

ORDINANCE 2011 -3

AN ORDINANCE OF COOKE TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, AUTHORIZING, APPROVING AND ADOPTING AN INTERGOVERNMENTAL COOPERATION AGREEMENT WITH SOUTHAMPTON TOWNSHIP, CUMBERLAND COUNTY, AUTHORIZING AND DIRECTING EXECUTION, ACKNOWLEDGEMENT AND DELIVERY OF SAID AGREEMENT; AND DIRECTING OTHER NECESSARY AND PROPER ACTION.

WHEREAS, the Board of Supervisors of Cooke Township have the authority, pursuant to the Township Code, 53 P.S. § 46202 (34), 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, the Board of Supervisors of Southampton Township has the authority, by Ordinance, pursuant to 53 P.S. Section 66507, as amended and 53 Pa. C.S.A. 2301, et seq., 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, the Board of Supervisors of Cooke Township believe that it is in the best interest of its citizens to adopt this Ordinance ratifying an Intergovernmental Cooperation Agreement with Southampton Township, Pennsylvania relating to garbage collection.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED and it is hereby adopted by the Supervisors of Cooke Township as follows:

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

SECTION 2: The Board shall enter into the Intergovernmental Cooperation Agreement attached hereto, incorporated by reference herein, and labeled as Exhibit "A", or in substantially the same form, relating to refuse collection, bulk item collection, and recycling.

SECTION 3: A copy of the Intergovernmental Cooperation Agreement, in the form so presented to this meeting and so approved, shall be filed with the Township Secretary and shall be made available for inspection at reasonable times by interested persons requesting such inspection.

SECTION 4: The Supervisors of Cooke Township and the Cooke Township Secretary are authorized and directed to execute, to attest and acknowledge, and to deliver the said Intergovernmental Cooperation Agreement.

SECTION 5: The proper officers of Cooke Township are 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 Cooke Township.

SECTION 6: The term of the Agreement shall commence on January 1, 2012 and shall continue through June 30, 2016.

SECTION 7: All other Ordinance or parts of Ordinances inconsistent herewith shall be and the same are expressly repealed.

SECTION 8: In the event that any provision, section, sentence, clause or portion of this Ordinance shall be held invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or portion of this Ordinance, it being the intent that such remainder shall be and shall remain in full force and effect.

SECTION 9: This Ordinance shall take effect as provided by law.

DULY ENACTED AND ORDAINED this 4th day of October, 2011, by the Supervisors of Cooke Township, Cumberland County, Pennsylvania, lawful session duly assembled.

**TOWNSHIP OF COOKE
CUMBERLAND COUNTY, PENNSYLVANIA**

ATTEST:

CARL W. JONES, III, CHAIRMAN

**CAROL JONES
SECRETARY**

SAM SANGIALOSI, VICE CHAIRMAN

DIANE M. BATT, SUPERVISOR

CERTIFICATE

I, the undersigned, Secretary of Cooke Township, Cumberland County, Pennsylvania (the "Township"), verify that the foregoing is a true and correct copy of an Ordinance of Cooke Township which was duly enacted by affirmative vote of a majority of the members of the Supervisors of Cooke Township at a meeting duly held on 4 October, 2011, that said Ordinance has been duly recorded in the Ordinance Book of the Township; that said Ordinance was duly published on 21 September, 2011 as required by law in a newspaper of general circulation in the Township; and that said Ordinance remains in effect, unaltered and unamended, as of the date of this Certificate.

I further certify that the meeting at which the Supervisors of Cooke Township 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 the Sunshine Act: Open Meetings Law, 65 Pa.C.S. §701 et seq.

IN WITNESS WHEREOF, I set my hand and affix the official seal of Cooke Township, this 4th day of October, 2011.

Carol Jones, Secretary

(SEAL)