

ORDINANCE NO. 04-02

**MORGAN TOWNSHIP
GREENE COUNTY, PENNSYLVANIA**

**AN ORDINANCE AUTHORIZING INTERGOVERNMENTAL
COOPERATION BY ESTABLISHING MEMBERSHIP IN THE
JEFFERSON-MORGAN AREA COUNCIL GOVERNMENTS
AND ESTABLISHING THE CONDITION OF SAID
MEMBERSHIP PURSUANT TO THE REQUIREMENTS OF
ACT 177 OF 1996, 53 PA C.S.A. §2301 et. seq. AS AMENDED, OF
THE COMMONWEALTH OF PENNSYLVANIA**

WHEREAS, Act 177 of 1996, 53 PA C.S.A. §2301 et. seq., is the law governing intergovernmental cooperation within the Commonwealth of Pennsylvania; and

WHEREAS, membership in the Jefferson-Morgan Regional Council of Governments is the agency Morgan Township has adopted to cooperate with other governmental or quasi-governmental units in the execution of those municipal functions deemed by Morgan Township to be accomplished best through cooperation with other governments or quasi-governmental units; and

WHEREAS, Act 177 of 1996, 53 PA C.S.A. § 2301 et. seq., 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, Morgan Township desires the Jefferson-Morgan Regional Council of Governments to be as useful as possible to Morgan Township and to the residents thereof; and

WHEREAS, the Pennsylvania Second Class Township Code, provides authority to enact Ordinances relating to the subject of this Ordinance and the procedure thereof.

NOW THEREFORE, pursuant to the authority conferred upon it by the Second Class Township Code of Pennsylvania and other laws of the Commonwealth of Pennsylvania, the Board of Supervisors of the Township of Morgan, County of Greene, Pennsylvania, does hereby enact this Ordinance as aforementioned by ENACTING AND ORDAINING the following:

SECTION 1: SHORT TITLE

This Ordinance shall be known as the "JEFFERSON-MORGAN REGIONAL COUNCIL OF GOVERNMENTS ORDINANCE."

SECTION 2: MEMBERSHIP

That Morgan Township join and be a member of the Jefferson-Morgan Regional Council of Governments.

SECTION 3: CONDITION OF AGREEMENT

That no action taken by the Jefferson-Morgan Regional 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 Jefferson-Morgan Regional Council of Governments, according to the procedure set forth in the appropriate municipal code and laws of the Commonwealth of Pennsylvania.

SECTION 4: DURATION OF TERM

That this agreement would be in effect until repealed by a member municipality, and shall be in accordance with the Bylaws of the Jefferson-Morgan Regional Council of Governments with regard to withdrawal.

SECTION 5: PURPOSE AND OBJECTIVES

That the Jefferson-Morgan Regional 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 Jefferson-Morgan Regional Council of Governments shall undertake such other projects/programs/activities related to municipal governments as the General Assembly may direct, subject to the provisions of Section 3.

SECTION 6: MANNER AND EXTENT OF FINANCING

That the Jefferson-Morgan Regional Council of Governments be financed by allocations received by member municipalities and/or funds donated by public and/or private sources.

SECTION 7: ORGANIZATION STRUCTURE

That the Jefferson-Morgan Regional Council of Governments be the agent for the Morgan Township in matters pertaining to this Agreement; that a legislative officer of each municipality be a representative of the Jefferson-Morgan Regional Council of Governments, there shall also be appointed an alternate(s) from absence; and that the officers of the Jefferson-Morgan Regional Council of Governments be authorized to act as they deem necessary, in accordance with its Bylaws; subject to Section 3 and 6.

SECTION 8: ACQUISITION/MANAGEMENT/DISPOSAL OF PROPERTY

The real or personal property necessary to implement this Agreement be acquired, managed and disposed by the Jefferson-Morgan Regional Council of Governments, in accordance with the Bylaws of the Council of Governments and any law(s) or contract(s) that apply.

SECTION 9: BYLAWS

That the Bylaws of the Jefferson-Morgan Regional Council of Governments attached hereto and made a part hereof and hereby approved.

SECTION 10: SEVERABILITY

The provisions of this Ordinance are hereby declared severable, and if any of its provisions shall be held to be invalid or unconstitutional, or otherwise void for any reason, such decision shall not affect or impair any of the remaining provisions hereof; it is hereby declared to be the intent of the Township that this Ordinance would have been adopted if such invalid, unconstitutional, or otherwise void provision had not been included herein.

SECTION 11: REPEALER

Any Ordinance containing any provision inconsistent herewith to the extent that such provisions are inconsistent, those provisions are also hereby repealed.

SECTION 12: EFFECTIVE DATE

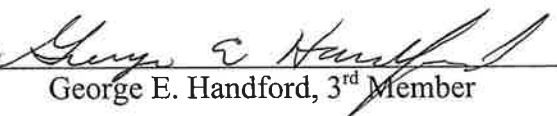
This Ordinance shall become effective immediately.

ORDAINED AND ENACTED INTO LAW by the Board of Supervisors of Morgan Township, Greene County, Pennsylvania, this 3rd day of December, 2002.

**TOWNSHIP OF MORGAN
BOARD OF SUPERVISORS**

By: 
Shirl Barnhart, Chairman

By: 
James Gayman, Vice Chairman

By: 
George E. Handford, 3rd Member

ATTEST:


Relda K. Litten, Secretary

(SEAL)