

Chapter 20

INTERGOVERNMENTAL AGREEMENTS

[HISTORY: Adopted by the Board of Supervisors of the Township of West Earl as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Police Mutual Aid

[Adopted 7-11-2005 by Ord. No. 188]

§ 20-1. Agreement.

This Township shall enter into an agreement (the ‘agreement’) with the Borough of Akron, Lancaster County, Pennsylvania (the “Borough”), with respect, inter alia, to the provision of mutual aid by the police officers of the municipalities, which agreement is to supplement any existing agreements relating to police mutual aid and statutes providing for statewide municipal police jurisdiction and which agreement sets forth appropriate and necessary covenants and agreements of the respective parties thereto. The agreement shall be substantially in the form presented to this meeting, which agreement and the form thereof are approved.

§ 20-2. Conditions.

As required by the Intergovernmental Cooperation Law, 53 Pa.C.S.A. § 2307, the following matters are specifically found and determined:

- A. The conditions of the agreement are that Borough police officers shall have the power and authority of a Township police officer when performing police duties in the Township, and Township police officers shall have the power and authority of a Borough police officer when performing police duties in the Borough, and each municipality shall retain control over their respective police officers and shall obtain such insurance to protect against liability to the extent deemed appropriate by such municipality.
- B. The agreement shall continue until modified in writing by the mutual consent of both parties thereto or until terminated by a party giving the other ten days’ written notice of the desire to terminate the agreement.
- C. The purpose and objectives of the agreement are to supplement existing agreements relating to police mutual aid and statutes providing for statewide municipal police jurisdiction.

- D. There is no financing currently contemplated to implement the agreement.
- E. No organizational structure is necessary to implement the agreement.
- F. No property is contemplated to be acquired under the terms of the agreement. Each municipality shall retain ownership of its respective police department vehicles and equipment.
- G. No separate entity will be created under the agreement which will be empowered to enter into contracts for policies of group insurance and employee benefits.

§ 20-3. Copy of agreement to be on file.

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

§ 20-4. Authorizations.

- A. The Chairman or the Vice Chairman of the Board of Supervisors and the Secretary or Assistant Secretary of this Township, as applicable, are authorized and directed to execute, to attest and to deliver the agreement, in behalf of this Township, in the form so approved.
- B. Proper officers of this Township and the Chief of Police are authorized and directed to execute all documents and to do all other acts that may be necessary and proper to carry out this article and the undertakings of this Township in the agreement.

§ 20-5. When effective.

This article shall become effective five days after enactment, subject to the approval of the agreement by the Borough in the manner required by law.