

APOLACON TOWNSHIP

SUSQUEHANNA COUNTY, PENNSYLVANIA

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWNSHIP OF APOLACON, SUSQUEHANNA COUNTY, PENNSYLVANIA, PURSUANT TO THE INTERGOVERNMENTAL COOPERATION ACT PROVIDING FOR ENTERING INTO AN INTER-MUNICIPAL AGREEMENT BETWEEN THE MUNICIPALITIES OF APOLACON TOWNSHIP, BRIDGEWATER TOWNSHIP, CHOCONUT TOWNSHIP, FOREST LAKE TOWNSHIP, FRANKLIN TOWNSHIP, FRIENDSVILLE BOROUGH, JESSUP TOWNSHIP, LIBERTY TOWNSHIP, LITTLE MEADOWS BOROUGH, MIDDLETOWN TOWNSHIP, RUSH TOWNSHIP, AND SILVER LAKE TOWNSHIP FOR THE PREPARATION OF A COMPREHENSIVE PLAN .

WHEREAS, the Intergovernmental Cooperation Act, Act of December 19, 1996, P.L. 1158, No. 177, found at 53 Pa. C.S.A. 2301 et seq., provides that two or more municipalities in this Commonwealth may jointly cooperate in the exercise or performance of their respective governmental functions, powers or responsibilities; and,

WHEREAS, the Board of Supervisors of Apolacon Township, Susquehanna County, Pennsylvania, deems it to be in the best interests of and for the general welfare of the citizens and the residents of the Township to enter into a cooperation agreement with Apolacon Township, Bridgewater Township, Choconut Township, Forest Lake Township, Franklin Township, Friendsville Borough, Jessup Township, Liberty Township, Little Meadows Borough, Middletown Township, Rush Township, and Silver Lake Township (herein referred to as *Participating Municipalities*) for the preparation of a Comprehensive Plan; and,

WHEREAS, the Board of Supervisors will negotiate the terms and provisions of an *Inter-Municipal Cooperation Agreement for a Multi-Municipal Comprehensive Plan* with the Participating Municipalities; and,

WHEREAS, the Board of Supervisors desires to enter into an *Inter-Municipal Cooperation Agreement for a Multi-Municipal Comprehensive Plan* with the Participating Municipalities pursuant to the said Intergovernmental Cooperation Act;

NOW, THEREFORE BE IT ORDAINED AND ENACTED by the Board of Supervisors of Apolacon Township, Susquehanna County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same, to wit:

SECTION 1: Title. This ordinance shall be known and may be cited as the *Apolacon Township Ordinance Authorizing an Inter-Municipal Cooperation Agreement for a Comprehensive Plan*.

SECTION 2: Approval of Agreement for a Comprehensive Plan. The *Inter-Municipal Cooperation Agreement for a Comprehensive Plan* between the Participating Municipalities will be approved, adopted and authorized, provided that the Participating Municipalities, by appropriate official action, approve, adopt and authorize the execution of the same Agreement.

SECTION 3: Terms of the Agreement for a Comprehensive Plan.

- A. Purpose and Conditions - The *Inter-Municipal Cooperation Agreement for a Comprehensive Plan* shall provide only for the cooperative preparation of the *Plan* and method of adoption of the *Plan* by each Participating Municipality, and for ongoing *Plan* monitoring and certain *Plan* implementation actions. *Plan* adoption and adoption of associated ordinances shall remain the sole prerogative of each Participating Municipality.
- B. Organizational Structure - The Northern Tier Coalition Planning Committee, comprised of one representative and one alternate representative from each Participating Municipality, will be created by

the *Inter-Municipal Cooperation Agreement* to implement the agreement.

- C. Financing - Each Participating Municipality will provide funding to finance the agreement in accord with the cost sharing formula which has been agreed to by the Participating Municipalities.
- D. Term - The *Agreement* will remain in effect until terminated by the written consent of at least seventy-five percent of all Participating Municipalities.
- E. Group Insurance and Employee Benefits - The entity created under this Section shall be empowered to enter into contracts for policies of group insurance and employee benefits, including social security, for its employees.
- F. Other Measures - The Board of Supervisors may, by resolution, take such other joint measures as may be appropriate to implement the plans prepared under the terms of the *Inter-Municipal Cooperation Agreement for a Comprehensive Plan*.

SECTION 4: Provision for Implementation Resolutions. The Board of Supervisors of Apolacon Township may, by resolution, adopt procedures and regulations to implement the Agreement approved by the Participating Municipalities, pursuant to the Intergovernmental Cooperation Act, Act of December 19, 1996, P.L. 1158, No. 177, found at 53 Pa. C.S.A. 2301 et seq.

SECTION 5: Severability. The provisions of this Ordinance shall be severable, and if any of the provisions hereof shall be found to be invalid or unenforceable, the remaining provisions of this Ordinance shall remain in effect.

SECTION 6: Repealer. All ordinances or parts of ordinances or resolutions conflicting or inconsistent with any of the provisions of this ordinance are hereby repealed insofar as same affect this ordinance.

SECTION 7: Effective Date. This ordinance shall take effect five (5) days after the date of its enactment.

ORDAINED AND ENACTED into an Ordinance at a regular meeting of the Board of Supervisors of Apolacon Township, Susquehanna County, Pennsylvania, this ____ day of _____, 2002.

ADOPTED BY ALL NORTHERN TIER COALITION MUNICIPALITIES