**RESOLUTION NO. 2023-03**

A RESOLUTION OF WARRIORS MARK TOWNSHIP, HUNTINGDON COUNTY, PENNSYLVANIA, APPROVING AND ADOPTING AN INTERMUNICIPAL AGREEMENT BETWEEN WARRIORS MARK TOWNSHIP, SPRUCE CREEK TOWNSHIP AND FRANKLIN TOWNSHIP, PROVIDING FOR THE CREATION OF A JOINT EMERGENCY MANAGEMENT COORDINATOR AND ESTABLISH PROCEEDURES FOR APPOINTMENT.

**WITNESSETH**

**WHEREAS,** Warriors Mark Township, Huntingdon County, Pennsylvania, has the authority, pursuant to 53 P.S. § 66507, and 53 Pa.C.S.A. § 2301 *et seq.* (the "Intergovernmental Cooperation Act"), to enter into agreements with other political subdivisions, in accordance with existing laws, in performing government powers and duties and functions and in carrying into effect provisions of law relating to subjects which are common to such political subdivisions; and

**WHEREAS,** Spruce Creek Township, Huntingdon County, has the authority, pursuant to 53 P.S. § 66507, and 53 Pa.C.S.A. § 2301 *et seq.* (the "Intergovernmental Cooperation Act"), to enter into agreements with other political subdivisions, in accordance with existing laws, in performing government powers and duties and functions and in carrying into effect provisions of law relating to subjects which are common to such political subdivisions; and

**WHEREAS,** Franklin Township, Huntingdon County, has the authority, pursuant to 53 P.S. § 66507, and 53 Pa.C.S.A. § 2301 *et seq.* (the "Intergovernmental Cooperation Act"), to enter into agreements with other political subdivisions, in accordance with existing laws, in performing government powers and duties and functions and in carrying into effect provisions of law relating to subjects which are common to such political subdivisions; and

**WHEREAS,** Warriors Mark Township, Spruce Creek Township and Franklin Township (collectively, the "Municipalities") desire to enter into an Intermunicipal Agreement to provide for a procedure to appoint a Joint Emergency Management Coordinator in the performance of their duties; and

**WHEREAS,** the Municipalities believe that it would be in the best interest of their respective citizens and residents to enter into an Intermunicipal Agreement to share the cost and responsibilities associated with hiring an Emergency Management Coordinator among the Municipalities.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Warriors Township, Huntingdon County, Pennsylvania as follows:

**SECTION I:** The above recitals are incorporated herein by reference thereto and made a part of this Resolution.

**SECTION II:** The Board of Supervisors of Warriors Township hereby approves an Intermunicipal Agreement to provide for the appointment of a Joint Emergency Management Coordinator to be shared with Spruce Creek Township and Franklin Township.

**SECTION III:** In accordance with §2307 of the Intergovernmental Cooperation Act, the Board of Supervisors of Warriors Mark Township hereby declares that:

A. The duration of this Agreement shall be perpetual until such time that two or more of the Municipalities wish to change its terms.

B. The purpose and objective of the Intermunicipal Agreement is for the Municipalities thereto to establish the procedure for the appointment of a Joint Emergency Management Coordinator and sharing the expense of said appointee's salary, expenses and cost of required training.

C. The Joint Emergency Management Coordinator shall assume the responsibilities and functions of the Emergency Management Coordinator for the Township in accordance with the terms and conditions stated in the Agreement.

D. The Joint Emergency Management Coordinator shall be an employee of Warriors Mark Township, however, all costs, such as payroll taxes, workers compensation, and other charges incurred by Warriors Mark Township for the employment of the Joint Emergency Management Coordinator shall be shared equally between the parties hereto, based on the number of parties to the Agreement.

E. Warriors Mark Township will manage the budget for the parties to this Agreement, and on a quarterly basis will bill the other parties to this Agreement for their respective shares of the JEMC operating costs and other expenses. Warriors Mark Township will not charge the other municipalities for Secretarial time involved in such billings and in managing the budget.

**SECTION IV:** SEVERABILITY.

If any sentence, clause, section, or part of this Resolution is for any reason found unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts hereof. It is hereby declared the intent of the Board of Supervisors of Warriors Mark Township that this Resolution would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included therein.

**SECTION V:** EFFECTIVE DATE.

This Resolution shall take effect in accordance with law.

This Resolution made and adopted this 3rd day of January 2023.

WARRIORS MARK TOWNSHIP
BOARD OF SUPERVISORS

L. Stewart Neff, Chair

Peter Liese, Vice Chair

Brian Hockenberry, Supervisor

ATTEST:

Julie Brenneman, Secretary