



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

COUNCIL CHAMBER
June 5, 2017

The meeting was called to order by Vice President Duane Hyatt at 7:00p.m. The following were present:

MEMBERS OF COUNCIL

Ric Asplundh
Aurette Genzlinger

Mark Pennink
Duane D. Hyatt

ALSO: Victoria S. Trost, Bradley E. Cranch, Glenn A. Coffin, Reid Heinrichs, R. Scott Cooper, Mayor Ken Schauder, Solicitor R. Rex Herder. Councilors Glenn Gurney, Brent McCurdy and Jeffrey Elsing were excused.

MINUTES

On a motion by Ric Asplundh, seconded by Mark Pennink, Council voted unanimous approval of the May minutes.

TREASURER'S REPORT

Treasurer Vikki Trost reported General Fund Revenue for May was \$107,988.18. General Fund Expenses were \$72,043.45. Net Income was \$35,944.73.

Sewer Fund Revenue for May was \$108,265.82. Sewer Fund Expenses were \$22,710.99. Net Income was \$85,554.83.

Today PLGIT paid .56%. PLGIT I-Class paid .73%.

Included in the General Fund cash receipts were:

\$	49,149.14	in Real Estate Tax receipts
\$	8,340.93	in Local Services Tax receipts
\$	42,356.24	in Earned Income Tax receipts
\$	2,033.23	in Comcast Cable Franchise Fee receipts
\$	3,356.13	in Verizon FIOS Franchise Fee receipts
\$	30.00	in Police Report receipts
\$	200.00	in Planning Application Fees
\$	1,248.51	in Fines
\$	1,244.00	in Building Permit receipts
\$	10.00	in Fireworks Contributions

Included in the Sewer Fund Cash Receipts were:

\$	29,833.34	in Category 2 Usage receipts
\$	63,299.00	in Category 3 Usage receipts
\$	8,833.00	in Category 4 Usage receipts
\$	5.66	in Finance Charge receipts
\$	25.00	in Sewer Certification receipts
\$	10.68	in Administrative Fees
\$	6,259.14	in Masons Mill Usage Fee receipts

TAX COLLECTOR

Tax Collector, Bradley Cranch reported \$74,155.20 in Real Estate Taxes collected in May; \$45,073.39 remains uncollected.

BILLS

On a motion by Aurelle Genzlinger, seconded by Mark Pennink, 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

Executive Session May 15, 2017

Vice President Duane Hyatt reported that an Executive Session was held on May 15, 2017 at 6:30pm to discuss a personnel matter.

Proposed Gerrymandering Resolution

Mr. Hyatt opened the discussion on the proposed Gerrymandering resolution which was presented to Borough Council last month. Council members received background information during the past month on the proposal which would support amending the Pennsylvania Constitution, preventing what is known as gerrymandering in the redistricting process for political representatives throughout the state. Solicitor Herder reminded Council that this resolution is only a show of support for the Constitutional amendment. Several residents spoke in support of the resolution which was provided to Council from a group known as Fair Districts PA. Mr. Hyatt suggested that Council table the vote on the resolution until the next meeting.

Councilman Ric Asplundh made a motion to adopt the Gerrymandering Resolution as presented which was seconded by Councilwoman Aurelle Genzlinger. Mr. Hyatt stated that he would like to read the legislation and include the absent members of Council in the vote. Mr. Pennink stated that he would like more time to read the documentation and legislation. Mr. Hyatt called for a vote on the motion made and seconded. Councilwoman Aurelle Genzlinger and Councilman Ric Asplundh voted in the affirmative; Councilman Mark Pennink and Councilman Duane Hyatt voted against, creating a tie.

On the advice of the Solicitor the mayor cast a vote to break the tie. The Mayor voted no, and the motion failed.

Note: subsequent to the meeting the Solicitor informed Council that under the Home Rule Charter the Mayor is not authorized to cast a vote to break a tie. Thus, the vote should have been two to two, in which case the motion also would have failed. After discussion amongst Council and members of the public, it was determined that the motion would be reintroduced and reconsidered at the July meeting.

Mr. Asplundh made a motion to include the proposed resolution on the July meeting agenda, which was seconded by Duane Hyatt. Members of Council voted unanimously in favor to include the proposed resolution on the July meeting agenda.

MAYOR'S REPORT - None

POLICE CHIEF'S REPORT

Chief Glenn Coffin reported the following activity for the month of May:

Citations Issued	Traffic 32, Non Traffic 3	35
Alarms		15
Assist to Bryn Athyn Fire/Ambulance		11
Assist other Police Agencies		28
Assist Citizens		9
Complaints concerning Animals		1
Reports of Suspicious Circumstances		19
Special Traffic Details		26
Miscellaneous Complaints		119
Vehicles checked for Ownership or warned for Motor Violations		73
Vehicle Accidents		6

On May 2, 2107 at 12:34am police assisted a Bristol woman who became lost while transporting her son to the Horsham Clinic for a voluntary evaluation.

