

**AN ORDINANCE OF THE TOWNSHIP OF COOPER,, MONTOLJR  
COUNTY, PENNSYLVANIA, PROVIDING FOR ENTERING INTO  
AN INTERGOVERNMENTAL COOPERATION AGREEMENT  
WITH THE COUNTY AND OTHER MUNICIPALITIES LOCATED  
WITHIN MONTOUR COUNTY, PENNSYLVANIA, FOR THE  
PURPOSE OF ESTABLISHING ONE JOINT EMERGENCY  
OPERATIONS PLAN FOR THOSE PARTICIPATING  
MUNICIPALITIES.**

**WHEREAS**, certain municipalities located within Montour County, Pennsylvania, desire to enter into an Intergovernmental Cooperation Agreement to provide for the creation of one joint emergency operations plan that can be used by the County and the individual municipalities to plan for and respond to any natural or man-caused disaster emergencies that may occur within the geographical boundaries of Montour County; and

**WHEREAS**, said municipalities, for the purpose of carrying the provisions of the Intergovernmental Cooperation Act into effect, deem it appropriate to enter into such agreement; and

**WHEREAS**, the governing bodies of the municipalities believe that the interest of the respective taxpayers is best served by the creation of one joint emergency operations plan rather than through individual municipal emergency operations plans; and

**NOW THEREFORE**, be it Ordained and enacted by the Township, Board of Supervisors of Cooper Township, Montour County, Pennsylvania, and it is hereby Ordained and Enacted by the authority of and pursuant to the provisions of the Act of December 19, 1996, No. 177, P.L. 1158, 53 Pa. C.S.A. 2301-2315, and pursuant to the authority and the provisions of the Emergency Management Services Code 35 Pa. C.S.A. 7 101-7707, as amended, as follows:

## **Section 1 - Title**

This ordinance shall be known as the Cooper Township Joint Emergency Operations Plan Ordinance.

## **Section 2- Parties**

The Township of Cooper hereby resolves to enter into an Intergovernmental Cooperation Agreement with certain other townships and boroughs of Montour County that have enacted a similar Ordinance and such other municipalities as would desire to enter into an Intergovernmental Agreement in the future, whereby a Montour County Joint Emergency Operations Plan will be created.

## **Section 3- Purpose**

The purpose of the County Emergency Operations Plan is to plan for and respond to any natural or man-caused disaster emergencies that may occur within the geographical boundaries of Montour County.

## **Section 4- Conditions of Agreement**

The conditions of the Intergovernmental Cooperation Agreement to be entered into between the participating municipalities and the County are generally as follows:

- A. The municipalities agree that they shall take steps to assure the formulation of the County Emergency Operations Plan, and they shall

adopt and declare the County Emergency Operations Plan to be the emergency operations plan of each of their municipalities for the purpose of fulfilling the requirement in Subsection 7503(1) of the Emergency Management Services Code to prepare, maintain, and keep current a disaster emergency management plan for each of their municipalities.

- B. Beach municipality agrees and shall provide necessary information to the County Emergency Management Agency on a periodic basis, as determined by the Coordinator of the Montour Emergency Management Agency (hereafter referred to as the Coordinator), in order to prepare and maintain a joint Emergency Operations Plan that can and will be implemented for response to emergencies affecting the municipalities that are parties to this Agreement. Each municipality agrees that the County Emergency Operations Plan shall constitute the joint Emergency Operations Plan of the municipalities.
- C. Each municipality shall provide reimbursement to the Montour County Emergency Management Agency for the printing and mailing of the said joint emergency operations plan.
- D. Each municipality agrees to use the Montour County Emergency Operations Plan for a term of five (5) years. At the end of this period of time, any municipality may withdraw from this Agreement after providing: a) thirty (30) days written notice to the other member municipalities; and b) acceptance by the Montour County Emergency Management Coordinator of a stand-alone emergency operations plan for that municipality. This Agreement, however, shall continue to exist among the remaining municipalities.

## **Section 5 – Repeal of Inconsistent Resolutions and Ordinances**

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

**Section 6 - Invalidity**

The invalidity of any part of this Ordinance shall not affect the validity of any other part of this ordinance.

**Section 7 – Registration with County**

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

**Section 8- Effective Date**

This Ordinance shall become effective upon enactment by the Board of Supervisors of Cooper Township, Montour County, Pennsylvania.

Resolved and Enacted by the Board of Supervisors of Cooper Township, Montour County, Pennsylvania, on this 12<sup>th</sup> day of **February**, 2004.

**TOWNSHIP OF COOPER**

**By:**

Terry Heimbach

Wallace B. Mottern

Charles A. Stine, Jr.

**ATTEST:**

Paula Heimbach, Secretary