



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

***COUNCIL CHAMBER***  
**February 6, 2017**

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  
Duane D. Hyatt

Brent McCurdy  
Mark Pennink  
Aurette Genzlinger

ALSO: Victoria S. Trost, Glenn A. Coffin, Reid Heinrichs, R. Scott Cooper, Mayor Ken Schauder, Solicitor R. Rex Herder.

**MINUTES**

*On a motion by Brent McCurdy, seconded by Ric Asplundh, Council voted unanimous approval of the January minutes, correcting the date on Ordinance #680 from January 2, 2017 to January 3, 2017 on page 6.*

**TREASURER'S REPORT**

General Fund Revenue for January was \$28,202.73. General Fund Expenses were \$98,039.25. Net Income was -\$69,836.52.

Sewer Fund Revenue for January was \$147.00. Sewer Fund Expenses were \$19,757.29.

Net Income was -\$19,610.29.

Today PLGIT paid .45%. PLGIT I-Class paid .60%.

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

\$	10,696.68	in Prior Year Real Estate Tax receipts
\$	1,330.86	in Local Services Tax receipts
\$	5,648.82	in Earned Income Tax receipts
\$	6,615.00	in Transfer Tax receipt
\$	137.94	in Interest Income
\$	535.00	in Building Permit receipts
\$	125.00	in Zoning Permit receipts
\$	412.22	in Fines
\$	50.00	in Copier Usage receipts
\$	45.00	in Police Report receipts
\$	1,354.77	in Refunds of Prior Year Expenses
\$	20.00	in Fireworks contributions
\$	1,207.44	in Insurance Dividends

Included in the Sewer Fund Cash Receipts were:

\$	147.00	in Lower Moreland Usage fees
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**TAX COLLECTOR - None**

**BILLS**

*On a motion by Duane Hyatt, seconded by Glenn Gurney, 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**

2017 Operations List

President Jeff Elsing presented the revised 2017 Operations List and reminded Council members whose term ends in 2017 to file nomination petitions in time for the May Primary Elections.

Mr. Hyatt suggested that another member of Council should be appointed to the Administrative Committee. Mr. Elsing will join the Administrative Committee.

It was noted that two vacancies exist on the Civil Service Commission.

**MAYOR’S REPORT - None**

**POLICE CHIEF’S REPORT**

Citations Issued	Traffic 31, Non Traffic 1	32
Alarms		8
Assist to Bryn Athyn Fire/Ambulance		9
Assist other Police Agencies		54
Assist Citizens		10
Complaints concerning Animals		3
Reports of Suspicious Circumstances		17
Special Traffic Details		31
Miscellaneous Complaints		102
Vehicles checked for Ownership or warned for Motor Violations		54
Vehicle Accidents		1

On January 1<sup>st</sup>, police received a report of a missing person from the 2800 block of Buck Road. The EMSWAT Team assisted with our search due the possibility of the person being armed. The missing person was found deceased in the Bryn Athyn Cemetery the following morning. There were no signs of foul play; the Coroner’s office was notified.

On January 10<sup>th</sup> police assisted a resident in the 2900 block of King Road regarding possible fraud which was determined to be unfounded.

On January 13<sup>th</sup> & 14<sup>th</sup> police assisted LMPD with a 43-year-old Philadelphia man who was found operating his vehicle on the Pennypack Trail. The man was involuntarily committed to Montgomery County Emergency Services.

On January 18<sup>th</sup> police received a report of a missing person from Bryn Athyn College. Person was located and safe without further incident.

On January 23<sup>rd</sup> police received a report of a child custody dispute in the 2900 block of King Road.

On January 21<sup>st</sup> police received a report of a possible computer scam of a resident in the 2900 block of Buck Road.

On January 21<sup>st</sup> police charged a 19-year-old Warminster man with DUI after he was found asleep in his vehicle on Masons Mill Road near Byberry Rd. Driver's vehicle was still in drive and his foot was on the brake. BAC was .146%.

On January 27<sup>th</sup> police charged a 17-year-old juvenile from Furlong, PA after it was discovered that he was drinking and intoxicated while attending a hockey game at the Junge Pavilion.

On January 28<sup>th</sup> police received a report of a missing student from Bryn Athyn College. The student was located safe in Upper Moreland Township shortly thereafter without further incident.

On January 30<sup>th</sup> police received a report of Access Device Fraud in the 600 block of Dale Road. Unknown person(s) possibly cloned a resident's credit card and used it on three occasions to obtain \$1,410.00.

### **FIRE CHIEF'S REPORT**

Mayor Ken Schauder reported in the absence of Chief Zecher. Mayor Schauder reviewed the 2016 activity report pointing out that DUI Blood Draws brought in \$12,000 in additional revenue.

Mayor Schauder reported 18 Fire Calls in January; 14 in Lower Moreland and 3 in Bryn Athyn and 108 EMS Calls in January; 68 in Lower Moreland and 11 in Bryn Athyn. 71 patients were transported; 54 from Lower Moreland and 7 from Bryn Athyn.

Mayor Schauder reported that after their legal battle in the past few years, the PA Legislature has passed a law allowing EMS services to perform the DUI blood draws.

