



Voting Delegate Resolution Packet

Resolutions
with Recommendations to
the
PSAB Membership
for
2017 Resolutions & 2014 Reauthorizations

May 10, 2017

Resolution 2017-1 (submitted by Lycoming/Sullivan County Boroughs Association)

BE IT RESOLVED, that PSAB pursue legislation on body camera policy uniformity that police departments are now using to protect enforcement of our state and municipal laws.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption

Resolution 2017-2 (submitted by South Central County Boroughs Association)

BE IT RESOLVED, that PSAB support SB 159 and similar legislation which requires home improvement contractors to provide proof of worker's compensation insurance thereby protecting the levels of the Uninsured Employer's Guarantee Fund.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption

Resolution 2017-3 (submitted by Bellfonte Borough)

BE IT RESOLVED, that PSAB support legislation charging municipalities over 4,000 in population utilizing state police service a \$25 per person fee.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption as amended.

Recommendation from Resolution & Policy Committee: Recommends Adoption as amended.

Resolution 2017-4 (submitted by Lycoming/Sullivan County Boroughs Association)

BE IT RESOLVED, that PSAB seek to protect municipalities from additional EPA regulations (MS-4 permitting) on the Chesapeake Bay initiatives.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption

Resolution 2017-5 (submitted by Lycoming/Sullivan County Boroughs Association)

BE IT RESOLVED, that PSAB seek legislation on funding for municipalities who have county, state and federal facilities in their communities that are exempt from taxation.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption as amended.

Resolution 2017-6 (submitted by Adams County Boroughs Association)

BE IT RESOLVED, that PSAB support legislation amending Local Option Small Games of Chance law (Act 92-2013) to remove the aggregated monetary prize limit.

Recommendation from Resolution & Policy Steering Committee: No Recommendation for Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption

Resolution 2017-7 (submitted by Perry County Boroughs Association)

BE IT RESOLVED, that PSAB seek legislation which increases the threshold required to petition the Court of Common Pleas in Section 818 of the Borough Code from 5% to 15%.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption

Resolution 2017-8 (submitted by Adams & Lycoming Sullivan County Boroughs Associations)

BE IT RESOLVED, that PSAB continue to pursue legislation enabling electronic speed control devices such as radar & lidar for purposes of speed control by municipal police agencies.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption

Resolution 2017-9 (submitted by Allegheny County Boroughs Association)

BE IT RESOLVED, that PSAB continue to seek legislation increasing compensation schedules for elected borough officials which have not been revised for over 21 years.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Neutral on Adoption.

Resolution 2017-10 (submitted by Trumbauersville Borough)

BE IT RESOLVED, that PSAB oppose any efforts by Distributed Antenna Systems (DAS) providers or communications tower/antenna contractors to exempt these facilities from municipal land use and rights of way regulation or to grant them utility status or right to the use of eminent domain.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption

Resolution 2017-11 (submitted by Trumbauersville Borough)

BE IT RESOLVED, that PSAB calls on the PA General Assembly to re-evaluate the Covered Devices Recycling Act of 2010 and seek changes to help correct its failure to foster recycling of electronic devices by residents by removing the manufacturer's weight quota or temporarily lifting the landfill disposal ban until a better solution is enacted.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption

Resolution 2017-12 (submitted by South Central County Boroughs Association)

BE IT RESOLVED, that PSAB seek legislation authorizing counties or councils of governments to levy reasonable fees on waste generated within their borders to pay for these required recycling programs; ~~and be it further RESOLVED that Act 101 be amended to eliminate the population density requirement for mandated recycling in municipalities over 5,000 population.~~

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption as amended.

Resolution 2017-13 (submitted by Waynesboro Borough)

BE IT RESOLVED, that PSAB seek legislation ~~that would implement a \$15 fee to amend Act 45/1999 to increase the current fee on construction or building permits issued under the authority of the Pennsylvania Construction Code Act to remediate blight in Pennsylvania communities.~~

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption as amended

Recommendation from Resolution & Policy Committee: Recommends Adoption.

Resolution 2017-14 (submitted by R&P Steering Committee)

BE IT RESOLVED, that PSAB seek legislation to provide funding for the provision of registration plate reader technology to be used for local law enforcement needs.

Recommendation from Resolution & Policy Steering Committee: Recommends Adoption

Recommendation from Resolution & Policy Committee: Recommends Adoption

Resolution 2017-15 (submitted by Chambersburg Borough)

BE IT RESOLVED, that PSAB support, protect and defend those boroughs of the commonwealth that own, operate and maintain not for profit community electric systems from any federal, state or county legislation leading to burdensome, unnecessary and expensive regulation; and be it further

RESOLVED, that PSAB vigorously oppose any legislative, regulatory or policy measure that seeks to manage the internal affairs, finances and interests of locally elected borough officials and their communities.

