

BOROUGH OF NEWBURG
ORDINANCE NO. 2019-005

**AN ORDINANCE OF BOROUGH OF NEWBURG, CUMBERLAND COUNTY, PENNSYLVANIA,
AUTHORIZING, APPROVING AND ADOPTING AN
INTERGOVERNMENTAL COOPERATION AGREEMENT WITH THE
NORTH NEWTON TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA,
FOR MAINTENANCE AND SERVICE WITHIN THE BOROUGH OF NEWBURG**

WHEREAS, Borough of Newburg has the authority, pursuant to 53 P.S. Section 66507, Act of May 1, 1933, P.L. 103, Reenacted and Amended, November 9, 1995, P.L. 350, to enter into intergovernmental 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 subdivision; and

WHEREAS, Borough of Newburg has entered into an Intergovernmental Cooperation Agreement with North Newton Township wherein North Newton Township will provide to the Borough of Newburg certain maintenance services as needed by the Borough of Newburg; and,

WHEREAS, Borough of Newburg believes that it is in the best interest of its citizens to adopt this Ordinance ratifying an Intergovernmental Cooperation Agreement with North Newton Township.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED and it is hereby adopted by the Borough Council of the Borough of Newburg that:

SECTION 1: The preamble recited above is incorporated by reference herein.

SECTION 2: Borough of Newburg shall enter into the Intergovernmental Agreement with the North Newton Township to permit North Newton Township to perform certain maintenance services within the Borough of Newburg at the request of the Borough of Newburg and such services will be paid for by the Borough of Newburg in accordance with the rate schedule attached to the aforesaid Intergovernmental Agreement. The rate schedule of "Exhibit A" may be amended periodically by each municipality at their respective public meetings by resolution. Sixty (60) days' prior notice of any proposed amendment to the rate schedule must be provided to the other municipality.

SECTION 3: The Borough Council of Borough of Newburg is authorized and directed to execute all documents and to do all other acts as may be necessary and proper to carry out this Ordinance and the undertaking of this Borough.

SECTION 4: The initial term of the Agreement shall be for a period of one year to commence upon execution of the Agreement and it will automatically renew annually thereafter.

SECTION 5: All other Ordinances or parts of Ordinances inconsistent herewith shall be and the same are expressly repealed.

SECTION 6: In the event that any provision, section, sentence, clause or portion of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or portion of this Ordinance. It being the intent of such remainder shall be and shall remain in full force and effect.

SECTION 7: It is declared that enactment of this Ordinance is necessary for the protection, benefits and preservation of the health, safety and welfare of the inhabitants of this Borough.

SECTION 8: This Ordinance shall take effect immediately.

DULY ENACTED AND ORDAINED this 16 day of December, 2019 by the Borough Council of the Borough of Newburg, Cumberland County, Pennsylvania, in lawful session duly assembled.

Attest:

BY:



Sara Rhine, Secretary

Borough of Newburg

BY:



Nathan Shoemaker, President

BY:



Melissa Negley, Mayor

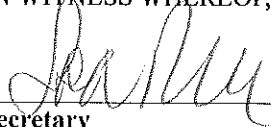
CERTIFICATE

I, the undersigned, Secretary of the Borough Council of the Borough of Newburg, Cumberland County, Pennsylvania, certify that the foregoing is a true and correct copy of an Ordinance of the Borough Council which was duly enacted by affirmative vote of a majority of the members of Council at a meeting duly held on 16, December 2019; at which meeting a quorum was present; that said Ordinance has been duly recorded in the Minute Book of the Borough of Newburg; that said Ordinance remains in full force and effect, without amendment, alteration or repeal, as of the date of this Certificate.

I further certify that the meeting at which Council adopted said Ordinance was a public meeting duly held after giving public notice of the date, time and place of such meeting by posting and publishing such notice at the time and in the manner required by Act No. 84 of the General Assembly of the Commonwealth of Pennsylvania, approved July 3, 1986.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Borough, this 16 day of December 2019.

Secretary



Date

12/16/2019