### **EMERGENCY MANAGEMENT REPORT - None**

**SOLICITOR'S REPORT - None**

**BOROUGH MANAGER'S REPORT**

2017 Fee Schedule

Vikki Trost reported that a draft of the fee schedule with proposed changes to the building permit fees was sent to the Administrative Committee for review.

Medical Marijuana in Pennsylvania

Mrs. Trost attended a seminar last week on the impact of the medical marijuana law on municipalities.

Cyber Security

Mrs. Trost attended a seminar last month presented by Homeland Security on Cyber Security.

Workers Comp Audit

An audit was completed for workers compensation insurance for the period July 2015-June 2016.

Document Management System

The new copier came with a free document management system. We are now able to scan documents that are searchable.

**PUBLIC SAFETY COMMITTEE - None**

**PUBLIC WORKS COMMITTEE**

Chairman Mark Pennink reported one snow event in January and the completion of the replacement of the pedestrian bridge on Buck Road.

**FINANCE COMMITTEE**Police Car Purchase

Chairman Duane Hyatt reported that the Finance Committee had prepared a recommendation for the January meeting regarding the proposed purchase of a new police car. The recommendation consisted of three options:

1. Recommend vehicle purchase as planned;
2. Ask Chief Coffin to answer specific questions from the Committee and make purchase decision at this meeting;
3. Flip cars – Chief's lower mileage vehicle convert to patrol car – and proceed with review of vehicle purchase schedule

Mr. Hyatt reported that the Committee received Chief Coffin's responses to the questions posed, however, the Committee recommends waiting one year to purchase another vehicle while amending the vehicle plan to keep cars in service for at least 100,000 miles as other police departments do. The current vehicles are a 2014 Ford Explorer Patrol Car with 80,000 miles and a 2013 Ford Explorer with 20,000 miles. The patrol vehicle would be replaced every 4 years and the Chief vehicle would be replaced every 7 years. The annual contribution to the police car reserve fund would need to be increased from \$7,000 to \$10,500-\$11,000. The vehicles can be flipped as needed to balance use between the two cars. Mayor Schauder noted that the fire trucks have hour meters that are used to determine life spans of vehicles. It was noted that the police cars have meters, but Chief Coffin doesn't know how to use the meters.

Taking the increase in the cost of police vehicles, trade-in values and costs to outfit new cars into consideration, Chairman Hyatt recommended the new purchase plan. ***Council agreed with Mr. Hyatt's recommendation to delay purchase of a new police car to 2018.***

Mr. Hyatt added that the Finance Committee has authorized Chris Carter to draft a letter to our state representatives to allow municipalities to offer other than defined benefit plans to police officers. The letter will be reviewed before it will be mailed.

**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 one zoning permit application was filed and approved in January. Six building permits were issued. There were no applications to the Zoning Hearing Board in January.

**SEWER ADMINISTRATOR**

Reid Heinrichs reported

- The Sewer Committee authorized EEMA to study the odor problem at Sycamore Road Pump Station
- The positive displacement blowers and dissolved oxygen control system have been delivered. Installation is planned.
- First quarter 2017 bills have been mailed and are due on March 7.
- DRBC annual reporting completed
- PA DEP Annual Chapter 94 report completed
- Equalization project plans are proceeding

Chairman Glenn Gurney reported that Greg Capellano has offered to take aerial photos of the sewage treatment plant. These photos will be very useful for future planning at the plant.

Mayor Schauder expressed concerns about the odor problem resolution at Sycamore Road Pump Station. Mr. Heinrichs explained that Bill Brown, EEMA, will contact an associate at Coyne Chemical to assist in determining the problem prior to the purchase of an air-scrubber. All efforts will be documented. Mr. Heinrichs noted that the Nash's will text him every time there is an odor which will be documented and will assist in the resolution of the issue. Mr. Pennink noted that there is not much space at the pump station, it is private property and we must be sure that the fix will work.

**BOROUGH ENGINEER - None**

**OLD BUSINESS**

Zoning Ordinance Update

The Zoning Ordinance Committee submitted recommendations for Council’s review as the update progresses. Members of Council emailed comments and questions to the Committee. Solicitor Herder explained that an email should have gone out explaining the Committee’s recommendations. Vikki Trost will make sure that the email is distributed immediately. Mr. Herder added that the Municipalities Planning Code outlines the procedure for amending zoning ordinances which involve a series of public meetings for comments by Council and the public. Mr. Herder explained that the question of eliminating special exceptions for educational, religious and philanthropic use as currently exists in the 1982 Zoning Ordinance has no applicability to the Ordinance as there is no criteria in the Ordinance relating to granting this special exception. Solicitor Herder will distribute his explanation of this issue to Council. Mr. Herder added that the issue cannot be discussed at this meeting without members of the Zoning Ordinance Committee present.

**NEW BUSINESS**

Byberry Road Bridge Replacement

Council members were notified of the planned replacement of the Byberry Road bridge replacement near the Masons Mill Business Park. Council agreed that Secretary Trost will complete the documents necessary to list the Borough as a consulting party for this project.

**QUESTIONS OR COMMENTS FROM THE FLOOR**

Gerald Bostock urged Council members up for re-election to file nomination petitions to avoid the need for write-in votes.

There being no further business presented, the meeting was adjourned at 8:22 pm.

Council’s next regular meeting will be held on Monday, March 13, 2017 at 7:00pm in the Borough Hall.

Victoria S. Trost  
Secretary