CALL TO ORDER

President Martin called the July 3, 2019 Board of Commissioners regular meeting to order at 6:30 p.m. A moment of silence was observed, and The Pledge of Allegiance was recited by all. Roll Call was taken by Mr. Fazekas.

CONSIDERATION/APPROVAL OF BOARD OF COMMISSIONERS MEETING MINUTES

President Martin asked for any comments or corrections to the Minutes of the June 5, 2019 Board of Commissioners meeting. There were none, and Commissioner Anderson made a MOTION to approve the Minutes of the June 5, 2019 Board of Commissioners meeting, SECONDED by Vice President Rigney. The motion carried unanimously.

PRESIDENT’S ANNOUNCEMENTS

There were no announcements.

PRESIDENT’S RECOGNITION OF VISITORS

There were no visitors signed in.

CONSENT AGENDA

There were no items for consideration.

PUBLIC SAFETY COMMITTEE

President Martin noted recent correspondence between the Engineer and Township administration regarding the concrete pad in front of the Fire Station. He said the contractor hasn’t been working this week and they are behind schedule. Mr. Fazekas said they are coming Friday and Saturday and they think they will be done by the completion date.
PLANNING & ZONING COMMITTEE

ZONING HEARING BOARD HEARINGS FOR JULY 11

There are no hearings scheduled.

HARB CASES SCHEDULED FOR JULY 16

There are no cases scheduled.

PUBLIC IMPROVEMENTS COMMITTEE

CONSIDERATION OF RESOLUTIONS ACCEPTING ADDITIONAL RIGHT-OF-WAY ALONG ALLENDALE ROAD

Mr. Fazekas noted that this agenda item was prompted because there are five properties along Allendale Road that the Township had to acquire additional right-of-way (ROW) from. He said a 1988 plan of the Ritchey property was approved conditional on them providing an additional 25 feet of right-of-way, but the Board of Commissioners never took official action to accept that dedication. He said it became critical now during the Allendale Road project because Mrs. Ritchey is contesting the location of a pole that PPL was going to place next to her mailbox. PPL gave her two options: (1) to leave the pole where it is proposed, or (2) put it next to her house. She didn’t like either option. She then talked to the Fishers on the opposite side of the road and she said they agreed to let it stay on their property with the transformer, which she didn’t want on a pole next to her house. These events happened even though PPL sent her a letter about it in February which she never responded to. The concern from PPL was that they wanted proof that the Township actually accepted the right-of-way. Mr. Fazekas said Mrs. Ritchey called yesterday and said she agreed to option 2, so the whole issue went away. He noted that there are also two others that must dedicated at some point and there may be more. He said Community Development Department is checking to see if there are others there or anywhere else, and Commissioner Castranio added that they are checking all the old Land Development and Subdivision Plans.

Commissioner Castranio made a MOTION to adopt Resolution #1007, a Resolution of the Township of Upper Allen, Cumberland County, Pennsylvania, Accepting Dedication of Additional Right-of-Way along Allendale Road from David A. Ritchey and Holly L. Ritchey, his Wife. SECONDED by Commissioner Cochran. The motion carried unanimously.

Commissioner Castranio made a MOTION to adopt Resolution #1008, a Resolution of the Township of Upper Allen, Cumberland County, Pennsylvania, Accepting Dedication of Additional Right-of-Way along Allendale Road from Robert L. Slagle. SECONDED by Commissioner Cochran. The motion carried unanimously.

Commissioner Castranio made a MOTION to adopt Resolution #1009, a Resolution of the Township of Upper Allen, Cumberland County, Pennsylvania, Accepting Dedication of Additional Right-of-Way along Allendale Road from Stonehedge Lane Associates. SECONDED by Commissioner Cochran. The motion carried unanimously.
SANITARY SEWER SYSTEM

Vice President Rigney alerted Board members that at the last Sewer Advisory Board (SAB) meeting they discussed the Canterbury project and it was felt by him and SAB members and staff that we need to segment the costs so the Sewer Department doesn’t pick up costs that rightfully belong to the Stormwater Authority. Mr. Fazekas said the budget for the Stormwater Authority did set aside $150,000 for stormwater improvements and we haven’t spent much to date, so we will separate it out.

ADMINISTRATIVE COMMITTEE

President Martin noted that on July 17 prior to the Board of Commissioners and Stormwater Authority meetings, there will be a Public Hearing at 5:30 on the Verizon Franchise agreement and another Public Hearing at 5:35 on a Conditional Use application. Once the Township receives the application fee for the appeal to the Code Enforcement Officer’s Determination of Property Maintenance Code Violations for 519 Lavina Drive, staff will request authorization to advertise that Public Hearing.

