits	108.00
Peco Energy – Street Lights	981.82
Peco Energy – Traffic Signals	97.12
Petty Cash – RX Reimbursements	254.36

Petty Cash – Steve Gray	193.97
Petty Cash – Victoria Trost	150.68
Schauder Incorporated	500.00
The Vanguard Group – Pension	856.28
Trugreen Processing Center	869.93
USA Payroll	118.37
Verizon Wireless – Police	174.44
Victoria Trost	150.00
Wawa – Wright Express Fuel	<u>754.50</u>
TOTAL	\$74,850.61

SEWER FUND BILLS

Academy of the New Church	450.31
Am-Trust North America	1,291.83
Bryn Athyn Fire Company	32.52
Chuck’s Service Center Inc.	585.40
DeLage Landen Financial Services	112.05
Environmental Engineering & Management Services	850.00
Franc Environmental, Inc.	5,463.25
Gurney Kerr Contractors Inc.	1,667.00
Home Depot	186.51
Kenneth J. Schauder Inc.	405.00
Keystone Health Plan East	998.28
MJ Reider Associates Inc.	782.00
Mac Medical Gases Inc.	3.50
McGovern Environmental LLC	270.00
Peco Energy – Feters Mill PS	220.64
Peco Energy – Sycamore PS	117.44
Postmaster	165.00
SCP Distributors LLC	1,606.00
USA Payroll	101.16
Vapor Technologies Inc.	380.00
Verizon – Feters Mill PS	40.26
Verizon Wireless	54.96
Wawa – Wright Express Fuel	<u>133.83</u>
TOTAL	\$15,916.94

DEBT SERVICE BILLS

TD Bank GO Note Principal 7/15/19	21,000.00
TD Bank GO Note Interest 7/15/19	<u>1,758.90</u>
TOTAL	\$22,758.90

BMO MASTERCARD CHARGES

General Fund

Amazon.com	361.23
Sam’s Club	280.52
Adobe Software	9.99
BatteryMart.com	121.22
Am-Trust North America	<u>15.00</u>
TOTAL	\$787.96

Sewer Fund

Bustleton East Coast	22.89
Giant Food	7.92
Harbor Freight Tools	206.03
Amazon.com	128.56
Sam’s Club	59.32
Paypal Fibre Café	69.30
Intuit.com	<u>277.00</u>
TOTAL	\$771.02

On a motion by Duane Hyatt, seconded by Ric Asplundh, 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

Fetters Mill Bridge Offer to Purchase 33 Sq. Ft.

President Jeff Elsing introduced Don Rossman of Arrow Land Solutions, LLC. Arrow Land Solutions has been retained by the Montgomery County Transportation Authority to handle the acquisition by the County of thirty-three (33) square feet of land, owned by the Borough, on which one of the Fetters Mill Bridge foundation piers rests. (Tax Parcel ID# 03-00-00379-00-5; Parcel ID# 03-00-00377-00-7; Parcel ID# 03-00-00376-00-8) The County also requires temporary construction easements totaling 1,063 square feet of land which Mr. Rossman indicated on a plot plan (attached). The County has offered to compensate the Borough \$1,000 for the removal of a tree within the easement, \$100 for the 33 square feet of land and \$200 for the temporary easement. Solicitor Rex Herder indicated that the costs for legal and engineering fees incurred by the Borough could be reimbursed up to \$4,000.00. These funds could be held in escrow according to the PA Eminent Domain Code and disbursed upon submission of a detailed invoice. Mr. Heder noted that the plan would be recorded and that it is preferable to negotiate rather than force a condemnation of the land. It was also noted that the Borough can get an appraisal for the 33 square feet.

Solicitor Herder stated that the sale of the plot requires subdivision, though Mr. Rossman replied that subdivision is not required. Borough Council agreed to move forward with the sale of the plot and granting of the necessary easements.

On a motion by Aurelle Genzlinger, seconded by Jeffrey Elsing, Council voted unanimously in favor to adopt Resolution #2019-02 authorizing Jeffrey Elsing or Victoria Trost to execute the documents necessary to move forward with the sale of 33 square feet and granting the necessary easements.