On May 3, 2017 police received a report of found car keys near the Bryn Athyn Cemetery on Quarry Road. The owner of keys was located and they were returned.

On May 3, 2017 police received a report of a missing person from Masons Mill Business Park. A 97 year old man who was attempting to drive to Holy Redeemer Hospital was found in South Brunswick, NJ, approximately 8 hours later still driving and in good health. He was located by tracking his cell phone.

On May 13, 2017 at 8:36pm, police charged an 18 year old Royersford man with Defiant Trespass after he was found climbing the scaffolding at the Bryn Athyn Cathedral.

On May 16, 2017 at 12:21am police investigated two suspicious vehicles in the Bryn Athyn Cemetery. Investigation led to the seizure of drug paraphernalia and several empty heroin packets were recovered. Two suspects were charged with Possession of Drug Paraphernalia and Trespassing. One suspect was charged with Trespassing. None of the suspects were from our area.

On May 17, 2017 at 10:38am police investigated a 21 year old Philadelphia man passed out in his vehicle in the 600 block of Tomlinson Road. The man was charged with Possession of Drug Paraphernalia after several empty heroin baggies and one full heroin baggie was found during the search.

On May 18, 2017 police warned two Bryn Athyn College students for trespassing after they were found on the Cairncrest grounds at 2:49am.

On May 20, 2017 police responded to the Asplundh Fieldhouse for a disturbance. ANC Security requested police assistance for a report of a visitor was yelling at the Security Guard after receiving a parking ticket. No further action was taken.

On May 21, 2017 at 8:52pm police responded with the Bryn Athyn Fire Company for a fire call in the 3000 block of Buck Road. Upon arrival it was determined that a homeowner intentionally lit his shed on fire in an attempt to dispose of it. Police cited the homeowner with violating Borough Ordinance Chapter 40 regulating Outdoor Burning. The fire was extinguished.

On May 22, 2017, police received a delayed report of lost or stolen property from Suite 1101, Masons Mill Business Park which was missing a week ago. A patient is missing an Apple Watch valued at \$600.

On May 27, 2017 at 1:21pm police investigated a suspicious vehicle parked at Masons Mill Business Park. Police seized a suspended driver's license from a male sleeping in the vehicle.

On May 28, 2017 at 2:32am police stopped a vehicle that was weaving in the lane of traffic on Huntingdon Pike near Alnwick Road. The driver, a 32 year old Philadelphia woman, was suspected of DUI after failing field sobriety tests. Charges were filed after it was determined that her BAC was .17%.

On May 31, 2017 at 11:58am police responded to Masons Mill Business Park for a possible suicide threat. A 47 year old Huntingdon Valley man agreed to go to the hospital for evaluation.

FIRE CHIEF'S REPORT

Ken Schauder reported in the absence of Chief Zecher: 19 Fire Calls, 118 EMS Calls, 80 Transports to Hospitals and 13 DUI Blood Draws were reported during May.

It was noted that a citation was issued for violation of the Borough's Burning Ordinance for the shed fire which was intentionally set.

EMERGENCY MANAGEMENT REPORT

Scott Cooper reported that the 2017 Emergency Operations Plan Update has been submitted to Montgomery County.

Mr. Cooper added that the Emergency Management Team is monitoring the escaped convict situation and bear activity in nearby Bucks County.

SOLICITOR’S REPORT - None

BOROUGH MANAGER’S REPORT

Zoning Ordinance Update

Manager Vikki Trost reported that the Zoning Ordinance Update Committee has completed the update of the Zoning Ordinance and has forwarded copies to the Bryn Athyn Planning Commission and Borough Council. The Planning Commission will review the ordinance at their regular meeting on Tuesday, June 20 at 7:15pm. Members of Council are invited to attend; however, if more than three members will attend the meeting must be advertised as a joint meeting of Council and the Planning Commission. The Committee asked that members of Council submit questions and comments to Vikki Trost or Mark Arrimour by June 19 so that they can be included in the Planning Commission discussion.

PA State Association of Boroughs Conference

Mrs. Trost attended the PSAB Annual Conference in Hershey last month, reporting that it was a very useful and informative event. She was able to spend over an hour with our Representative Tom Murt discussing issues affecting the Borough. Representative Murt and his staff are always available to assist residents with state agencies and programs.

PUBLIC SAFETY COMMITTEE

In the absence of Chairman Jeff Elsing, Chief Coffin reported that Buck Road will be closed for the July 4th Fireworks from 8:30pm – 10:30pm; Tomlinson Road will be closed from 10am – 12pm for the July 4th parade.

Mayor Schauder added that the Philmont Avenue bridge near Tomlinson Road will be closed in the near future for repairs. No date is available for that closure.

PUBLIC WORKS COMMITTEE

Chairman Mark Pennink reported that the joint paving bid with Lower Moreland has come in within the budget.

