

ORDINANCE NO. 281

AN ORDINANCE OF THE BOROUGH OF CLYMER, COUNTY OF INDIANA AND COMMONWEALTH OF PENNSYLVANIA, AUTHORIZING CLYMER BOROUGH TO JOIN WITH OTHER LOCAL GOVERNMENT UNITS AS A MEMBER OF THE PENNSYLVANIA INTERGOVERNMENTAL RISK MANAGEMENT ASSOCIATION (THE "ASSOCIATION") FOR THE PURPOSE OF ENTERING INTO AN INTERGOVERNMENTAL CONTRACT TO FORM A LOCAL GOVERNMENT RISK POOL.

BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Clymer, Indiana County, Pennsylvania, and it is hereby ordained and enacted as follows:

Section 1. The Borough of Clymer shall join with other municipalities in accordance with the Pennsylvania Intergovernmental Cooperation Act by becoming a Member of the Association and entering into the Intergovernmental Contract which is adopted by reference with the same effect as if it had been set out verbatim in this Section, a copy of which shall be filed with the minutes of the meeting at which this Ordinance was adopted.

Section 2. The Borough of Clymer is hereby authorized to enter into the intergovernmental Contract for the purposes contained therein, as well as any amendments or modifications thereto as shall be required from time to time. These actions are to be taken by the duly designated officers of Borough Council.

Section 3. The Association is designated as having official custody of this municipality's funds which are invested with the Association pursuant to the terms of the Intergovernmental Contract.

Section 4. As required by the Intergovernmental Cooperation Act, the following matters are specifically found and determined:

(a) the conditions of the agreement are set forth in the Intergovernmental Contract referred to in Section 1;

(b) Clymer Borough's participation in the Association shall be terminable at any time by ordinance;

(c) The purposes and objectives of the agreement are set forth hereinabove and the Intergovernmental Contract and actions contemplated thereby and purposes and objectives contained therein are otherwise legal as part of a pooled arrangement with other governmental units, thereby achieving economic and other advantages of intergovernmental cooperation;

(d) It is not necessary to finance the agreement authorized herein from municipal funds except though the contribution of Clymer Borough's Basis Rate (as such term is defined in the Intergovernmental Contract) to the Association.

(e) the Association shall be managed by a Board of Commissions or Executive Committee as set forth in the By-Laws of the Association, a copy of which has been provided for review in connection with the adoption of this Ordinance;

(f) All property, real or personal, shall be acquired, managed or disposed of by the Association in accordance with the terms of the Intergovernmental Contract.

Section 5. This Ordinance shall become effective immediately.

ORDAINED AND ENACTED this 2nd day of December, 1997.

ATTEST:

BOROUGH OF CLYMER

Conroy L. Carter
Secretary

By John Bracken
President of Council

APPROVED this 2nd day of December, 1997

Joseph E. Kralick
Mayor

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