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

RESOLUTION NO. 2019-02

*The Council of the Borough of Bryn Athyn does hereby **RESOLVE** as follows:*

The Borough of Bryn Athyn (the “Borough”) shall sell 33 square feet of land to Montgomery County, as shown on the plan provided by Montgomery County Transportation Authority (“MCTA”), bearing a verification date of December 5, 2018, and shall grant a temporary construction easement to MCTA, as shown on the same plan, for the total sum of \$1,300. The President of Council, or the Borough Manager acting at the President’s direction, is authorized and instructed to execute those documents necessary to carry out these transactions on behalf of the Borough, provided that all such documents shall be approved by the Borough solicitor prior to execution. This sale of ground and the grant of a temporary construction easement shall be subject to MCTA’s agreement to reimburse the Borough in an amount not to exceed \$4,000 defray the Borough’s reasonable engineering, legal and other professional fees related to the subject transactions.

The ground to be sold pursuant to this Resolution is necessary to accommodate the placement of a footing and appurtenances for the Fetters Mill Road Bridge; the temporary construction easement to be granted pursuant to this Resolution is necessary to accommodate work activities in the reconstruction of the Fetters Mill Road Bridge.

RESOLVED *this first day of July, 2019.*

BOROUGH OF BRYN ATHYN

Mr. Rossman stated that the goals for the bridge project are to complete the required land acquisitions by December 31, 2019 and begin the rehabilitation work next spring.

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

Alarms	24
Animal complaints	05
Assist Bryn Athyn Fire / Ambulance	07
Assist other Police Agencies	32
Assist Citizens / Public Service calls	11
Miscellaneous Complaints	79
Special Traffic Details	10
Suspicious Circumstance Investigations	12
Traffic Citations	67
Vehicle Accidents	00
Vehicle Investigations / Warnings Issued	114

On Sunday June 2nd at 3:28am, police conducted a vehicle stop in the area of Huntingdon Pike and Alden Road due to an expired registration. Further investigation resulted in the DUI Arrest of a 37-year-old female resident of Rockledge. The driver's BAC (Blood Alcohol Content) was .25%

On Tuesday June 11th at 5:17pm, police responded to the Academy of the New Church High School to investigate a report of a possible active shooter. The report was made through the new Safe2SaySomething anonymous reporting system. The High School buildings were unoccupied at the time. A thorough check of the buildings found that all was in order and the call appeared to be a hoax. The case is currently under investigation, which includes the assistance of the PA Attorney General's Office.

On Wednesday June 12th at 1:57am, police took a report of theft from Orchard Artworks at 520 Tomlinson Road. Management reported that \$260.00 had gone missing from the business over a two-week period prior to reporting this incident to police. This case remains under investigation.

On Thursday June 13th at 9:45am, police were on patrol in the 800 block of Feters Mill Road when they observed two juveniles hiding behind a fence. Further investigation revealed that the juveniles had been drinking. The juveniles were returned home to their parents. Both juveniles were charged with underage drinking.

On Friday June 28th, R. Scott Cooper spent his last day of work with the Academy of the New Church. Scott retired as Chief of the ANC Security Department. Scott's wife Gail also recently retired after many years as a teacher for ANC High School. The Bryn Athyn Police Department wishes to thank Scott and Gail for their many years of service to our community.

There were no vehicle accidents to report for the month of June.

FIRE CHIEF'S REPORT

Ken Schauder reported for Chief Zecher:

32 Fire Calls in June, 21 in Lower Moreland, 9 in Bryn Athyn, 2 Other Municipalities; Mr. Schauder noted that the number of cardiac arrest calls are going up.

113 EMS Calls in June, 80 in Lower Moreland, 8 in Bryn Athyn, 25 in Other Municipalities; 77 Transports to Hospital.

Mr. Schauder reported that municipalities have been joining together to set up DUI checkpoints with 15 to 25 officers to check drivers, however the PA Supreme Court has ruled that there is no inter-agency agreement to do the DUI checkpoints. Therefore, all DUI checkpoints have been cancelled for the year. The Montgomery County District Attorney will create an inter-agency agreement for all municipalities to participate.

