

**RESOLUTION FOR INTERGOVERNMENTAL EMERGENCY COOPERATION**

**RESOLUTION # 2023-005**

**A RESOLUTION AUTHORIZING TWO OR MORE MUNICIPALITIES TO AGREE TO DELEGATE MUNICIPAL POWERS TO ONE LOCAL EMERGENCY MANAGEMENT COORDINATOR FOR LOCAL EMERGENCY MANAGEMENT COORDINATION OF THE PENNSYLVANIA EMERGENCY SERVICES CODE 35 PA.C.S SECTION 7101 ETSEQ. AS AMENDED AND PA C.S. 7503(1) AND HAS DETERMINED THAT PARTICIPATION WILL BE BENEFICIAL AND CONVEINIENIT FOR IT'S RESIDENTS BOTH IN TERMS OF COST EFFICIENCY OF ADMINISTRATION OF ALL OF WHICH PROTECT AND PRESERVV THE HEALTH, SAFETY AND WELFARE OF IT'S CITIZENS;**

**WITNESSETH:**

**WHEREAS**, the Borough of Patterson Heights, Township of Patterson, and the Township of White located within the County of Beaver, Pennsylvania;

**WHEREAS**, the Municipalities recognize that the growth and development in Beaver County in general, and in geographic limits of the municipalities in particular, their responsibility for the protection of their citizens in the case of disaster; and

**WHEREAS**, the Municipality of the Borough of Patterson Heights, Township of Patterson, and the Township of White have recognized the coordinating of the Pennsylvania Emergency Management Code through a Resolution of the municipalities would be beneficial for its residents and would protect and preserve the health, safety, and welfare of its citizen, and

**WHEREAS**, the Municipality of the Borough of Patterson Heights, Township of Patterson, and the Township of White have recognized the administration of the Pennsylvania Emergency Management Code would be best undertaken through the appointment of one trained professional Emergency Management Coordinator; and

**WHEREAS**, the Municipality of the Borough of Patterson Heights, Township of Patterson, and the Township of White shall provide all normal and appropriate management/coordination of the Pennsylvania Emergency Management Services Code within the geographic limits of said Municipalities, on the same basis as the services that area provided within the geographic limits of each municipality.

The Municipality of the Borough of Patterson Heights, Township of Patterson, and the Township of White shall have those powers and abilities as appertain to municipal officers under the laws of the Commonwealth of Pennsylvania or the Rules of the Supreme Court, or the Ordinances of the municipality relating to the coordinating of the Pennsylvania Emergency Management Services Code.

**WHEREAS**, the Act of July 12, 1972, P.L. 762 as amended, 53 P.S. § 481 et seq., also known as the Intergovernmental Co-operations Act, permits Municipalities to enter into agreements to cooperate in the performance of their respective functions, powers or responsibilities.

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Patterson as follows:

### Section 1. Parties and Purpose

Township of Patterson, hereby resolve to enter into an intergovernmental cooperation agreement with Borough of Patterson Heights and the Township of White, and such other municipalities as would desire to enter into an intergovernmental cooperation agreement in the future, and hereby agree that the Joint Emergency Operation Center will serve as the emergency operations center for each municipality that signs the intergovernmental cooperation agreement.

### Section 2. Conditions of Agreement

The conditions of the intergovernmental cooperation agreement to be entered into between the participating municipalities and the county are described below as follows:

- A. The municipalities agree that they shall adopt and declare the joint Emergency Operations Plan (EOP) to be the emergency operations plan of each of their municipalities for the purpose of fulfilling the requirements in the Emergency Management Services Code, 35 PA C.S. § subsection 7503 (1) of the emergency management plan for each of their municipalities.
- B. Each municipality shall annually review the joint Emergency Operations Plan and recommend changes, improvements or additional information to the plan in order to ensure that the plan adequately addresses the public safety and welfare needs of each municipality's residents.
- C. The municipalities agree that they shall adopt and declare the joint Emergency Operations Center (EOC) to be the emergency operations center of each of their municipalities for the purpose of fulfilling the requirements in Emergency Management Services Code, 35 PA C.S. § subsection 7503 (2) of the emergency management plan for each of their municipalities.

### Section 3. Duration of Agreement

The agreement shall be for an indefinite term. Any municipality can withdraw from the agreement upon one hundred and twenty (120) days' notice.

### Section 4. Purpose and Objectives of the Agreement

The purpose and objectives of the Agreement are to carry out all powers and duties set forth in the Emergency Management Services Code, 35 PA C.S. § 7503 as may be amended from time to time.

### Section 5. Organizational Structure

The organizational structure shall be governed and controlled by the terms and conditions of the Agreement as set forth in Section III of the Agreement as may be amended from time to time.

### Section 6. Real and Personal Property

Personal property may be acquired by the participating municipalities subject to the review and approval of each. No acquisition of real property is authorized.

Section 7. Benefits

There is no authority to hire employees; therefore, the entity created has no power to enter into contracts for group insurance or unemployment benefits.

Section 8. Repeal of Inconsistent Resolutions and Ordinances

All resolutions, or part of either, which are inconsistent herewith, are hereby repealed to the extent of such inconsistency.

Section 9. Invalidity

The invalidity of any part of the resolution shall not affect the validity of any other party to this Resolution.

Section 10. Registration with County

A copy of this resolution shall be filed with the Beaver County Emergency Management Agency and shall remain in effect unless amended. Any amendments shall also be filed with the Beaver County Emergency Management Coordinator.

Section 11. Effective Date

The Resolution shall become effective upon enactment by the Township of Patterson.

Resolved and enacted by Township of Patterson, Beaver County, Pennsylvania, on this 16<sup>th</sup> day of February 2023.

BY: Paula J. Wagner  
President

ATTEST: Christin Lynn Madsen  
Township Secretary