FINANCE COMMITTEE

Chairman Duane Hyatt reported that the Committee met and worked on a letter concerning increasing pension costs to be sent to our PA Representatives as well as other municipalities.

LAND USE AND NATURAL RESOURCES/ SHADE TREE COMMITTEE - None

PUBLIC RELATIONS COMMITTEE - None

ADMINISTRATIVE COMMITTEE - None

PLANNING COMMISSION REPORT

Bryn Athyn Church School Land Development Application – Basketball Court

Chairman Russ Cooper reported that the Bryn Athyn Church School plans to install a 30ft. x 30ft. basketball court in the courtyard at the Elementary School. Grading will be required surrounding the proposed paved area. The applicant is working with the Zoning Officer on required permits. There are no lot setback issues.

On a motion by Ric Asplundh, seconded by Aurelle Genzlinger, Council voted unanimously in favor to approve the Bryn Athyn Church School land development application for construction of a basketball court.

ZONING OFFICER

Vikki Trost reported no zoning permit applications were filed in May. Five building permits were issued.

The Zoning Hearing Board meeting on May 30 was cancelled because the Zoning Hearing Board Solicitor determined that a variance was not required in the current Zoning Ordinance for a change of an existing non-conforming set-back dimension.

SEWER ADMINISTRATORCollege Park Pump Station Update

Reid Heinrichs reported that the Sewer Committee approved improvements to the existing piping and ventilation system at the pump station, along with replacement of the seals on the wet well doors.

Mr. Heinrichs presented 4 proposals to resolve the long-standing odor problem at the Sycamore Road pump station.

1. Coyne Chemical submitted a proposal to dose the wet-well with a product called "Endimal SH". Mr. Heinrichs consulted with Richard Greer, former Sewer Administrator, who explained that the solution was previously attempted without success. This product treats the water in the wet-well; however it is the air that needs to be treated for odor, not the water.
2. Vapor Technologies proposed a chemical air scrubber that utilizes sodium hypochlorite, which is a product that is already in use at the sewage treatment plant. The cost of the sodium hypochlorite is approximately \$2.00 per gallon. The air scrubber will use about 10 gallons of sodium hypochlorite every three weeks. The annual cost for the chemical is less than \$400.

The cost for the air scrubber is \$9,250 including shipping. The unit is 3ft. x 3 ft. x 6ft. 8in. high. The decibel level is 74 which is low. The unit can clean 135 CFM (cubic feet per minute) and uses standard 120 volt electric service.

3. Carbtrol sells a powered filtration system which utilizes activated carbon, each drum lasting three and one-half years. Richard Greer reported that he tried this system and the drum lasted six months. A drum of activated carbon is estimated to cost \$1,800.
4. BioAir sells an air scrubber that uses biology to scrub the air and guarantees results. The system utilizes water requiring installation of water service at the site. Annual cost consists of a biological powder estimated at \$400 and water usage.

Two units are proposed:

EcoPure Mini Reactor costs \$68,100 including shipping

EcoPure EP\$.5 Reactor costs \$62,800 including shipping

Both units have a decibel range between 70 and 75. Neither unit price includes the cost of installation which includes water service installation, electrical connections and pouring a concrete slab.

Council asked if the Sewer Committee has a recommendation for Council. Mr. Pennink responded that the Committee needs to review the proposals. Council requested that the Sewer Committee present a recommendation at the next meeting in July. In order to avoid further delay in resolving the odor problem, Council discussed authorizing the Sewer Committee Chair to enter into a contract, under the bidding threshold, if the desired system comes in within the amount budgeted for the project.

On a motion by Duane Hyatt, seconded by Aurelle Genzlinger, Council voted unanimously in favor to authorize the Sewer Committee Chairman to enter into a contract provided that the cost of the solution is within the 2017 Budget allocation for the project.

Sewage Treatment Plant

Mr. Heinrichs reported that the concrete pad for the installation of the new blower units was poured last month. Blower installation is underway.

BOROUGH ENGINEER - None

OLD BUSINESS - None

NEW BUSINESS - None

QUESTIONS OR COMMENTS FROM THE FLOOR

Kirstin Gyllenhaal said the “bridge closed” signs that were placed in front of her house are blocking the road. Mrs. Gyllenhaal asked if they could be relocated.

Russ Cooper reported that the “bridge closed” sign at Alwick Road and Huntingdon Pike blows down regularly falling into the street. Mark Pennink will ask Gerry Bostock to look into the sign issues.

Rob Nash expressed his thanks to Borough Council and employees for the work they do on behalf of the citizens of the Borough.

Councilor Aurelle Genzlinger requested to be excused from the July and August meetings.

There being no further business presented, the meeting was adjourned at 8:07pm.

Council's next regular meeting will be held on Monday, July 10, 2017 at 7:00pm in the Borough Hall.

Victoria S. Trost
Secretary