EMERGENCY MANAGEMENT REPORT

Mr. Schauder reported that the Emergency Management Team is ready for the July 4th fireworks and parade. The new parade route will be posted on the Borough website and Facebook page.

SOLICITOR'S REPORT - None

BOROUGH MANAGER'S REPORT - None

PUBLIC SAFETY COMMITTEE

Independence Day Activities

Chairman Jeffrey Elsing reported that the new parade route is set and publicized, fireworks will run the same as in previous years, portable toilets have been ordered and the Swim Club and Scout Building restrooms will be open during the events. Glenn Henderson will post the list of activities in the Post and Facebook.

New Part-Time Police Officer

Mr. Elsing reported that a candidate for the position has been interviewed and recommends that a condition offer of employment be extended to David Zak Jackson. Mr. Jackson has 18 years' experience in Rockledge and Warminster police departments;

is certified as a CPF First Aid instructor; and has considerable experience obtaining grant funding.

On a motion by Aurelle Genzlinger, seconded by Ric Asplundh, Council voted unanimously in favor to extend a conditional offer of employment to David Zak Jackson, contingent on favorable physical and psychological testing.

Asplundh Foundation Donations

Mr. Elsing noted that the Police department has received a very generous donation towards bullet-proof vests, temporary “Your Speed Is” signs, along with several other items. Mayor Schauder suggested adding body cameras to the next “wish list”.

PUBLIC WORKS COMMITTEE

Alden Road

Nick Rose completed the comprehensive study of Alden Road and conducted resident surveys. Mr. Pennink would like to ask Council for guidance on moving forward with the information. Mrs. Genzlinger noted that doing nothing is not an option. Discussion included:

- Contacting Lower Moreland Township regarding the Lower Moreland section at the top of Alden Road.
- The total width of the road is thirty-three (33) feet; the entire right-of-way is fifty (50) feet.
- There is much pedestrian activity at the top of the road at Huntingdon Pike.
- A new road will encourage speeding
- The traffic pattern will change when the Fetters Mill Bridge re-opens; there is a lot of cutting through now
- Parking – off street? On street?
- Suggestion to restrict left turn onto Huntingdon Pike
- Stormwater should be addressed
- Improvement in right-of-way will disrupt current parking, walls, foliage, etc.
- Local traffic only – how to enforce?
- Sidewalks at Huntingdon Pike will be a great help

Mrs. Genzlinger suggested having two separate meetings of property owners to discuss the issues sometime in the fall. Mr. Hyatt reminded Council that there is time to plan the project since funds will not be available until after the bonds are paid off in 2022. It was noted that Borough Council will not be able to please everyone.

FINANCE COMMITTEE

Chairman Duane Hyatt reported that the Committee met in June. The Committee discussed the Sewer Project which is mostly completed and also discussed the possibility

of shutting off water for seriously delinquent sewer customers. Solicitor Herder was asked to outline the steps necessary to set a water shut-off program for delinquencies.

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 two (2) Zoning Permit applications were received in June. Six (6) Building Permits were issued. One (1) Grading Permit was issued.

The Zoning Hearing Board met on June 25, 2019 to hear testimony on an application by Dean and Nita Holmes who requested two variances in order to be permitted to subdivide their property at 3073 Buck Road. The Zoning Hearing Board will meet again on July 18, 2019 to deliver their decision.

SEWER ADMINISTRATOR - None

BOROUGH ENGINEER - None

OLD BUSINESS - None

NEW BUSINESS - None

QUESTIONS OR COMMENTS FROM THE FLOOR

Mr. Lee Moorhead suggested that other residents downstream of Alden Road should be involved in the meetings.

Trash collection problems were discussed. Vikki is working with Lower Moreland Township to resolve issues. Recycling was discussed and it was suggested that the

Borough cancel the recycling collection since most recycling trash is reported to be dumped in landfills rather than being recycled.

There being no further business presented, the meeting was adjourned at 8:08pm.

Council's next regular meeting will be held on Monday, August 5, 2019 at 7:00pm in the Borough Hall.

Victoria S. Trost
Secretary