PARK AND RECREATION COMMITTEE

Commissioner Cochran said he thinks the Board should create ordinances for the parks. One issue to address is when someone rents a pavilion and someone else is there that didn’t rent it and they won’t leave, the Police Department can’t do anything because there isn’t any ordinance related to it. The second issue is that as our parks get nicer, more and more for-profit and not-for-profit organizations want to use it for free to make money for their organizations. He noted that today he saw a school bus from a Linglestown daycare field trip to our park. He said he doesn’t think we should allow people to use our parks to make money without getting charged. Another organization is Soccer Shots, which comes in and takes a corner of the park, never asks, or registers, or pays anything. He said the fee for a child for a week-long, 2-hour daily session is around $150. He said he also thinks we need an ordinance that says use of our parks by any group or organization without prior written approval is specifically prohibited, with the first offense being a fine and the second offense being criminal trespassing charges. Mr. Fazekas also suggested penalties if we close a field and people use it anyway. Commissioner Cochran noted that Field A at Friendship Park is closest to the parking lot, then Field B, and Field C is back in the corner. He said our Parks Department is doing a fabulous job in bringing the fields back. He said they have rehabbed Field A and closed Field B, and he saw kids playing on Field B. He said we don’t have an ordinance authorizing staff to shut down fields to apply insecticide and fertilizer and to keep people off of them. He said he thinks we need rules for the parks that we can enforce.

Vice President Rigney said he thought the Park & Rec Board was addressing Soccer Shots a few years back, and Mechanicsburg Area Recreation Department Director Tonya Brown specifically said the way they handle it is to get any for-profits to become authorized under the Recreation Department and then they can appear in the Recreation brochure. Commissioner Cochran said we’ve taken over management of our parks and he doesn’t care what the Recreation Department does. He said they don’t have the right to tell people they can use our parks. Vice President Rigney said there are so many organizations to keep track of.
Because we took state money and grants, Commissioner Anderson questioned whether we can restrict groups. Solicitor Feinour said the provisions in grant awards are non-discrimination provisions, so you can’t restrict, but he thinks you can legitimately regulate and tier usage charges for use of them. Commissioner Anderson noted that her church’s daycare receives money from the state because they have below-poverty-level kids. She said maybe Linglestown is receiving state money for the same reason. Mr. Fazekas said we could restrict busses from parking at the parks, but Commissioner Cochran said he would rather regulate organizations using our property to make money, whether they are for-profit or not-for-profit, without prior written approval, instead of them sneaking in and making money by using our parks and the Township getting nothing. He said we have to let individuals have access and we can have resident versus non-resident tiers, for example. Commissioner Anderson said she is curious whether the Linglestown kids were handicapped. Mr. Fazekas said DCNR has a link to our park on their website because of the type of facility it is. President Martin commented that staff, the Park & Rec Board, and the Solicitor could start putting something together. Vice President Rigney mentioned that Cumberland County Sunday Rec League, a men’s Sunday softball league, formerly Hampden Senior Softball League, plays at Winding Hill Park. He said they changed their name after complaints that a Hampden Township league was playing at at Upper Allen Township park. Commissioner Cochran noted that it is his understanding that one of the people involved is a former Township employee. Mr. Fazekas said that individual helps with field maintenance for that group.

President Martin asked about the status of the Joint Recreation Agreement, and Mr. Fazekas said we are waiting for a meeting date.

Commissioner Cochran asked if we are making any progress on educational sessions for replacing the Police Chief. President Martin said it’s been discussed at Public Safety Committee meetings, and Susquehanna and Lower Allen Township’s public safety officers are willing to talk to the Board. Commissioner Cochran commented that you hire a police chief and he lasts a generation, and now the Board has the opportunity to change and should at least look at the choices. He said he doesn’t want to wait until the Chief is about to leave to start thinking about it.

**MISCELLANEOUS**

**TAX COLLECTION COMMITTEE UPDATE**

There was no report.

**CAPITAL REGION COG UPDATE**

There was no report.

**MUNICIPAL ADVISORY BOARD UPDATE**

There was no report.
PA STATE ASSOCIATION OF TOWNSHIP COMMISSIONERS (PSATC) UPDATE

Commissioner Cochran noted that we received over $3,000 back from UComp. He said that means our experience was better than expected.

SOLICITOR UPDATE

There was no report.

ADJOURNMENT

President Martin adjourned the meeting at 6:55 p.m.