

**FILE OF THE CITY CLERK**

**ADMINISTRATION ORDINANCE NO. 18 - 2014**

**ADMINISTRATION BILL NO. 18 - 2014**

**INTRODUCED – NOVEMBER 11 2014**

**ADOPTED BY COUNCIL – NOVEMBER 25, 2014**

**AN ORDINANCE OF THE CITY OF LANCASTER APPROVING AND AUTHORIZING THE MAYOR OF THE CITY OF LANCASTER TO ENTER INTO A COOPERATIVE MAINTENANCE AGREEMENT WITH MANHEIM TOWNSHIP AND EAST HEMPFIELD TOWNSHIP, PURSUANT TO THE INTERGOVERNMENTAL COOPERATION LAW, 53 PA.C.S.A., CHAPTER 23, SUBCHAPTER A.**

**WHEREAS**, under and by virtue of the authority of subchapter A (Intergovernmental cooperation) of Sub-Part D (Area of Government and Intergovernmental Cooperation) of the General Local Government Code, 53 PA.C.S.A. § 2301 ET SEQ., the City of Lancaster, Lancaster County, Pennsylvania does hereby enact and ordain as follows;

**WHEREAS**, the City of Lancaster ("City") has agreed to enter into the Cooperative Maintenance Agreement ("Agreement") attached to this Ordinance, with Manheim Township and East Hempfield ("Townships"), in order to provide for the obligations of the City and the Townships with respect to the MJSS as defined in the Agreement;

**WHEREAS**, the term of the Agreement is indefinite;

**WHEREAS**, the purpose and objectives of the Agreement are as provided in the Agreement;

**WHEREAS**, the responsibility for costs concerning the obligations under the Agreement are as set forth in the Agreement;

**WHEREAS**, the Agreement does not provide for the formation of any entity or new organizational structure;

**WHEREAS**, unless provided for in the Agreement, it is not anticipated that any real or personal property will be acquired pursuant to the Agreement; and

**WHEREAS**, no entity is empowered to enter into contracts for policies for group insurance and employee benefits, including social security, for employees, under the Agreement.

**NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED AND ENACTED** by the City Council of the City of Lancaster, Lancaster County, Pennsylvania, as follows:

**SECTION 1.** The Mayor of the City of Lancaster be and hereby is directed and authorized to execute the Agreement on behalf of the City.

**SECTION 2.** In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any of the remaining provisions, sections, sentences, clauses or parts of this Ordinance; it being the intent of the City of Lancaster that the remainder of the Ordinance shall be and shall remain in full force and effect.

**SECTION 3.** The City's obligation to enter into the Agreement and its obligations under the Agreement are expressly conditioned upon approval by City Council and execution thereof by the proper officials of the City.

**SECTION 4.** This Ordinance shall become effective as provided by the laws of the Commonwealth of Pennsylvania.

DULY ORDAINED AND ENACTED this 25<sup>th</sup> day of November, 2014, by the Council of the City of Lancaster, Lancaster County, Pennsylvania, in lawful session duly assembled.

ATTEST:

CITY OF LANCASTER

\_\_\_\_\_  
Janet Spleen, City Clerk

By: \_\_\_\_\_  
J. Richard Gray, Mayor