

BOROUGH OF PORTAGE
Portage, Pennsylvania

ORDINANCE NO. 7-2021

AN ORDINANCE ADOPTING AN INTERGOVERNMENTAL COOPERATION AGREEMENT BY AND BETWEEN PORTAGE BOROUGH, PORTAGE TOWNSHIP, AND THE PORTAGE AREA SCHOOL DISTRICT, BY CREATING AND CONTINUING THE PORTAGE AREA JOINT PARKS AND RECREATION COMMISSION AND PROVIDING FOR THE ACQUISITION, DEVELOPMENT AND OPERATION OF REGIONAL PARKS AND RECREATION AREAS, FACILITIES AND PROGRAMS.

WHEREAS, Portage Borough (“Borough”), Portage Township (“Township”) and the Portage Area School District (“School District”) previously executed joint agreements creating the Portage Area Joint Parks and Recreation Commission, previously known as the Portage Area Joint Recreation Commission; and

WHEREAS, the Borough, Township and School District have determined that a revised agreement for the Portage Area Joint Parks and Recreation Commission is necessary and desirable; and

WHEREAS, Section 2303 of Pennsylvania’s Intergovernmental Cooperation Law (53 Pa. C. S. § 2301 et seq.) authorizes two or more local governments to cooperate in the exercise or in the performance of their respective governmental functions, powers or responsibilities and enter into any joint agreements as may be deemed appropriate for those purposes.

NOW THEREFORE, the Borough of Portage **HEREBY ORDAINS:**

SECTION 1. The Borough, Township and School District wish to cooperate in the formation of the Portage Area Joint Parks and Recreation Commission which will acquire, develop and operate regional parks and recreation areas, facilities and programs.

SECTION 2. In order to formalize the Borough's participation in the Portage Area Joint Parks and Recreation Commission, there is hereby adopted, approved, authorized and ratified a joint cooperation agreement ("Intergovernmental Agreement"), a copy of which is attached hereto.

SECTION 3. The attached Intergovernmental Agreement specifies as follows:

- (1) The conditions of the Intergovernmental Agreement;
- (2) The duration of the term of the Intergovernmental Agreement which is initially five years renewable year to year thereafter;
- (3) The purpose and objectives of the Intergovernmental Agreement, including the powers and scope of authority delegated;
- (4) The Intergovernmental Agreement will be financed by contributions from the Borough and Township which shall be initially on a per capita basis in the amount of \$5.50 per year;
- (5) The organizational structure necessary to implement the Intergovernmental Agreement;
- (6) The manner in which real or personal property shall be acquired, managed, licensed or disposed of; and

(7) The Portage Area Joint Parks and Recreation Commission shall be empowered to enter into contracts for policies of group insurance and employee benefits, including social security, for its employees.


SECTION 4. The proper officers of the Borough, as applicable, are authorized and directed to execute, to attest, to acknowledge and to deliver all documents, on behalf of the Borough, in the form so approved. Proper officers of are authorized and directed to execute any and all documents and to do any and all other acts that may be necessary and proper to carry out this Ordinance.

ORDAINED and ENACTED at a duly assembled public meeting by the Borough of Portage, Cambria County, Pennsylvania this 1st day of November, 2021.

BOROUGH OF PORTAGE

BY: 
George Wozniak; President of Council

ATTEST:


Michelle Claar
Secretary