*****Recommendation from Resolution & Policy Committee:** Recommends Adoption

Resolution 2017-16 (submitted by Stoystown Borough)

BE IT RESOLVED, that PSAB seek legislation amending Acts 39 and 166 of 2016 to prohibit the on-premises consumption sale of any alcoholic beverage within the limits of any dry municipality; and be it further

RESOLVED, that this legislation include an amendment enabling municipalities the local option of placing a question on the ballot to prohibit sales for on-premises consumption.

*****Recommendation from Resolution & Policy Committee:** Recommends Adoption.

*****Submitted as Delinquent and have passed Resolutions & Policy Committee via two, two-third majority votes.**

PSAB STANDING 2014 RESOLUTIONS UNDER REAUTHORIZATION

The following is a listing of standing 2014 PSAB Resolutions slated to expire unless reauthorized by the full Resolution & Policy Committee. *Resolutions which have been reauthorized (RA-14) from 2011 will be edited only to a narrative format and placed in the Municipal Policy Statement.*

Resolution 2014-1

BE IT RESOLVED, that PSAB supports and affirms the police powers of municipalities throughout the Commonwealth to assess reasonable and sufficient fees to recover true and actual costs resulting from managing, maintaining and preserving municipal right-of-ways; and

BE IT FURTHER RESOLVED, that PSAB support municipal police powers to establish necessary fee schedules, amended from time to time, to cover the true and actual costs resulting from maintaining these rights-of-ways.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-2

BE IT RESOLVED, that PSAB support the Pa State Mayors Association in its efforts to establish the use of municipal police radar and other electronic technologies for the purposes of safe vehicular traffic in all of our Commonwealth's municipalities.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-5

BE IT RESOLVED, that PSAB supports amendment to Section 1141 of The Borough Code adding the ability of borough council to enact the office of borough manager as one person, a partnership, an association or professional corporation; and **BE IT FURTHER RESOLVED** that PSAB encourage boroughs to explore opportunities enabled by regional cooperation and shared municipal management services.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-6

BE IT RESOLVED, that PSAB seek legislation to amend The Borough Code Section 1302 increasing the cap of 30 mills levied for general borough purposes to 35 mills prior to petitioning the court for an additional 5 mills.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-7

BE IT RESOLVED, that PSAB closely engage the Pennsylvania Department of Transportation as it implements various programs resulting from Act 89 of 2013; and

BE IT FURTHER RESOLVED that the association exercise discriminating diligence and involved oversight in the expansion of the Dirt, Gravel and low volume local roads program, appropriate distributions from the newly created multi-modal fund, a fair implementation of the Traffic Signal, bridge bundling and the fee for local use programs.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-8

BE IT RESOLVED, that PSAB support House Bill 1607, an amendment to the PA Underground Utility Protection Law (One Call), which seeks to transfer the enforcement of the law from the PA Department of Labor & Industry to the Pennsylvania Public Utility Commission and eliminates all exemptions under the law; and

BE IT FURTHER RESOLVED, that if any interest groups retain their exemptions under the law, PSAB will oppose the bill.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-9

BE IT RESOLVED, that PSAB support Senate Bill 444 and similar legislation which comprehensively amends the Right-to-Know law; and

BE IT FURTHER RESOLVED that PSAB seek amendments to the Right-to-Know law that capture municipal costs & administrative expense resulting from requests from commercial interests.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-10

BE IT RESOLVED, that PSAB support House Resolution 100 and similar legislation which provides for a comprehensive cost review of the financial impact of the 2008 Right-to-Know Law changes which resulted in several unintended consequences.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-11

BE IT RESOLVED, that PSAB support Senate Bill 733 and similar legislation which amends Title 45 (Legal Notices) affording municipalities the option to electronically publish Legal Notices on their own websites.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-12

BE IT RESOLVED, that PSAB support Senate Bill 1111 and similar legislation which splits the costs of arbitration evenly between parties in negotiations, promotes public arbitration proceedings and levels the playing field between labor and the municipality's ability to pay.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-13

BE IT RESOLVED, that PSAB pursue legislation which seeks to modernize the procurement process through P3 (Public-Private Partnership) contractual agreements; and

BE IT FURTHER RESOLVED that PSAB support House Bill 1838 and similar legislation which authorizes the development and implementation of municipal friendly P3 agreements.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-14

