

**SHENANGO TOWNSHIP
LAWRENCE COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2 of 2024

**AN ORDINANCE AUTHORIZING AND ADOPTING AN
INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN
THE TOWNSHIP AND SOUTH NEW CASTLE BOROUGH FOR THE
SALE, DONATION, TRANSFER OR OTHER DISPOSITION OF
MUNICIPAL PROPERTY AND EQUIPMENT**

WHEREAS, on November 7, 2023, by a referendum the voters of Shenango Township (the TOWNSHIP) and South New Castle Borough (the BOROUGH) approved of the merger of these two municipalities;

WHEREAS, as part of the merger process, it is necessary to sell certain real property, equipment and other personal property currently owned by the BOROUGH;

WHEREAS, the TOWNSHIP and the BOROUGH desire to enter into this cooperation agreement to facilitate the sale of certain real property, equipment and other personal property currently owned by the BOROUGH;

WHEREAS, the TOWNSHIP and the BOROUGH desire to place the proceeds of the sale of such property into an escrow account in the name of _____ until such time as the merger of the two municipalities has been completed;

WHEREAS, the laws of the Commonwealth of Pennsylvania authorize the Township and the Borough to enter into intergovernmental cooperation agreements through 8 Pa. C.S. 1202(24) of the Borough Code, 53 P.S. § 66507 of the Second Class Township Code, and the Intergovernmental Cooperation Act, 53 Pa.C.S.A. § 2301, et. seq., as may be amended.

NOW, THEREFORE, be it ordained by the Board of Supervisors of Shenango Township, Lawrence County Pennsylvania, as follows:

1. The Intergovernmental Cooperation Agreement for the Sale, Donation, Transfer or Other Disposition of Municipal Property And Equipment (Agreement) as attached to this Ordinance is hereby adopted and incorporated into this Ordinance. The Agreement sets forth the following: (1) the applicable statutory authority for its enactment, (2) the term of the Agreement (until January 1, 2026), (3) the services to be provided under the Agreement, (4) the role of the Township Manager, (5) compliance with applicable laws, (6) the disposition of the proceeds of such sales, (7) warranties, (8) default, (9) termination, (10) notices, (11) required ordinances, (12) counterpart execution, (13) terms, (14) assignment, (15) amendments and modifications, (16) consent to jurisdiction, and (17) that the terms constitute the entire agreement of the parties.

2. Any ordinances or portions thereof that conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

3. If any provision of this Ordinance is held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the remaining provisions of this Ordinance to the extent that the remaining provisions are severable.

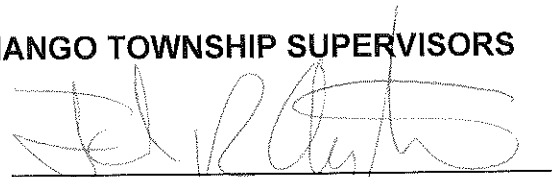
4. This Ordinance shall become effective immediately upon being duly adopted.

ENACTED AND ADOPTED THIS 8th DAY OF FEBRUARY, 2024.


ATTEST:

SHENANGO TOWNSHIP SUPERVISORS


By: Albert D. Burick, III, Secretary


Frank R. Augustine, Chairman


Brandon Rishel, Supervisor


Joseph Pascoe, Supervisor