

WINFIELD TOWNSHIP

Butler County, Pennsylvania

ORDINANCE # 204

AN ORDINANCE AUTHORIZING INTERGOVERNMENTAL COOPERATION BY ESTABLISHING MEMBERSHIP IN THE SOUTHWEST BUTLER COUNTY COUNCIL OF GOVERNMENTS AND ESTABLISHING THE CONDITION OF SAID MEMBERSHIP PURSUANT TO THE REQUIREMENTS OF ACT 180 OF 1972, 53 P.S. 481-490, AS AMENDED, OF THE COMMONWEALTH OF PENNSYLVANIA.

WHEREAS, Action 180 of 1972, P.S. 481-490, repealed absolutely the Act of May 21, 1943 (P.L. 340), 53 P.S. 471 ET SEQ., and became the law governing intergovernmental cooperation within the Commonwealth of Pennsylvania; and,

WHEREAS, Membership in the Southwest Butler County Council of Governments is the agency that Winfield Township has adopted to cooperate with other governmental or quasi-governmental units in the execution of those municipal functions deemed by Winfield Township to be accomplished best through cooperation with other governments or quasi-governmental units; and,

WHEREAS, Act 180 of 1972, 53 P.S. 481-490 intends that full recognition by the Commonwealth of Pennsylvania of an agent of intergovernmental cooperation requires said agent to be established by Ordinance by all cooperating units of government; and,

WHEREAS, Winfield Township desires the Southwest Butler County Council of Governments to be as useful as possible to Winfield Township and to the residents thereof;

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE LEGISLATIVE BODY OF WINFIELD TOWNSHIP IN A REGULAR MEETING DULY ASSEMBLED, AND IT IS HEREBY ORDAINED AND ENACTED BY AUTHORITY OF THE SAME;

Section 1. Membership

That Winfield Township join and be a member of the Southwest Butler County Council of Governments.

Section 2. Conditions of Agreement

That no action taken by the Southwest Butler County Council of Governments which creates a legal obligation, whether it be contractual, financial or otherwise upon a member municipality shall be binding upon a member municipality affected unless and until its municipal legislative body ordains, resolves or otherwise enacts the actions recommended by the Southwest Butler County Council of Governments, according to the procedure set forth in the appropriate municipal code and laws of the Commonwealth of Pennsylvania.

Section 3. Duration of Term

That this agreement stand in perpetuity.

Section 4. Purpose and Objectives

That the Southwest Butler County Council of Governments shall assist the member municipalities individually or collectively to execute their governmental responsibilities in as efficient and responsible a manner as possible; further that the Southwest Butler Council of Governments shall undertake such other projects related to municipal governments as the Board of Directors may direct, subject to the provisions of Section 2.

Section 5. Manner and Extent of Financing

That the Southwest Butler County Council of Governments be financed by annual dues paid by member municipalities and by funds obtained by the organization from public or private sources.

Section 6. Organizational Structure

That the Southwest Butler County Council of Governments be the Agent for Winfield Township in matters pertaining to this Agreement; that a legislative officer of each municipality be a representative of the Southwest Butler County Council of Governments, there shall also be appointed an alternate(s) from among the legislative body of that municipality to represent him (her) fully in his (her) absence; and that the Officers of the Southwest Butler County Council of Governments be authorized to act as they deem necessary, in accordance with its By-Laws; subject to Section 1 and to Section 5.

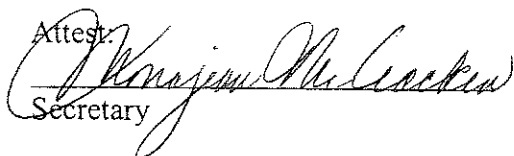
Section 7. Acquisition/Management/Disposal of Property

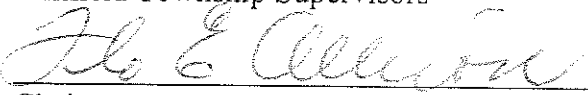
The real of personal property necessary to implement this Agreement be acquired, managed and disposed by the Southwest Butler County Council of Governments, in accordance with the By-Laws of the Councils of Governments and any laws or contracts which apply.

Section 8. By-Laws

That the By-Laws of the Southwest Butler County Council of Governments attached hereto and made a part hereof and hereby approved.

THIS ORDINANCE IS HEREBY ORDAINED AND ENACTED THIS 25 day of MARCH, 2004.

Attest:

Secretary

Winfield Township Supervisors

Chairman