BE IT RESOLVED that PSAB support Senate Bill 985 and similar legislation which allows for an optional elimination of the position of local elected tax collector by municipal resolution.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-15

BE IT RESOLVED, that PSAB pursue legislation to provide reimbursement to boroughs for any and all costs incurred through the hiring, outfitting and training of its law enforcement officers should any such officer leave the employment of the hiring/training borough and come under the employ of another municipal law enforcement agency within a designated time period.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-16

BE IT RESOLVED that PSAB support House Bill 544 and similar legislation which amends the Recreational Use of Land liability law to expand its protections for landowners who allow their land to be used for recreational purposes like hunting, fishing and boating.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-17

BE IT RESOLVED, that PSAB oppose House Bill 1651 and any similar legislation which creates a single statewide pension system for police.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-19

BE IT RESOLVED, that PSAB urge Congress & the President to amend the Biggert-Waters Flood Insurance Reform Act of 2012 to delay the phase-in of full risk insurance rates; and

BE IT FURTHER RESOLVED, that PSAB urges Congress to enact S. 1926 and HR3370 of 2014 which would accomplish the necessary steps to mitigate the unintended consequences of the Biggert-Waters Flood Insurance Reform Act of 2012.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

Resolution 2014-20

BE IT RESOLVED, that PSAB urge Congress & the federal Department of Transportation to adopt tougher safety standards for existing DOT111 and new rail tank cars which travel through Pennsylvania boroughs on a daily basis transporting dangerous goods.

Recommendation from Resolution & Policy Steering Committee: Recommends Reauthorization

Recommendation from Resolution & Policy Committee: Recommends Reauthorization

RESOLUTIONS BEING PLACED INTO MUNICIPAL POLICY STATEMENT

Resolution 2011-01 (RA-14) “RA” designates re-authorization and the year of re-authorization

BE IT RESOLVED, that PSAB support legislation that would enable the creation of land banks for the conversion of vacant or tax-delinquent properties into productive use.

Resolution 2011-02 (RA-14)

BE IT RESOLVED, that PSAB support the passage of legislation which amends (Act 222 of 1955 Pa Human Relations Act) dealing with practices of discrimination because of race, color, religious creed, ancestry, age or national origin by employers, employment agencies, labor organizations, etc., as defined and seek to include “sexual orientation and gender identity or expression” in the protections encompassed by the Act.

Resolution 2011-03 (RA-14)

BE IT RESOLVED, that PSAB support legislation which removes the statewide mandate requiring automatic sprinkler systems in one and two family homes; and be it further

RESOLVED, legislation require home builders to offer the option of sprinkler systems in one and two family homes.

Resolution 2011-04 (RA-14)

BE IT RESOLVED, that PSAB seek amendment to the State Highway Law which caps the amount for bonding a bituminous road at \$12,500.

Resolution 2011-07(RA-14)

BE IT RESOLVED, that PSAB pursue legislation which will result in the collection of a severance tax on all natural gas extracted in the Commonwealth and that this severance tax will be shared by the boroughs all municipalities through which and in which such extraction and related activities occur.

Resolution 2011-09 (RA-14)

BE IT RESOLVED, that PSAB Government Affairs investigate the ability of boroughs to impose financial responsibility on the gas drillers for damage in their communities.

Resolution 2011-10 (RA-14)

BE IT RESOLVED, that PSAB address corporate tax structure requirements for companies in PA in order to increase job availability and new companies willing to relocate in PA.

Resolution 2011-11 (RA-14)

BE IT RESOLVED, that PSAB address opposition to with gas drillers making water withdraws from all surface water resources including, but not limited to the counties lakes, rivers and streams because of the potential for negative impact on water resources.

Resolution 2011-12 (RA-14)

BE IT RESOLVED, that PSAB support safety regulation to ensure high volume hydraulic fracturing is done in a manner that protects the environment.

Resolution 2011-13 (RA-14)

BE IT RESOLVED, that PSAB assist municipalities in addressing natural gas drilling problems in their communities such as contracts, horizontal drilling under borough property, noise abatement by pump stations and other equipment.

Resolution 2011-14 (RA-14)

BE IT RESOLVED, that PSAB pursue legislation to amend the Borough Code to allow boroughs to procure electric service from any public utility or electric generation provider without public bid.

Resolution 2011-15 (RA-14)

BE IT RESOLVED, that PSAB support legislation that requires a video recording of all metal purchases by salvage yards including the time, date, view of the face of seller as well as the materials themselves included in the transaction.